

LAW S
OF THE
STATE OF DELAWARE

PASSED AT THE

One Hundredth and First Session
of the General Assembly

COMMENCED AND HELD AT DOVER

On Tuesday, January 4th, A. D., 1927

AND

IN THE YEAR OF THE INDEPENDENCE OF THE UNITED
STATES THE ONE HUNDRETH AND FIFTY-FIRST

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LAWS OF DELAWARE

TITLE ONE

Construction of Statutes

CHAPTER 1

AMENDMENT TO CONSTITUTION

AN ACT proposing an amendment to Article 2 of the Constitution of the State of Delaware, authorizing the General Assembly to empower municipal corporations, other than counties, to adopt zoning ordinances.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein):

Section 1. That Article 2 of the Constitution of the State of Delaware be amended by adding at the end thereof a new section to be known as Section 25 as follows:

Section 25. The General Assembly may enact laws under which municipalities, other than counties, may adopt zoning ordinances limiting and restricting to specified districts, and regulating therein buildings and structures, according to their construction, and the nature and extent of their use, and the exercise of such authority shall be deemed to be within the police power of the State.

Approved March 18, A. D. 1927.

TITLE TWO

Jurisdiction and Property of the State

CHAPTER 2

JURISDICTION, LIMITS AND SOVEREIGNTY

AN ACT authorizing the Governor and the Secretary of State of the State of Delaware to convey to the heirs of Samuel J. Wright certain lands in the Town of Newark, Delaware, now belonging to the State of Delaware.

WHEREAS, the United States of America owns a certain lot or piece of land in the Town of Newark, Delaware, bounded on the West by South College Avenue, on the South by Delaware Avenue, and on the East and North by lands of The State of Delaware, and

WHEREAS, said lot, piece or parcel of land was purchased by and is held by the United States of America, for the purpose of erecting thereon a Postoffice Building, and

WHEREAS, negotiations are pending between the United States of America and the heirs of Samuel J. Wright, deceased, for the change of said Postoffice site to another location on lands of the said heirs of Samuel J. Wright, deceased, at the corner of Main Street and Centre Street, in the Town of Newark, Delaware, and

WHEREAS, part of said negotiations are that the United States of America shall convey to The State of Delaware said lot, piece or parcel of land at the corner of South College Avenue and Delaware Avenue, provided that The State of Delaware will convey to the heirs of Samuel J. Wright, deceased, a certain lot owned by the said The State of Delaware, on the South side of Delaware Avenue, in the Town of Newark, Delaware,

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Now therefore, be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met (three-fourths of all the members elected to each branch thereof concurring therein).

Section 1. That the Governor and Secretary of State of The State of Delaware and the Trustees of the University of Delaware are hereby authorized and empowered to enter into and make any agreement with the United States of America, and the heirs of Samuel J. Wright, deceased, which the said Governor and Secretary of State of The State of Delaware may determine to be advisable and proper, for the conveyance of said lot, piece or parcel of land belonging to The State of Delaware, on the South side of Delaware Avenue, in the Town of Newark, aforesaid, to John Pilling Wright, Norris N. Wright, Ernest B. Wright, Mary Eliza Wright and Elizabeth W. Proud, the heirs of the said Samuel J. Wright, deceased, in consideration for the conveyance to The State of Delaware by the United States of America of that certain lot, piece or parcel of land in the Town of Newark, aforesaid, at the corner of South College Avenue and Delaware Avenue, recited in the preamble of this Act; and the Governor and Secretary of State of The State of Delaware are hereby further authorized, empowered and directed to execute, in the name of and under the Great Seal of The State of Delaware, a deed conveying to the said John Pilling Wright, Norris N. Wright, Ernest B. Wright, Mary Eliza Wright and Elizabeth W. Proud, their heirs and assigns, any lot, piece or parcel of land belonging to The State of Delaware, on the South side of Delaware Avenue, as aforesaid, which the said Governor, and Secretary of State of The State of Delaware, and the Trustees of the University of Delaware may agree to convey as consideration for the lot, piece or parcel of land to be conveyed by the United States of America to The State of Delaware.

Approved February 25 A. D., 1927.

CHAPTER 3

JURISDICTION, LIMITS AND SOVEREIGNTY

AN ACT to cede to the United States certain lands under water in the Delaware River, for the purpose of aiding in the improvement of said river.

WHEREAS, The Federal Government is engaged in dredging and otherwise improving the bed of the Delaware River under authority of Congress, and in the course of such improvement it has been found necessary for the Government to construct a bulkhead around portions of what are known as "Dan Baker" and "Stony Point" shoals, so as to form a basin within which the material dredged from the channel was deposited, thereby forming an island; and,

WHEREAS, The Legislature of the State of Delaware, by an Act approved April fourth, one thousand nine hundred and seven, ceded jurisdiction over and conveyed to the United States all right, title, interest and property of the State of Delaware in and to the aforesaid area, except that the State of Delaware retained its sovereignty and jurisdiction over the land conveyed so far as that all civil and criminal process issued under any law of the State of Delaware might be executed in any part of the premises conveyed; and

WHEREAS, A stone dike has been constructed by the United States from the southerly end of the aforesaid island to the New Jersey shore of the Delaware River at Stony Point, thereby forming a basin between the aforesaid island and the New Jersey shore of the Delaware River within which it is the intention of the United States to deposit material dredged from the channel; and,

WHEREAS, When filled this area will form solid land above high water connecting the aforesaid island with the New Jersey shore of the Delaware River, which it is thought important to have in the possession and under the control of the United States; and,

WHEREAS, The Government of the United States desires to acquire title to that portion of the river bottom of the Delaware River on which the aforesaid land is to be constructed: therefore,

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

Section 1. That all the right, title, interest, and property of this State in and to certain submerged land in the Delaware River between the States of Delaware and New Jersey, the location of said land, with reference to the United States Engineer Department triangulation of the said river, being more specifically described as follows:

Beginning at a point A, distant four thousand three hundred and fifteen (4,315) feet from triangulation station Stony Point on a line South sixty-five degrees forty-one minutes West (S 65° 41' W) therefrom, and distant ten thousand eight hundred fifteen and nine-tenths (10,815.9) feet from triangulation station Hope on a line North sixty-two degrees fifty minutes and twenty-six seconds West (N 62° 50' 26" W) therefrom, this point A being also the point of beginning of the boundary of a parcel of land formerly ceded to the United States by the States of Delaware and New Jersey by acts approved April fourth, one thousand nine hundred and seven, and March twenty-ninth one thousand nine hundred and seven, respectively; thence from A along the east boundary of the said land ceded to the United States by the following courses and distances; North seven degrees thirty-three minutes West (N 7° 33' 0" W) two thousand and six and two-tenths (2,006.2) feet to B; thence North five degrees forty-seven minutes West (N 5° 47' 0" W) three hundred and eighty-two and six-tenths (382.6) feet to C; thence North three degrees fifty-three minutes West (N 3° 53' 0" W) eight thousand one hundred and fifty-five (8,155) feet to D; thence North seven degrees forty-nine minutes and twenty seconds West (N 7° 49' 20" W) four thousand five hundred and nineteen (4,519) feet to E, the beginning of a curve the degree of which is thirty degrees, eleven minutes and twenty-five seconds (30° 11' 25"); thence along said curve a distance covered by a central angle of fifty-nine degrees five minutes and eleven seconds (59° 5' 11") to F; the bearing and length of the chord from E to F being North thirty-seven degrees twenty-one minutes and fifty-eight seconds West (N 37° 21' 58" W) one hundred and eighty-nine and thirty-four hundredths (189.34) feet;

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thence from F South sixty-six degrees fifty-four minutes and thirty-one seconds East (S 66° 54' 31" E) five thousand four hundred and forty-three and sixteen hundredths (5,443.16) feet to G, on the south side of Alloway Creek; thence South five degrees thirty-six minutes and thirty-five seconds East (S 5° 36' 35" E) thirteen thousand four hundred and fifty-two and ninety-five hundredths (13,452.95) feet, approximately parallel to the present shore line and between it and the high water line to H at Stony Point; thence South eighty-nine degrees fifty-six minutes and three seconds West (S 89° 56' 3" W) five thousand and eighty-four and three-tenths (5,084.3) feet to K on a sixteen degree twenty-five minute and thirty-six second (16° 25' 36") curve, which point is on the boundary of the above-mentioned land formerly ceded to the United States; thence along said curve a distance covered by a central angle of ninety-seven degrees twenty-nine minutes and three seconds (97° 29' 3") to the point of beginning; the bearing and length of the chord from K to A, the place of beginning being North forty-one degrees eleven minutes and twenty-seven seconds East (N 41° 11' 27" E) five hundred and twenty-six and twenty-two hundredths (526.22) feet; this tract of submerged land covering an area of one thousand five hundred and forty-one (1,541) acres, more or less, shall be, and hereby are, ceded to and vested in the United States of America as fully, absolutely, and to the same extent as this State now holds and is entitled to the same, together with the jurisdiction thereof.

Section 2. The sovereignty and jurisdiction of this State over the land herein conveyed, to such extent as existing at the present time, is hereby retained so far as that all civil and criminal process issued under authority of any law of this State may be executed in any part of the premises so conveyed.

Section 3. This act shall take effect immediately.

Approved February 21 A. D., 1927.

CHAPTER 4

PUBLIC LANDS

AN ACT establishing a permanent park for the use and enjoyment of the people of this State, out of or from certain public lands situated at Rehoboth, Delaware, and East of Surf Avenue in said Town.

WHEREAS, pursuant to the authority of an act of the General Assembly approved April 2, 1913, the Public Lands Commission for the State of Delaware caused to be made a survey of public lands bordering along the Atlantic Ocean at the Town of Rehoboth, Sussex County, State of Delaware, which said survey shows certain lots or pieces of land east of Surf Avenue and between Surf Avenue and the Ocean, as said Avenue is designated on the plot of lots of The Rehoboth Beach Camp Meeting Association of the Methodist Episcopal Church, said plot being of record in the office of the Recorder of Deeds, in and for Sussex County, in Deed Book 84, at page 603, etc., to be within the lines of said survey of said public lands; and

WHEREAS, it is deemed advisable to preserve the said lands between said Surf Avenue and the Atlantic Ocean as a Public Park; now, therefore

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

Section 1. That that part of the public lands at or near the Town of Rehoboth, Sussex County, and State of Delaware, which lies east of Surf Avenue in said town and south or southeast of a line running with the south line of Henlopen Avenue in the said town extended to high water of the Atlantic Ocean, and running thence in a southerly direction with high water of the said Atlantic Ocean to a point in the north line of Pennsylvania Avenue in the said town extended, and thence in a westerly course with the said line to a point at the intersection of the east line of Surf Avenue and the north line of Pennsylvania Avenue in said town and thence with the east line of Surf Avenue to the place of beginning, be the contents thereof what they may, be and they are hereby declared dedicated to be a permanent park for the enjoyment of the people of this state and their

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guests forever, or so long as it seems to the General Assembly of this state from time to time to be fit and proper to be so maintained.

Section 2. The care and protection of the said tract of land hereinbefore dedicated as a public park, shall be under the control and management of the Public Lands Commission for the State of Delaware, and the Commissioners of the Town of Rehoboth, Delaware, jointly, and the said joint commission shall take care of the said public park by improving and beautifying the same and it shall have full and complete policing powers over the said park and may from time to time arrange for the policing thereof.

Section 3. Whatever funds may be necessary for the proper care, improvement, beautifying and policing of the said park by the said Public Lands Commission for the State of Delaware and the Commissioners of the Town of Rehoboth, Delaware, acting jointly, shall be taken from funds which shall be provided by the Commissioner of the said Town of Rehoboth.

Approved March 30 A. D., 1927.

TITLE THREE

State Revenue and Supplies

CHAPTER 5

STATE REVENUE

FRANCHISE TAX

AN ACT to Amend Chapter 6 of the Revised Code of the State of Delaware relative to the State Revenue from Domestic Corporations.

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

Sec. 1. That Section 64 of Chapter 6, being Section 101 of the Revised Code of the State of Delaware, be and the same hereby is repealed.

Sec. 2. That Section 65 of Chapter 6, being Section 102 of the Revised Code of the State of Delaware, be and the same hereby is amended by striking out said Section and inserting in lieu thereof the following:

102. Sec. 65. FRANCHISE TAXES; WHAT CORPORATIONS SUBJECT TO; PAYABLE ANNUALLY; COMPANIES AND SOCIETIES CHARTERED TO PAY SICK, FUNERAL, WIDOW OR ORPHAN BENEFITS NOT TO BE DEEMED LIFE INSURANCE COMPANIES:—Every telegraph, telephone, cable or electric light company, or company organized for the distribution of electricity, heat, or power, or organized for the purpose of producing or distributing steam, heat or power, every express company, not owned by a railroad company and not otherwise taxed, every company organized for the purpose of the production, distribution, or sale of gas, every parlor, palace, or sleeping car company, every pipe line company,

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every life insurance company, every fire, marine, live stock, casualty or accident insurance company, except mutual fire insurance companies which do not issue policies on the stock plan, incorporated after the tenth day of March, A. D. 1899 under the laws of this State, shall pay an annual tax, for the use of the State, by way of license for its corporate franchise as herein-after mentioned; provided, however, that no company or society shall be construed to be a life insurance company within the purview of sections sixty-five to eighty-three inclusive of this Chapter, which, by its certificate of incorporation, shall have for its object the assistance of sick, needy or disabled members, the defraying of funeral expenses of deceased members, or to provide for the wants of the widows and families of members after death.

Sec. 3. That Section 66 of Chapter 6, being Section 103 of the Revised Code of the State of Delaware, be and the same hereby is amended by striking out said Section and inserting in lieu thereof the following:

103. Section 66. Annually on or before the first Tuesday in January, it shall be the duty of the President, Treasurer or other proper officer, or any two directors, of any corporation now existing or hereafter to be incorporated under the provisions of the laws of this State of the character specified in the preceding section, to make report to the Secretary of State, stating specifically, (with the degree of particularity required by Paragraph 2, Section 1919, being Section 5 of Chapter 65 of the Revised Code of the State of Delaware), the location of its principal office in this State, and the name of the agent upon whom service of process against said corporation may be served, the location or locations (town or towns, city or cities, street or streets and number, if number there be) of the place or places of business of said corporation without this State; the names and addresses of all the directors and officers of the company and when the terms of each expire; the amount and the number of shares of each class of its authorized capital stock, if any, and the amount and the number of shares of each class actually issued; the date appointed for the next annual meeting of the stock-

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holders for the election of directors; as well also the following particulars, namely: Each telegraph, telephone, cable or express company, not owned by a railroad company and not otherwise taxed, shall state the gross amount of its receipts from business done in this State for the year preceding the making of such report; each gas company and electric light company shall state the amount of its receipts for light or power supplied within this State for the year preceding the making of such report, and the amount of dividends declared or paid during the same time; each company organized for the distribution of heat or power or organized for the purpose of producing or distributing steam, heat or power, shall state the amount of its receipts for the distribution of heat or power, or for the production or distribution of steam, heat or power within this State for the year preceding the making of such report, and the amount of dividends declared or paid during the same time; each parlor, palace or sleeping car company shall state the gross amount of its receipts for fare or tolls for transportation of passengers within this State during the same time; each pipe line company engaged in the transportation of oil or crude petroleum shall state the gross amount of its receipts from the transportation of oil or petroleum through its pipes or in and by its tanks or cars in this State during the same time; each fire, marine, live-stock, casualty or accident insurance company shall state the total amount of premiums received by it for insurance upon the lives of persons resident, or property located, within this State during the same time; each life insurance company shall state the total amount of premiums received by it for insurance upon the lives of persons resident within this State, during the same time.

Every other corporation shall file with the Secretary of State on or before the first Tuesday in January in each year an annual report which shall state, (with the degree of particularity required by Paragraph 2, Section 1919, being Section 5 of Chapter 65 of the Revised Code of the State of Delaware), the location of its principal office in this State, and the name of the agent upon whom service of process against said company may be served; the location or locations (town or towns, city

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or cities, stating the streets and numbers, if numbers there be) of the place or places of business of said company without this State; the names and addresses of all the directors and officers of the company, and when the terms of each expire; the date appointed for the next annual meeting of stockholders for the election of directors; the amount and the number of shares of each class of its authorized capital, the amount and the number of shares of each class actually issued, the amount invested in real estate, the tax annually thereon, and the amount invested in manufacturing or mining in this State, or both; and, if exempt from taxation under the provisions of Sections 68, 72 and 83 of this Chapter, the specific facts entitling such corporation to exemption from taxation aforesaid, provided, that no part of this section shall apply to corporations which are by law under the supervision of the Insurance Commissioner; if such report is not so made and so filed the corporation shall forfeit to the State the sum of two hundred dollars, to be recovered with costs in an action of debt, to be prosecuted by the Attorney-General, who shall prosecute such actions whenever it shall appear that this section has been violated; and provided further, if such report shall not be so made and filed, all the directors of any such corporation, who shall wilfully refuse to comply with the provisions thereof and who shall be in office during the default, shall at the time appointed for the next election, and for a period of one year thereafter, be thereby rendered ineligible for election or appointment to any office in the company as directors or otherwise; no director shall be thus disqualified for the failure to make and file such report, if he shall file with the Secretary of State before the time appointed for holding the next election of directors after such default a certificate stating that he has endeavored to have such report made and filed, but that the officers have neglected to make and file the same, and shall report the items required to be stated in such annual report so far as they are within his knowledge, or are obtainable from sources of such information open to him, verified by him to be true to the best of his knowledge, information and belief; the Secretary of State shall upon application, furnish blanks in proper form and shall safely keep in his office all such reports,

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which shall be open to the inspection of all persons at proper hours.

In case any such corporation shall fail to file such report within the time required by this section, and in case the agent in charge of the principal office of such company upon whom process against such company may be served shall die, or shall resign, or shall remove from the State, or such agent cannot with due diligence be found, it shall be lawful while such default continues, to serve process against such corporation upon the Secretary of State, and such service shall be as effectual to all intents and purposes as if made upon the president or head officers of such corporation, and within two days after such service upon the Secretary of State as aforesaid, it shall be the duty of the Secretary of State to notify such corporation thereof by letter directed to such corporation at its registered office, in which letter shall be inclosed a copy of the process or paper served; and it shall be the duty of the plaintiff in any action in which said process shall be issued to pay to the Secretary of State, for the use of the State, the sum of three dollars, which said sum shall be taxed as a part of the costs in said suit if the plaintiff shall prevail therein; the Secretary of State shall keep a book to be called the "process book", in which shall be entered alphabetically, by the name of the plaintiff and defendant therein, the title of all causes in which processes have been served upon him, the text of the process so served, the return day thereof, and the day and hour when the service was made.

All companies incorporated under the General Corporation Law of this State, accepting the provisions of the Constitution of Delaware and coming under the supervision of said law, shall file an annual report with the Secretary of State as hereinbefore provided in this section, provided further, however, that in the discretion of the Secretary of State the filing fee may be remitted in the case of a charitable or beneficial organization, carried on without profit, or a corporation that is required to file a report with the Insurance Commissioner for which a fee is collected.

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Sec. 4 That Sections 68 and 68 A of Chapter 6, being Sections 105 and 105 A, respectively, of the Revised Code of the State of Delaware, be and the same hereby are amended by striking out said Sections and inserting in lieu thereof, the following Sections:

105. Sec. 68. RATES OF FRANCHISE TAXES:—All corporations incorporated under the laws of this State after the Tenth day of March, A. D. 1899, shall pay an annual license fee or franchise tax to the State School Tax Department, as follows:

Where the amount of the authorized capital stock does not exceed two hundred and fifty shares, Five Dollars; where the amount of the authorized capital stock exceeds two hundred and fifty shares but is not more than one thousand shares, Ten Dollars; where the authorized capital stock exceeds one thousand shares but is not more than three thousand shares, Twenty Dollars; where the authorized capital stock exceeds three thousand shares but is not more than five thousand shares, Twenty-five Dollars; where the authorized capital stock exceeds five thousand shares but is not more than ten thousand shares, Fifty Dollars; and the further sum of Twenty-five Dollars per year on each ten thousand shares or part thereof in excess of ten thousand shares; provided, however, that any such corporation shall be required to pay only one-half of the amount of taxes scheduled above if the corporation shall show in its annual report that it is not engaged in any business, but in no case shall the amount of tax be less than Five Dollars for any year; and provided further than any number of shares having par value but having a total par value of less than or equal to One Hundred Dollars shall be counted as only one share.

This Section shall not apply to railroad, railway, canal or banking corporations, or to savings banks, cemeteries or religious corporations, or to purely charitable or educational associations, or to telegraph, telephone, cable or express corporations or to corporations organized for the distribution of electricity, heat or power or organized for the purpose of producing or distributing steam, heat or power or organized for the purpose of the production, distribution or sale of gas, or to pipe line, parlor, palace

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or sleeping car corporations, or to insurance companies, or to any corporations at least fifty per centum of whose capital stock issued and outstanding is invested in business carried on within this State; but if any corporation not excluded from the application of this Section shall have less than fifty per centum of its capital stock issued and outstanding invested in business carried on within this State such corporation shall pay the annual license fee or franchise tax herein provided, but in the computation of the number of its shares and of such tax, such corporation shall be entitled to a deduction from the amount of its authorized capital stock of the assessed value of its real and personal property within this State.

105 A. Sec. 68 A. RATES OF FRANCHISE TAXES; DUTIES OF INSURANCE COMMISSIONER:— Each telegraph, telephone, cable and express corporation carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax at the rate of one per centum upon the gross amount of its receipts so returned or ascertained.

Each corporation organized for the distribution of electricity, heat or power, or organized for the purpose of producing or distributing steam, heat or power, or organized for the purpose of the production, distribution or sale of gas, and carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax at the rate of two-fifths of one per centum upon the gross amount of its receipts so returned or ascertained, and four per centum upon the dividends in excess of four per centum so paid or declared by any such corporation.

Each pipe line corporation carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax at the rate of three-fifths of one per centum upon the gross amount of its receipts so returned or ascertained, but if any pipe line corporation has part of its transportation line in this State and part thereof in another State or other States, such corporation shall return a statement of its gross receipts for transportation of oil or petroleum over its whole line, together with a statement of the whole length of

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its line, and the length of its line in this State, and such corporation shall pay an annual license fee or franchise tax to the State School Tax Department, at the aforesaid rate, upon such proportion of its said gross receipts as the length of its line in this State bears to the whole length of its line.

Each parlor, palace, or sleeping car corporation carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax at the rate of one and one-half per centum upon the gross amount of its receipts so returned or ascertained.

In addition to all other taxes, fees and charges now required by law, each insurance company other than life carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax at the rate of three-fourths of one per centum upon the gross amount of its premiums so returned or ascertained; and each life insurance company carrying on business within this State shall pay to the State School Tax Department an annual license fee or franchise tax of two per centum upon the gross amount of the premiums so returned or ascertained. In computing the gross amount of premiums received and assessments collected deductions for dividends paid to policy holders shall be permitted. The insurance commissioner of this State shall ascertain and report to the State School Tax Department all facts necessary to enable the said Department to determine and fix the amount of taxation to be paid by life insurance companies under this Section and shall also certify to each of said companies the amount of such taxation under this Section.

106. Sec. 69. FRANCHISE TAX ACCOUNTS; CERTIFIED BY SECRETARY OF STATE TO STATE SCHOOL TAX DEPARTMENT; NOTICE TO TAXABLE; TO BEAR INTEREST WHEN; SECRETARY OF STATE MAY INVESTIGATE REPORTS FILED UNDER SECTIONS 66 to 82:— The Secretary of State shall certify and report to the State School Tax Department on or before the first day of April in each year, a statement of the basis of the annual license fee or franchise tax determined from the annual report filed by each corporation as hereinbefore required, and the amount of tax due thereon

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respectively at the rate fixed by Section 68 and Section 68 A of this Chapter; such tax shall thereafter become due and payable and it shall be the duty of the State School Tax Department to immediately notify all of said corporations of the amount of such license fee or franchise tax due and payable by them to the said School Tax Department and to receive such license fee or franchise tax. Four-fifths of all license fees or franchise taxes received by the State School Tax Department under the provisions of Section 68 and Section 68 A of this Chapter shall be paid over to the State Treasurer by the State School Tax Department, to be used by the State Board of Education for the support and maintenance of the free public schools of this State and the remainder of such license fees or franchise taxes shall be paid over to the State Treasurer by the State School Tax Department and shall become a part of the general funds of the State. If the tax of any corporation or company remains unpaid on the first day of July after the same becomes due, the same shall henceforth bear interest at the rate of one percentum for each month until paid; the Secretary of State shall have power to inquire into the truth or falsity of every report required to be filed by Sections 66 to 82 of this Chapter as may be necessary to carry out the provisions hereof; and may require the production of the books of any such corporation and may swear or affirm and examine witnesses in relation thereto.

Sec. 6. That all acts or parts of acts inconsistent with this Act be and they are hereby repealed to the extent of such inconsistency only.

Approved March 2, A. D., 1927.

CHAPTER 6

STATE REVENUE

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AN ACT to amend an Act entitled "An Act to Amend Chapter 6 of the Revised Code of the State of Delaware relative to the State Revenue from Domestic Corporations," approved March 2, 1927.

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

Sec. 1. That the Act approved March 2, 1927, entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware relative to the State Revenue from Domestic Corporations", be and the same is hereby amended by adding at the end of said Act a new section to be known as Section 7, as follows:—

"Sec. 7. No franchise tax assessed or assessable during the calendar year 1927 or any prior year under the provisions of said 102 Section 65, 103 Section 66, 105 Section 68, 105a Section 68a, and 106 Section 69, as heretofore existing, and no assessment, suit, proceeding or matter of any kind with respect thereto, shall be in anywise affected by this Act; and the provisions of said 102 Section 65, 103 Section 66, 105 Section 68, 105a Section 68a, and 106 Section 69, as heretofore existing, shall be continued in full force and effect as to all such taxes, assessments, suits, proceeding and matters. All said franchise taxes so assessed or assessable during the calendar year 1927 or any prior year, shall be paid over to the State Treasurer by the State School Tax Department, to be used by the State Board of Education for the support and maintenance of the free public schools of this State."

Sec. 2. This Act shall be retroactive and take effect concurrently with the said Act of March 2, 1927; it being expressly declared that all corporations created by or existing under the laws of this State prior to January 1, 1927, shall pay all franchise taxes assessed or assessable during the calendar year 1927 or any prior year as if the said Act of March 2, 1927, had not been passed.

Approved March 25, A. D., 1927.

CHAPTER 7

STATE REVENUE

INHERITANCE TAX

AN ACT to amend Chapter 6 of the Revised Code of Delaware (1915), relating to the Inheritance Tax, as amended by Chapter 7 of Volume 29 of the Laws of Delaware.

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

Section 1. That 146. Sec. 109 of Chapter 6 of the Revised Code of Delaware (1915), as amended by Chapter 7 of Volume 29 of the Laws of Delaware, be and the same is hereby amended by striking out all of said 146. Sec. 109 down to the words "Class A." therein, and inserting in lieu thereof the following, to wit:

"146. Sec. 109. **PROPERTY SUBJECT TO; RATES; EXEMPTIONS:** Where real property is referred to in Sections 109 to 115, inclusive, of this Chapter, it shall be deemed and held to mean real property actually situated within this State but not real property actually situated without this State unless otherwise specified; and where personal property is referred to in said Sections 109 to 115, inclusive, it shall be deemed and held to mean all kinds of personal property whether tangible or intangible except tangible personal property having an actual situs without this State unless otherwise specified.

The estates of persons who at the time of their death were non-residents of the State of Delaware, and the gifts and legacies in the last will and testament of every such non-resident, and the distributive shares of the intestate estate of every such non-resident shall be exempt from taxation in this State except the real property actually situated in this State of such non-resident and except also the tangible personal property of such non-resident having an actual situs in this State which real property and tangible personal property having an actual situs in this State shall be subject to the provisions of Sections 109 to 115, inclusive, of this Chapter.

All property, real and personal, and every estate and interest therein, legal or equitable, belonging to any person who at the time of his death was a resident of the State of Delaware,

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and which passes by will or by the intestate laws of this State, or by deed, grant, gift, or settlement (except in cases of a bona fide purchase for full consideration in money or money's worth) made in contemplation of death or intended to take effect in possession or enjoyment after the death of the grantor, donor, or settlor to any person or persons, body politic, or corporate (whether resident or non-resident of this State) in trust or otherwise, shall be subject to the tax specified in this Section; all tangible personal property having an actual situs in this State, and all real property actually situated in this State and every estate and interest therein, legal or equitable, belonging to any person who at the time of his death was not a resident of this State and which passes by will or intestacy, or by deed, grant, gift or settlement (except in cases of a bona fide purchase for full consideration in money or money's worth) made in contemplation of death or intended to take effect in possession or enjoyment after the death of the grantor, donor, or settlor to any person or persons, body politic, or corporate (whether resident or non-resident of this State) in trust or otherwise, shall be subject to the tax specified in this Section."

Section 2. That the aforesaid Chapter 6 of the Revised Code of Delaware, be and the same is hereby amended by inserting in 148 Sec. 111 after the word "Chapter" at the end of the first sentence of said 148. Sec. 111, the following as a new and additional sentence in said Section:

"In determining such value, the Register of Wills shall make no deduction therefrom nor reduction thereof by reason or on account of the payment (or liability for payment) of any Delaware inheritance, legacy or succession tax or of any Delaware Estate Tax, or of any estate, inheritance, legacy or succession tax in any other state or jurisdiction outside of the State of Delaware."

Section 3. This Act shall be deemed to be retroactive so far as concerns the property, and estates and interests therein, of decedents dying after the twenty-sixth day of February, 1926, except where the inheritance, transfer or succession taxes thereon were paid and discharged prior to the approval of this Act.

Approved April 25 A. D., 1927.

CHAPTER 8

STATE REVENUE

DELAWARE ESTATE TAX

AN ACT to amend Chapter 6 of the Revised Code of the State of Delaware, as amended, and to impose an Estate Tax.

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

Section 1. That Chapter 6 of the Revised Code of the State of Delaware (1915) as amended, be and the same is hereby amended by inserting after 152. Sec. 115 of said Chapter a new Section, as follows:

"152-A. Sec. 115-A. In addition to the tax prescribed by Section 109 of this Chapter, there shall be a tax to be known as "Delaware Estate Tax" on the estate of every person dying after the twenty-sixth day of February, 1926, and who at the time of his death was a resident of the State of Delaware provided such estate is in the class of estates that are subject under the laws of the United States to a federal estate tax.

The said Delaware Estate Tax upon the estate of every decedent as aforesaid shall be computed as follows: The aggregate amount of the taxes due to the State of Delaware under the provisions of Section 109 of this Chapter in respect to any property, or estate, or interest therein, belonging to the decedent at the time of his death shall first be ascertained. To such amount there shall be added the aggregate amount of all estate, inheritance, legacy, and succession taxes actually paid to any other state or territory of the United States or to the District of Columbia in respect to any property owned by such decedent or subject to such taxes as a part of or in connection with his estate. The sum resulting from such addition shall then be deducted from an amount equal to eighty per cent of the federal estate tax imposed under the laws of the United States on the estate of the decedent. The remainder shall constitute and be the Delaware Estate Tax on the estate of the decedent. In the case of any estate where the amount to be deducted as aforesaid is equal to or greater than the aforesaid eighty per cent of the federal estate tax on the said estate, then the said estate shall be

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exempt from the Delaware Estate Tax prescribed by this Section.

The said Delaware Estate Tax shall be due from every decedent's estate subject thereto within thirty days after the ascertainment of the amount of the inheritance tax prescribed in the preceding sections of this Chapter and the amount of the federal estate tax on such estate.

It shall be the duty of the Register of Wills having jurisdiction of the estate of the decedent to compute and ascertain the amount of the Delaware Estate Tax on the estate of such decedent as soon as it is practicable to do so, and said Register shall forthwith deliver to the State Treasurer a statement in writing showing the several facts upon which the Delaware Estate Tax on said decedent's estate was based and computed as aforesaid, and the amount of said Delaware Estate Tax on said decedent's estate. Such statement shall be preserved by the State Treasurer.

It shall be the duty of the executor or administrator of a decedent to pay to the State Treasurer the full amount of the said Delaware Estate Tax when the same is due as aforesaid out of any moneys belonging to such estate in his hands; the amount so paid to be for the use of the State of Delaware.

If there shall be insufficient moneys in his hands for the payment of the Delaware Estate Tax, the executor or administrator shall have the same powers and duties in respect to the raising of funds for the payment of said tax as in the case of raising funds for the payment of a decedent's debts generally.

If the Delaware Estate Tax or any part thereof be paid out of moneys arising from the sale of any property of the decedent, real or personal, which upon the death of the decedent passed to any particular person or to particular persons (or if to avoid such sale such person or persons voluntarily paid to the executor or administrator in money the amount of said tax or any part thereof) such person or persons shall be entitled to a just and equitable contribution by the persons receiving any other property of the decedent which was subject to equal or prior liability for the payment of said tax. The Orphans' Court

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of the county of the decedent's residence, or the Orphans' Court of the county where any real property of the decedent is situated shall have all power necessary to enforce contribution as aforesaid.

The State Treasurer shall give to the executor or administrator paying the Delaware Estate Tax as aforesaid, duplicate receipts therefor, one of which receipts shall be marked "duplicate." The receipt marked "duplicate" may be retained by the person paying the tax but the other receipt shall be delivered by the executor or administrator to the Register of Wills having jurisdiction of the estate of the decedent who shall record the same. There shall be no final settlement of the testamentary or administration account of any executor or administrator whose duty it is to pay the Delaware Estate Tax as aforesaid until such tax has been paid in full as aforesaid and the receipt of the State Treasurer therefor delivered to the Register of Wills as aforesaid.

Every executor or administrator, the estate of whose decedent is taxable for the Delaware Estate Tax shall be personally liable for the payment thereof as aforesaid, and the faithful performance of his duties under this Section shall be deemed to come within the condition of his official bond. Any failure to perform his duties under this Section shall forfeit his right to all commissions for settling the estate of his decedent.

In case any executor or administrator shall fail to perform his duties under this Section, the Register of Wills of the proper county shall without delay notify the State Treasurer of such failure.

It shall be the duty of the State Treasurer to communicate to the Attorney General any failure of any executor or administrator to perform his duties under this Section. The Attorney General shall thereupon take appropriate proceedings in the premises.

The provisions of this Section shall not apply to the case

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of any estate the federal estate tax on which was actually paid prior to the approval of this Act.”

Approved April 29 A. D., 1927.

CHAPTER 9

STATE REVENUE

MOTOR VEHICLES

AN ACT to amend Chapter 6 of the Revised Code of the State of Delaware in relation to the Identification of Motor Vehicles.

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

Section 1. That 254 K Section 217 K of Chapter 6, of the Revised Code of the State of Delaware, as the same appears in Chapter 17, Volume 34, Laws of Delaware, be and the same is hereby amended by striking out said 254 K Section 217 K and inserting in lieu thereof the following to be known as 254 K Section 217 K.

254 K Section 217 K. No certificate of the registration of any motor vehicle or registration tags therefor, whether original issues or duplicates, shall hereafter be issued or furnished by the Secretary of State unless the applicant therefor shall at the same time make application for and be granted an official certificate of title of such motor vehicle, or who shall present satisfactory evidence that such a certificate has been previously issued to the applicant covering such motor vehicle. Said application shall be upon a blank form to be furnished by the Secretary of State, and shall contain a full description of the motor vehicle, together with a statement of the applicant's title and of any liens or encumbrances upon said motor vehicle. The Secretary of State shall use reasonable diligence in ascertaining whether or not the facts stated in said application for a certificate of title are true, and if satisfied that the applicant is the lawful owner of such motor vehicle or otherwise entitled to have the same registered in his name, shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. Said certificate shall contain such description and other evidences of identification of said motor vehicle as the Secretary of State may deem reasonably necessary and proper, together with a statement of any liens or encumbrances which the application may show to be thereon, together with the name and address of the holder or holders of said lien

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or encumbrance, and said certificate of title shall be delivered to the person holding the first lien or encumbrance upon said motor vehicle and retained by such person until the entire amount of such lien, encumbrance, or legal claim is fully paid by the owner of said motor vehicle, when the said certificate of title shall be delivered to said owner. The said statement of all liens or encumbrances on said motor vehicles when properly set out on such record of title and filed for record in the Secretary of State's office, shall for all purposes and intents be a valid and prior lien upon such motor vehicle; and such statement so set out as aforesaid, shall be notice to all creditors of whatever description, that such lien exists against such motor vehicle. The charge for each original certificate so issued shall be One dollar (\$1.00), which charge shall be in addition to the charge for the registration of such motor vehicle. Said certificate shall be good for the life of the car, so long as the same is owned or held by the original holder of such certificate and shall not have to be renewed annually. It shall be unlawful and a misdemeanor, punishable by a fine of not less than Five Dollars (\$5.00) nor more than One thousand dollars (\$1,000.00), for any person to operate in this State a motor vehicle under a Delaware registration number unless such certificate of title shall have been issued as herein provided. In the event of the sale or transfer of the ownership of a motor vehicle for which an original certificate of title has been issued as aforesaid, the original holder of such certificate shall endorse on the back of the same as assignment thereof, with warranty of title in form printed thereon, with a statement of all liens or encumbrances on said motor vehicle, and deliver the same to the purchaser or transferee at the time of the delivery to him of such motor vehicle. The said statement of all liens or encumbrances on said motor vehicle when properly set out on such record of title and filed for record in the Secretary of State's office, shall for all purposes and intents be a valid and prior lien upon such motor vehicle; and such statement so set out as aforesaid, shall be notice to all creditors of whatever description, that such lien exists against such motor vehicle. The purchaser or transferee shall then present such certificate, assigned as aforesaid, to the Secretary of State, at the time of making application

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for the registration of such motor vehicle, whereupon a new certificate of title shall be issued to the assignee, the charge therefor being One dollar (\$1.00). Said original certificates, when so assigned and returned to the Secretary of State, together with subsequent assignments of reissues of certificates, shall be retained by the Secretary of State and appropriately indexed, so that at all times it will be possible for him expeditiously to trace title to the motor vehicle designated therein. It shall be unlawful and a misdemeanor, punishable by a fine of not less than Five (\$5.00) nor more than One thousand dollars (\$1,000.00) or by imprisonment for not more than ten (10) years, or both, for any one to sell or to purchase within the limits of this State any motor vehicle, unless at the time of the delivery thereof there shall pass between the parties such certificate of title with an assignment thereof in the form prescribed by the Secretary of State. Any person who shall knowingly make any false statement, either in his application for the ownership certificate herein provided for or in any assignment thereof, or who, with intent to procure or pass title to a motor vehicle which he knows or has reason to believe has been stolen, shall receive or transfer possession of the same from or to another, or who shall operate or be an occupant of any motor vehicle, which he knows or has reason to believe has been stolen, shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than Five hundred dollars (\$500.00) or more than Five thousand dollars (\$5,000.00) or by imprisonment for not less than sixty days (60) or more than five (5) years, or by both fine and imprisonment, in the discretion of the Court. This provision shall not be regarded as exclusive of other penalties prescribed by existing or any future law for the larceny or unauthorized use of a motor vehicle. In the case of manufacturers and dealers in motor vehicles, motorcycles, sidecars or trailers, all of which are intended to be covered by this and all other provisions of this section, a separate certificate of title, either of such dealers immediate vendor, or of the dealer himself, shall be required in the case of each motor vehicle in his possession, and the Secretary of State shall determine the form in which applications for such certificates of title and assignments thereof shall be made, in case forms

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differing from those used in cases of individuals are in his judgment reasonably required; provided, however, that no such certificates shall be required in the case of new motor vehicles sold by manufacturers to dealers, as the term "dealers" is defined in Chapter 13, Volume 34, Laws of Delaware.

The receipts of the Secretary of State under the provisions of this section shall be set aside and retained by him in a separate fund, and used; First, to meet the additional expense of his office necessitated by the registration and recording herein required; the balance of such fund to be used by him in the employment of additional assistants, and measures to prevent, so far as reasonably possible, the theft of automobiles and disposition of stolen automobiles in this State, and for no other purpose. If, at the end of any year, there is a balance in said fund said balance shall be carried into the next year for the uses aforesaid, and shall not revert to the State Treasury.

In the case of a lost certificate, the loss of which is accounted for to the satisfaction of the Secretary of State, a duplicate may be issued; the charge therefor to be Fifty (50) cents.

Any person who shall alter or forge any certificate of title issued by the Secretary of State pursuant to the provisions of this section, or any assignment thereof, or who shall hold or use any such certificate or assignment knowing the same to have been altered or forged, shall be deemed guilty of a felony, and, upon conviction thereof shall be required to pay a fine of not less than One thousand dollars (\$1,000.00) nor more than five thousand dollars (\$5,000.00) or in default of the payment thereof be imprisoned for a period of not less than one (1) year, nor more than ten (10) years, or be both fined and imprisoned, in the discretion of the Court.

Any person who removes, defaces, alters, changes, destroys or obliterates, in any manner or way, or who causes to be removed, defaced, altered, changed, destroyed or obliterated, in any manner or way, any trade mark, distinguishing or identification mark, serial number or mark on or from any motor vehicle, as defined in this Act, or who shall sell any such motor ve-

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hicle, knowing the same to be in such condition, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be subject to a fine of not exceeding One thousand dollars (\$1,000.00) or by imprisonment for any term not exceeding seven (7) years, or both, in the discretion of the Court.

Any person having in his possession or custody (as owner or otherwise) at the time of the enactment of this section, a motor vehicle on which or from which any trade mark, distinguishing number or identification number, serial number, or mark has been, or is, covered, removed, defaced, destroyed or obliterated, or altered or changed in any way, shall within sixty (60) days from the passage of this Act, file with the Secretary of State a verified statement showing the source of his title, the proper trade marks, identification or distinguishing number, serial number or mark, if known; and, if known, the manner of and reason for such mutilation, change, alteration, concealment or defacement, the length of time such vehicle has been held and the price paid therefor; and no prosecution shall be had under this paragraph when such statement has been properly filed and the new mark or number provided for in this Section properly substituted; otherwise the penalty prescribed in this section to be imposed.

Any person who shall, after the enactment of this Act come into possession or custody (as owner or otherwise) of any motor vehicle from which or on which any trade mark, distinguishing or identification number, serial number or marks has been or is covered, removed, defaced, destroyed or obliterated, or altered or changed in any manner or way, shall be deemed guilty of a misdemeanor and, upon conviction thereof shall be subject to a fine of not less than Five dollars (\$5.00) nor more than One thousand dollars (\$1,000.00) or imprisonment for not more than seven years, or both, in the discretion of the court, unless such person shall, within ten (10) days from the time when such motor vehicle shall have come into his possession, file with the Secretary of State the verified statement required by this Section, and substitute a new distinguishing mark or number as next hereinafter provided.

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In the case of an obliterated or defaced mark or number being reported as aforesaid, the Secretary of State shall assign a new distinguishing mark or number to be used in lieu of the one so obliterated or defaced, after which the mark or number so assigned shall be regarded as the one thereafter properly to be used within the meaning of this Section after such mark or number is placed upon such motor vehicle in a permanent manner.

The provisions of this Act shall have no effect upon liens lawfully entered against any motor vehicle prior to the approval of this Act.

The Secretary of State is hereby authorized and directed to keep a permanent record in bound volumes of such liens or encumbrances hereinbefore declared to be valid and prior liens upon motor vehicles. For making such entry of such liens or encumbrances in said bound volumes the Secretary of State shall make a charge of Fifty cents (50c) which shall be paid by the creditor.

Upon the final payment being made upon a financed motor vehicle, the party financing the car, whether an individual, recognized finance company, partnership, association or corporation, either in person or by power of attorney, must satisfy the lien register in the office of the Secretary of State within thirty days from the date of final payment. When such liens or encumbrances have been fully paid by the owner of such motor vehicle and satisfied by the holder of the lien as recorded in the office of the Secretary of State, such record of satisfaction shall be entered upon the certificate of title when presented at the office of the said Secretary. For filing and entering a statement of the certificate of a contract, lien, or encumbrance in the lien register, in the office of the Secretary of State, the filing officer shall be paid a fee of twenty-five cents (25c). For failure to satisfy any lien or encumbrance within thirty days after final payment has been made, the lien holder or its authorized agent shall be subject to a fine of not less than Five dollars (\$5.00) and not more than One Hundred dollars (\$100.00) and for the further failure or neglect of such lien holder or such authorized agent to satisfy the record within thirty days from the date of conviction for the

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first offense, additional penalty of not less than Ten dollars (\$10.00) and not more than Two hundred dollars (\$200.00) shall be imposed. Proceedings for enforcement of these provisions as above stated, shall be made by the Secretary of State in the office of any Justice of the Peace of this State. All moneys paid and collected under the provisions of this section relative to liens or encumbrances shall be set aside and retained by the Secretary of State for the use of the Titling Department as hereinbefore provided.

Approved April 1, A. D. 1927.

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In the case of an obliterated or defaced mark or number being reported as aforesaid, the Secretary of State shall assign a new distinguishing mark or number to be used in lieu of the one so obliterated or defaced, after which the mark or number so assigned shall be regarded as the one thereafter properly to be used within the meaning of this Section after such mark or number is placed upon such motor vehicle in a permanent manner.

The provisions of this Act shall have no effect upon liens lawfully entered against any motor vehicle prior to the approval of this Act.

The Secretary of State is hereby authorized and directed to keep a permanent record in bound volumes of such liens or encumbrances hereinbefore declared to be valid and prior liens upon motor vehicles. For making such entry of such liens or encumbrances in said bound volumes the Secretary of State shall make a charge of Fifty cents (50c) which shall be paid by the creditor.

Upon the final payment being made upon a financed motor vehicle, the party financing the car, whether an individual, recognized finance company, partnership, association or corporation, either in person or by power of attorney, must satisfy the lien register in the office of the Secretary of State within thirty days from the date of final payment. When such liens or encumbrances have been fully paid by the owner of such motor vehicle and satisfied by the holder of the lien as recorded in the office of the Secretary of State, such record of satisfaction shall be entered upon the certificate of title when presented at the office of the said Secretary. For filing and entering a statement of the certificate of a contract, lien, or encumbrance in the lien register, in the office of the Secretary of State, the filing officer shall be paid a fee of twenty-five cents (25c). For failure to satisfy any lien or encumbrance within thirty days after final payment has been made, the lien holder or its authorized agent shall be subject to a fine of not less than Five dollars (\$5.00) and not more than One Hundred dollars (\$100.00) and for the further failure or neglect of such lien holder or such authorized agent to satisfy the record within thirty days from the date of conviction for the

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first offense, additional penalty of not less than Ten dollars (\$10.00) and not more than Two hundred dollars (\$200.00) shall be imposed. Proceedings for enforcement of these provisions as above stated, shall be made by the Secretary of State in the office of any Justice of the Peace of this State. All moneys paid and collected under the provisions of this section relative to liens or encumbrances shall be set aside and retained by the Secretary of State for the use of the Titling Department as hereinbefore provided.

Approved April 1, A. D. 1927.

CHAPTER 10

STATE REVENUE

GASOLINE TAX

AN ACT to amend Chapter 14 of Volume 33, Laws of Delaware, by increasing the tax imposed on motor fuels and by giving the State Highway Commission certain powers.

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

Section 1. That Chapter 14 of Volume 33, Laws of Delaware, be and the same is hereby amended by striking out Section 2 thereof and by inserting in lieu thereof a new section to be known as Section 2.

“Section 2. That each and every dealer as defined herein who is now engaged or who may hereafter engage in his own name, or in the name of others, or in the name of his representatives or agents in this State, in the sale or use of motor vehicle fuel as herein defined shall, not later than the last day of each calendar month, render to the State Treasurer a statement of all motor vehicle fuel sold or used by him or them in this State during the preceding calendar month, and pay a license tax of three cents (3c) per gallon on all motor vehicle fuel as shown by such statement in the manner and within the time hereinafter stipulated.”

Section 2. That Chapter 14 of Volume 33, Laws of Delaware, be and the same is hereby further amended by striking out Section 6 thereof and by inserting in lieu thereof a new section to be known as Section 6.

“Section 6. That the record of all purchases, receipts, sales, distribution and use of motor vehicle fuel of every dealer shall at all times during the business hours of the day be subject to inspection, by the State Treasurer, or by the State Highway Commission, or by any agent or employee duly authorized by him, or by the State Highway Commission.

The said State Highway Commission shall make an inspection of the said records of all purchases, receipts, sales, distribution and use of motor vehicle fuel of every dealer at least once

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in each year, by or through such agent or employee as may be duly authorized by it, for the purpose of ascertaining whether said dealers are complying with the provisions of this act. In case it should be found that such dealers are not complying with the provisions of this act, the said State Highway Commission shall report to the State Treasurer and to the Attorney General in what respects said dealers are failing to so comply with the provisions of this Act."

Section 3. That Chapter 14 of Volume 33, Laws of Delaware, be and the same is hereby further amended by striking out Section 11 thereof and by inserting in lieu thereof a new section to be known as Section 11.

"Section 11. That it shall be unlawful for the State Treasurer or State Highway Commission, or any of his or its agents, deputies, assistants or employees, to disclose, except when required so to do in a Court of Law, or when it is deemed necessary so to do for the purpose of carrying out the provisions of this act, the amount of tax paid in pursuance of the terms of this act by any dealer or dealers, or any other information contained in the reports filed by any dealer or dealers under the terms of this act, and any person violating the provisions of this Section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment for not more than three months, or by both such fine and imprisonment, in the discretion of the Court."

Section 4. That Chapter 14 of Volume 33, Laws of Delaware, be and the same is hereby further amended by striking out section 12 thereof and by inserting in lieu thereof a new section to be known as Section 12.

"Section 12. The State Treasurer shall upon the request of the State Highway Commission furnish to the said State Highway Commission, or to any agent or employee of the said State Highway Commission, copies of receipts, certificates or records required to be filed under the provisions of this act."

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Section 5. That Chapter 14 of Volume 33, Laws of Delaware, be and the same is hereby further amended by adding at the end thereof a new section to be known as Section 13.

"Section 13. That if any Section, sub-division, sentence or clause of this act shall, for any reason, be held unconstitutional or void, such decision shall not affect the validity or meaning of any other portion of this act."

Approved March 23 A. D., 1927.

CHAPTER 11

STATE REVENUE

INCOME TAX

- **AN ACT to amend Chapter 9, Volume 32, Laws of Delaware, in relation to income taxes.**

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

Section 1. That Article III of Chapter 9, Volume 32, Laws of Delaware be and is hereby amended by striking out all of Section 13 of said Article III, and by inserting in lieu thereof the following new section:

Section 13—STATE SCHOOL TAX DEPARTMENT: The administration and enforcement of the provisions of Article I and II of this Act, and the collection of the taxes imposed thereby, and the collection of franchise taxes provided for in Article 8 of Chapter 6 of the Revised Code of Delaware are hereby vested in the State School Tax Department, which department is hereby created to consist of the State School Tax Commissioner and his subordinate officials, and the State School Tax Board to be composed of the Secretary of State and two other members to be appointed by the Governor, for a term beginning upon the Act being approved and ending November 1, 1929, and thereafter for a term of four years. Not more than two members of the said Board shall be of the same political party and any two members shall constitute a quorum for the transaction of business. The members of the State School Tax Board shall be paid Ten Dollars for each meeting attended and they shall be allowed also personal expenses incurred while exercising the duties prescribed in this Act to be payable out of the appropriation of the State School Tax Department.

Section 2. That Article III of Chapter 9, Volume 32, Laws of Delaware be and is hereby further amended by striking out paragraph 6 and paragraph 7 and the last paragraph of Section 15 of the said Article III.

Section 3. That Article III of Chapter 9, Volume 32, Laws of Delaware, be and is hereby further amended by striking all

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of Section 16 of the said Article III, and by inserting in lieu thereof the following section:

Section 16. POWERS AND DUTIES OF THE TAX COMMISSIONER:
The Tax Commissioner shall

1—be the executive head of the Tax Department and have sole charge of the administration of the department. Upon him shall devolve all executive powers and all duties of the Tax Department not specifically vested in the State School Tax Board.

2—appoint (1) an Assistant State School Tax Commissioner, who shall serve at the pleasure of said Tax Commissioner and be vested with such powers of the State School Tax Commissioner as the said Commissioner may from time to time delegate to him; and (2) all other assistants, agents, field auditors, field agents, clerks and employees and prescribe the duties of all such appointees.

3—take testimony and proofs under oath, or designate some member of the Tax Department to do so, with reference to any matter which in his judgment falls within the line of official duty.

4—maintain a permanent public record of all decisions, rules, and rulings of the Tax Department.

5—require all banks, trust companies, and brokers to allow a representative of the Tax Department to verify all accounts and records pertaining to the income of any taxable.

6—organize such branch offices as may be necessary.

7—appoint, if he so desires, an unpaid advisory board of ten lawyers and tax experts to make recommendations concerning the rules, regulations and decisions of the Tax Department.

Section 4—That Article III of Chapter 9, Volume 32, Laws of Delaware, be and is hereby further amended by striking out all of Section 17 of the said Article III, and by inserting in lieu thereof the following section:

Section 17—POWERS AND DUTIES OF THE STATE SCHOOL TAX BOARD: The State School Tax Board shall

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1—elect from among the members of the said Board a Chairman and Vice-Chairman to preside in the absence of the Chairman and appoint a member of the Tax Department as Secretary.

2—hear appeals from the decisions or rulings of the Tax Commissioner, and affirm, modify or reverse such decisions or rulings.

3—take testimony and proofs under oath with reference to any matter which in the judgment of the members falls within their official duty, which service may be designated to any member of the said Board.

4—decide all questions of policy submitted by the Tax Commission.

5—keep a minute book in which shall be entered all transactions of the Tax Board and statement of all cases of appeal to the said Board together with a determination thereof.

6—fix the salaries of all appointees of the Tax Commissioner; provided, however, that the salary of the Assistant School Tax Commissioner shall not be in excess of Thirty-six Hundred Dollars per annum, and no salary of any other appointee shall exceed Three Thousand Dollars per annum, but the total of all such salaries shall not exceed the amount appropriated therefor.

Section 5—That Article III of Chapter 9, Volume 32, Laws of Delaware, be and is hereby further amended by striking out all of Section 19 of the said Article III.

Section 6—That Article III of Chapter 9, Volume 32, Laws of Delaware, be and is hereby further amended by striking out the words “in excess of the filing fee of Three Dollars as provided in Section 19 of this Chapter” as found in the second and third lines of Section 21 of the said Article III, and by striking out all of paragraph 3 of the said Section 21 of the said Article III.

Section 7—That Article III of Chapter 9, Volume 32, Laws of Delaware, be and is hereby further amended by striking out

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all of Section 24 of the said Article III, and by inserting in lieu thereof the following section:

Section 24. **ADDITIONAL TAXES:** If the Tax Department discovers from the examination of the return or otherwise that the income, or invested capital of any taxable, or any portion thereof, has not been assessed, it may, at any time within two years after the time when the return was due, assess the same and give notice to the taxable, of such assessment, and such taxable shall thereupon have an opportunity, within thirty days to confer with the Tax Department as to such assessment. The limitation of two years to the assessment of such tax shall not apply to the assessment of additional taxes upon fraudulent returns. After the expiration of thirty days from the notification, such assessment shall become due and payable forthwith, unless appeal to the State School Tax Board has been filed.

Section 8. That Article III of Chapter 9, Volume 32, Laws of Delaware, be and the same is hereby amended by striking out all of Section 25 of the said Article III, and by inserting in lieu thereof the following section:

Section 25. **COLLECTION OF DELINQUENT TAXES:** If any tax, additional tax, increases, interest or penalties remain unpaid, the Tax Department is hereby authorized and it is hereby expressly made its duty to bring suit in the name of the State of Delaware against such taxable to recover the amount of the tax and additional tax, together with all interest, penalties, and costs that may accrue in addition thereto, by an action of debt, in any court having jurisdiction of the amount involved, and it shall be sufficient for the purpose of establishing the claim of the plaintiff, to prove the assessment of the tax and the facts and circumstances connected with making the same. Judgment may be recovered in the Superior Court, in the manner now prescribed by law, on affidavit of demand in the usual form signed by any member of the Tax Board, by the Tax Commissioner, or by the Assistant Tax Commissioner, with a copy of the assessment of the tax attached to said affidavit.

From any judgment recovered in any such suit before any Justice of the Peace, or in the Court of Common Pleas of New

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Castle County, there shall be no right to appeal to, or of writ of certiorari from, the Superior Court. Upon the recovery of judgment in any suit it shall be the duty of the Tax Department forthwith to utilize the most expeditious means provided by law for the collection of the amount of judgment so recovered; and it is hereby expressly provided that no property, wages, salaries or other income of any taxable shall be exempt from execution or attachment process issued upon or for the collection of any such judgment.

Section 9. That Article III of Chapter 9, Volume 32, Laws of Delaware, be and the same is hereby amended by striking out the words "or who shall refund* or neglect to pay the filing fee required to be paid upon the filing of such return" where the same appears in paragraph 7 of Section 28 of said Article III, and the words "or who shall refuse to pay the filing fee required to be paid upon the filing of such return" where the same appears in the said paragraph 7 of the said Section 28.

Section 10. That Article III of Chapter 9, Volume 32, Laws of Delaware, be and the same is further amended by striking out the word "Department" between the work "Tax" and the word "shall" in the first line of Section 30 of said Article III and by inserting in lieu thereof the word "Board."

Section 11. That Article III of Chapter 9, Volume 32, Laws of Delaware, be and the same is further amended by striking out all of Section 32 of said Article III, and by inserting in lieu thereof the following section:

Section 32. It shall be the duty of the Attorney General to give counsel, advice and legal assistance to the Tax Department and the Tax Board and to assist in the prosecution of violations of this Act when such counsel, advice or assistance is requested by the said Tax Department or the said Tax Board. The Attorney General is hereby authorized to appoint an additional Deputy Attorney General, who shall render advice and assistance to the Tax Department and the Tax Board when called on by such department and shall perform such other

INCOME TAX

duties as may from time to time be assigned to him by the Attorney General. Such Deputy Attorney General shall hold office at the pleasure of the Attorney General and shall receive a salary of Two Thousand Dollars (\$2000.00) per annum payable from the amount appropriated to the Tax Department for salary.

Section 12. The provisions of all Acts hereby amended or repealed, as heretofore existing, shall be continued in full force and effect as to all taxes, assessments, proceedings, suits, and matters arising out of or in connection with returns required to be made for the year 1926 and all prior years.

Approved April 21 A. D., 1927.

CHAPTER 12

STATE REVENUE

OYSTER AND FISH REVENUE

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

Section 1. Whenever in Chapter 74 of the Revised Code of the State of Delaware (1915) or any amendment thereof, there is required to be paid a license fee or tax of Three Dollars and Fifty Cents (\$3.50) per ton (custom house measurement), such license fee or tax from and after the first day of April, 1927, shall be at the rate of Two Dollars (\$2.00) per gross ton (custom house measurement) in lieu of said Three Dollars and Fifty Cents (\$3.50) per ton (custom house measurement.)

Section 2. That the license fee or tax provided for in Section 1 of this Act shall apply to planted, as well as natural, oyster beds, provided, however, that nothing herein contained shall be construed so as to permit non-residents of the State of Delaware to dredge upon any natural oyster beds of this State.

Approved March 18, A. D., 1927.

CHAPTER 13

STATE REVENUE

MARYLAND AND DELAWARE COAST RAILROAD

AN ACT in regard to taxes levied on the Maryland and Delaware Coast Railroad.

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

Section 1. That the Maryland and Delaware Coast Railroad with steam and gasoline equipment operating in Kent and Sussex Counties of the State of Delaware shall on and after the passage of this Act be relieved of all State Taxes, and in lieu of such taxes as are now imposed by law, the said Maryland and Delaware Coast Railroad shall pay an annual State Tax of One Hundred Dollars (\$100.00) for each of the years 1927 and 1928.

Approved March 23, A. D., 1927.

CHAPTER 14

STATE REVENUE

MARYLAND AND DELAWARE COAST RAILROAD

AN ACT in regard to taxes levied on the Maryland and Delaware Coast Railroad.

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

Section 1. That on and after the passage of this Act, the County Commissioners and Tax Assessors of Kent County are hereby authorized and directed to relieve the Maryland and Delaware Coast Railroad from all taxes now levied against said Maryland and Delaware Coast Railroad; and in lieu of such taxes as are now assessed, the said Maryland and Delaware Coast Railroad shall pay to the said County Commissioners and Tax Assessors of Kent County an annual tax of Twenty-five dollars (\$25.00) for each of the years 1927 and 1928.

Approved March 23, A. D., 1927.

CHAPTER 15

STATE REVENUE

MARYLAND AND DELAWARE COAST RAILROAD

AN ACT in regard to taxes levied on the Maryland and Delaware Coast Railroad.

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

Section 1. That on and after the passage of this Act, the County Commissioners and Tax Assessors of Sussex County are hereby authorized and directed to relieve the Maryland and Delaware Coast Railroad from all taxes now levied against said Maryland and Delaware Coast Railroad; and in lieu of such taxes as are now assessed, the said Maryland and Delaware Coast Railroad shall pay to the said County Commissioners and Tax Assessors of Sussex County an annual tax of Fifty Dollars (\$50.00) for each of the years 1927 and 1928.

Approved March 23, A. D., 1927.

CHAPTER 16

STATE REVENUE

APPROPRIATIONS

AN ACT making appropriations for the expenses of the State Government for each of the two fiscal years ending respectively June 30, 1928 and June 30, 1929.

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

Section 1. That the several amounts named in this Act or so much thereof as may be necessary, are hereby appropriated and authorized to be paid out of the Treasury of this State to the respective public officers of the respective departments and divisions of Government and other specified agencies, subject to the provisions of Section 15, Chapter 26, Volume 32 of the Laws of this State, and for the periods specified; provided, however, that all parts or portions of the several sums appropriated by this Act which on the first day of July, immediately following each of the respective fiscal years, shall not have been paid out of the Treasury, shall revert to the general fund of the Treasury. The several sums hereby appropriated are as follows, viz:

LEGISLATIVE

	For Year Ending June 30, 1928	For Year Ending June 30, 1929
A-1-10		
Committee on Uniform Laws	\$ 250.00	250.00
Salaries of State Senators		10,320.00
Salaries of State Representatives		21,120.00
Allowance to Members		13,000.00
Legislative Supplies		5,000.00
Printing		12,500.00
Salaries, Attorneys, Clerks, etc.		30,000.00
Stamps		1,000.00
Salary of President of Senate		720.00

APPROPRIATIONS

Telephone Service			600.00
Total	\$	250.00	\$ 94,510.00

JUDICIAL

B-1-8 COURT OF CHANCERY

SALARIES AND WAGES

Chancellor	\$	7,500.00	\$ 7,500.00
Chancellor for Reporting		200.00	200.00
Stenographer		2,000.00	2,000.00
Extra Services		250.00	250.00
	\$	9,950.00	\$ 9,950.00
Office Expense		425.00	425.00
Repairs and Replacements		40.00	40.00
Equipment		35.00	35.00
Chancellor's Reports		1,600.00	1,600.00
Total	\$	12,050.00	\$ 12,050.00

B-9-17 DEPARTMENT OF JUSTICE

SALARIES AND WAGES

Chief Justice	\$	7,500.00	\$ 7,500.00
Associate Judges		29,000.00	29,000.00
Kent Co. Judge for Reporting		200.00	200.00
Court Stenographer		2,000.00	2,000.00
Clerk to Supreme Court		300.00	300.00
Stenographers and Assistants		2,550.00	2,550.00
	\$	41,550.00	\$ 41,550.00
Office Expense		675.00	675.00
Repairs and Replacements		75.00	75.00
Judge Harrington's Reports		2,000.00	2,000.00
Total	\$	44,300.00	\$ 44,300.00

APPROPRIATIONS

B-18-23 BOARD OF PAROLE

SALARIES AND WAGES

Three Board Members	\$ 450.00	\$ 450.00
Parole Officer	2,400.00	2,400.00
Clerk	85.00	85.00
	<hr/>	<hr/>
	\$ 2,935.00	\$ 2,935.00
Office Expense	300.00	300.00
Travel	500.00	500.00
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Total	\$ 3,735.00	\$ 3,735.00

B-24 JUVENILE COURT

Salaries and Wages	\$ 2,000.00	2,000.00
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EXECUTIVE

C-1-5 GOVERNOR

Salary of the Governor	\$ 4,000.00	4,000.00
Contingent Expense	3,500.00	3,500.00
Contingent Expense Additional	2,500.00	2,500.00
Governor's Conference	100.00	100.00
Portrait of Governor	500.00	.....
Printing and Compiling Budget	115.00	3,385.00
Governor's Inaugural Expense .....	.....	4,000.00
	<hr/>	<hr/>
Total	\$ 10,715.00	\$ 17,485.00

C-6-8 BOARD OF PARDONS

Salary of Lieutenant Governor	\$ 100.00	100.00
Witness Fees	40.00	40.00
Travel	60.00	60.00
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Total	\$ 200.00	\$ 200.00

APPROPRIATIONS

ELECTIONS

D-1-3 DEPARTMENT OF ELECTIONS, WILMINGTON

Salaries and Wages	\$ 2,500.00	\$ 2,500.00
Office Expenses	100.00	100.00
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Total	\$ 2,600.00	\$ 2,600.00

D-4 LEVY COURTS

Salaries and Wages		\$ 30,000.00
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D-5 OFFICE OF THE GOVERNOR

Presidential Electors		\$ 40.00
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LEGAL

E-1-8 ATTORNEY GENERAL'S DEPARTMENT

GENERAL ADMINISTRATION—SALARIES AND WAGES

Attorney General	\$ 3,600.00	\$ 3,600.00
Chief Deputy	2,000.00	2,000.00
Deputy New Castle Co.	2,000.00	2,000.00
Deputy Kent Co.	1,500.00	1,500.00
Deputy Sussex Co.	1,500.00	1,500.00
State Detectives	5,600.00	5,600.00
Collection Franchise Tax Void Charters	1,000.00	1,000.00
Salaries and Wages Additional	4,175.00	4,175.00

\$ 21,375.00 \$ 21,375.00

Office Expense	\$ 1,065.00	\$ 1,065.00
Travel	1,800.00	1,800.00
Operation	1,235.00	1,235.00
Repairs and Replacements	1,000.00	1,000.00
Equipment	100.00	100.00

Total

E-9 ATTORNEY GENERAL, REQUISITION EXPENSE

Salaries and Wages	\$ 100.00	\$ 100.00
Travel	900.00	900.00

Total

APPROPRIATIONS

FINANCIAL

F-1-3 AUTOMOBILE TITLING DEPARTMENT

SALARIES AND WAGES

Chief Titling Officer	\$ 1,680.00	\$ 1,680.00
Clerk	1,320.00	1,320.00
Three Automobile Inspectors	5,400.00	5,400.00
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Total	\$ 8,400.00	\$ 8,400.00

F-4-8 SECRETARY OF STATE, GENERAL ADMINISTRATION

SALARIES AND WAGES

Secretary of State	\$ 4,000.00	\$ 4,000.00
Additional Salaries and Wages	31,000.00	31,000.00
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	\$ 35,000.00	\$ 35,000.00
Office Expense	8,850.00	8,850.00
Travel	500.00	500.00
Repairs and Replacements	500.00	500.00
Equipment	500.00	500.00
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Total	\$ 45,350.00	\$ 45,350.00

F-9-11 STATE TREASURER, GENERAL ADMINISTRATION

SALARIES AND WAGES

State Treasurer	\$ 3,500.00	\$ 3,500.00
Deputy Treasurer	1,800.00	1,800.00
Clerks	1,600.00	1,600.00
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	\$ 6,900.00	\$ 6,900.00
Office Expense	670.00	670.00
Travel	40.00	40.00
Repairs and Replacements	100.00	100.00
Equipment	90.00	90.00
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Total	\$ 7,800.00	\$ 7,800.00

APPROPRIATIONS

F-12 STATE TREASURER, EMERGENCY

Salaries and Wages	\$ 30.00	\$ 30.00
Office Expense	2,440.00	2,440.00
Travel	30.00	30.00
	<hr/>	<hr/>
Total	\$ 2,500.00	\$ 2,500.00

F-13-16 STATE AUDITOR

SALARIES AND WAGES

State Auditor	\$ 3,600.00	\$ 3,600.00
Deputy Auditor	1,800.00	1,800.00
Salaries and Wages	7,000.00	7,000.00
Salaries and Wages, Emergency	2,000.00	2,000.00
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	\$ 14,400.00	\$ 14,400.00
Office Expense	485.00	485.00
Travel	200.00	200.00
Repairs and Replacements	100.00	100.00
Equipment	200.00	200.00
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Total	\$ 15,385.00	\$ 15,385.00

F-17-18 STATE REVENUE COLLECTOR

Salary of Collector	\$ 1,800.00	\$ 1,800.00
Office Expense	25.00	25.00
Travel	575.00	575.00
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Total	\$ 2,400.00	\$ 2,400.00

F-19-21 INSURANCE COMMISSIONER

SALARIES AND WAGES

Insurance Commissioner	\$ 3,500.00	\$ 3,500.00
Clerk	1,200.00	1,200.00
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	\$ 4,700.00	\$ 4,700.00

APPROPRIATIONS

Office Expense	820.00	820.00
Travel	180.00	180.00
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Total	\$ 5,700.00	\$ 5,700.00

F-22-24 OYSTER REVENUE COLLECTOR

SALARIES AND WAGES

Collector	\$ 960.00	\$ 960.00
Watch Boat Crew	3,240.00	3,240.00
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	\$ 4,200.00	\$ 4,200.00
Office Expense	20.00	20.00
Travel	80.00	80.00
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Total	\$ 4,300.00	\$ 4,300.00

F-25-30 STATE TAX DEPARTMENT

SALARIES AND WAGES

Tax Commissioner	\$ 4,000.00	\$ 4,000.00
EmploYES	69,660.00	65,580.00
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	\$ 73,660.00	\$ 69,580.00
Office Expense	17,825.00	17,825.00
Travel	750.00	750.00
Repairs and Replacements	250.00	250.00
Equipment	500.00	500.00
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Total	\$ 92,985.00	\$ 88,905.00

F-31 ASSESSORS .

Salaries of Assessors	\$ 850.00	\$ 850.00
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F-32 REGISTER OF WILLS

SALARIES AND WAGES

Register of New Castle Co.	\$ 400.00	\$ 400.00
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APPROPRIATIONS

Register Kent Co.	200.00	200.00
Register Sussex Co.	200.00	200.00
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Total	\$ 800.00	\$ 800.00

F-33-37 STATE BANKING COMMISSIONER

SALARIES AND WAGES

Bank Commissioner	\$ 3,600.00	\$ 3,600.00
Deputy	3,000.00	3,000.00
Clerk	2,400.00	2,400.00
Extra Clerks and Stenographers	2,500.00	2,500.00
	<hr/>	<hr/>
	\$ 11,500.00	\$ 11,500.00
Office Expense	1,720.00	1,720.00
Travel	3,000.00	3,000.00
Equipment	600.00	600.00
	<hr/>	<hr/>
Total	\$ 16,820.00	\$ 16,820.00

DEBT SERVICE

G-1-11 STATE TREASURER

Int. Certificate of Indebtedness University of Delaware	\$ 4,980.00	\$ 4,980.00
Int. Certificate of Indebtedness School Fund	10,727.10	10,727.10
Int. Farmers Bank, Dover, 1907 Issue..	9,200.00	9,200.00
Int. Farmers Bank, Wilmington, 1907 Issue	800.00	.....
Int. Sinking Fund, 1907 Issue	800.00	800.00
Int. Phila. Girard National Bank, 1897 Issue	3,675.00	.....
Int. Farmers Bank, Wilmington, Farnhurst Bonds	1,400.00	1,300.00
Int. Farmers Bank, Wilmington, Women's College Bonds	3,000.00	2,800.00
Int. Farmers Bank, Wilmington, Women's College Bonds, 1925 Issue	9,562.50	9,350.00

APPROPRIATIONS

Redemption Women's College Bonds...	5,000.00	5,000.00
Redemption Women's College Bonds, 1925 Issue	5,000.00	5,000.00
Redemption Hospital Improvement Bonds, 1915 Issue .....	.....	5,000.00
Redemption Hospital Improvement Bonds, 1907 Issue	40,000.00	.....
Redemption Hospital Improvement Bonds, 1897 Issue	245,000.00	.....
	<hr/>	<hr/>
Total	\$339,144.60	54,157.10

HEALTH

H-1 STATE BOARD OF HEALTH, GENERAL ADMINISTRATION

Salaries and Wages	\$ 42,104.00	\$ 42,104.00
Office Expense	4,500.00	4,500.00
Travel	1,100.00	1,100.00
Operation	8,175.00	8,175.00
Equipment	891.00	891.00
Repairs and Replacements	3,730.00	3,730.00
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Total	\$ 60,500.00	\$ 60,500.00

H-3 PATHOLOGICAL AND BACTERIOLOGICAL LABORATORY

Salaries and Wages	\$ 7,200.00	\$ 7,200.00
Office Expense	550.00	550.00
Travel	50.00	50.00
Operation	1,000.00	1,000.00
Repairs and Replacements	110.00	110.00
Equipment	90.00	90.00
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Total	\$ 9,000.00	\$ 9,000.00

H-8 EDGEWOOD SANATORIUM

Salaries and Wages	\$ 5,200.00	\$ 5,200.00
Office Expense	165.00	165.00

APPROPRIATIONS

Travel	10.00	10.00
Operation	6,075.00	6,075.00
Repairs and Replacements	500.00	500.00
Equipment	50.00	50.00
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Total	\$ 12,000.00	\$ 12,000.00

H-9 BRANDYWINE SANATORIUM

Salaries and Wages	\$ 15,000.00	\$ 15,000.00
Office Expense	300.00	300.00
Travel	200.00	200.00
Operation	16,000.00	16,000.00
Repairs and Replacements	5,000.00	5,000.00
Equipment	3,500.00	3,500.00
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Total	\$ 40,000.00	\$ 40,000.00

H-10 MEDICAL COUNCIL OF DELAWARE

Salaries and Wages	\$ 300.00	\$ 300.00
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H-11 STATE BOARD OF PHARMACY

Salaries and Wages	\$ 150.00	\$ 150.00
Office Expense	40.00	40.00
Travel	60.00	60.00
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Total	\$ 250.00	\$ 250.00

H-12 DENTISTRY AND DENTAL SURGERY

Salaries and Wages	\$ 240.00	\$ 240.00
Office Expense	30.00	30.00
Travel	30.00	30.00
	<hr/>	<hr/>
Total	\$ 300.00	\$ 300.00

APPROPRIATIONS

PUBLIC WELFARE

I-1 GOVERNOR

Board and Tuition, Deaf, Dumb, Blind
and Idiotic Children\$ 20,000.00 \$ 20,000.00

I2-3 STATE BOARD OF CHARITIES

Secretary	\$ 1,800.00	\$ 1,800.00
Clerk	540.00	540.00
	<hr/>	<hr/>
	\$ 2,340.00	\$ 2,340.00
Office Expense	640.00	640.00
Travel	20.00	20.00
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Total	\$ 3,000.00	\$ 3,000.00

I-4 BOARD OF BOILER RULES

Salaries and Wages	\$ 1,000.00	\$ 700.00
Office Expense	200.00	150.00
Travel	300.00	150.00
	<hr/>	<hr/>
Total	\$ 1,500.00	\$ 1,000.00

I-6-7 DELAWARE STATE HOSPITAL

Salaries and Wages	\$ 86,000.00	\$ 89,600.00
Office Expense	2,115.00	2,550.00
Travel	800.00	980.00
Operation	92,700.00	132,700.00
Repairs and Replacements	14,995.00	15,770.00
Equipment	26,500.00	11,200.00
Permanent Improvement	38,000.00	.....
	<hr/>	<hr/>
Total	\$261,110.00	\$252,800.00

I-8 STATE BOARD OF EDUCATION

Maintenance and Instruction to Blind
Children\$ 1,200.00 \$ 1,200.00

APPROPRIATIONS

I-9-12 MOTHER'S PENSION COMMISSION

Salaries and Wages	\$ 4,900.00	\$ 4,900.00
Office Expense	300.00	300.00
Travel	2,250.00	2,250.00
Donation, New Castle Co.	22,000.00	22,000.00
Donation, Kent Co.	5,500.00	5,500.00
Donation, Sussex Co.	8,500.00	8,500.00
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Total	\$ 43,450.00	\$ 43,450.00

I-15 INDUSTRIAL SCHOOL FOR COLORED GIRLS

Salaries and Wages	\$ 3,000.00	\$ 3,000.00
Office Expense	500.00	500.00
Travel	400.00	400.00
Operation	7,000.00	7,000.00
Repairs and Replacements	1,200.00	1,200.00
Equipment	400.00	400.00
Permanent Improvements	500.00	500.00
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Total	\$ 13,000.00	\$ 13,000.00

I-18-19 DELAWARE COMMANDER, G. A. R.

Burial of Indigent Soldiers and Sailors \$	1,500.00	\$ 1,500.00
Observance of Memorial Day	1,000.00	1,000.00
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Total	\$ 2,500.00	\$ 2,500.00

I-20 DELAWARE COMMISSION FOR THE BLIND

Salaries and Wages	\$ 2,600.00	\$ 2,600.00
Office Expense	250.00	250.00
Operation	3,050.00	3,050.00
Working Capital, Materials	3,200.00	3,200.00
Repairs and Replacements	900.00	900.00
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Total	\$ 10,000.00	\$ 10,000.00

APPROPRIATIONS

I-21 DELAWARE COMMISSION FOR THE FEEBLE-MINDED,
GENERAL ADMINISTRATION

Salaries and Wages	\$ 18,500.00	\$ 18,500.00
Office Expense	512.00	512.00
Travel	313.00	313.00
Operation	25,025.00	25,025.00
Repairs and Replacements	900.00	900.00
Equipment	1,000.00	1,000.00
Permanent Improvements	3,750.00	3,750.00
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Total	\$ 50,000.00	\$ 50,000.00

I-24 AMERICAN LEGION

Operation	\$ 1,000.00	\$ 1,000.00
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I-25 DELAWARE SOCIETY FOR CRUELTY TO ANIMALS

Operation	\$ 500.00	\$ 500.00
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I-26-27 FERRIS INDUSTRIAL SCHOOL •

Salaries and Wages	\$ 17,020.00	\$ 17,020.00
Office Expense	700.00	700.00
Travel	270.00	270.00
Operation	21,690.00	21,690.00
Repairs and Replacements	3,395.00	1,570.00
Equipment	890.00	890.00
Permanent Improvements	675.00	675.00
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Total	\$ 44,640.00	\$ 42,815.00

I-28 CHILDREN'S BUREAU OF DELAWARE

Operation	\$ 10.00	\$ 10.00
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EDUCATION

J-1 UNIVERSITY OF DELAWARE, GENERAL MAINTENANCE

Salaries and Wages	\$125,500.00	\$125,500.00
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APPROPRIATIONS

Office Expense	1,750.00	1,750.00
Operation	24,500.00	24,500.00
Repairs and Replacements	6,000.00	6,000.00
Equipment	1,150.00	1,150.00
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Total	\$158,900.00	\$158,900.00

J-2 CHAIR OF HISTORY

Salaries and Wages	\$ 2,500.00	\$ 2,500.00
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J-3 SUMMER SCHOOL FOR TEACHERS

Salaries and Wages	\$ 6,000.00	\$ 6,000.00
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J-4 SMITH-LEVER AGRICULTURE EXTENSION

Salaries and Wages	\$ 10,741.56	\$ 10,741.56
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J-5 FARMERS' SHORT COURSE

Salaries and Wages	\$ 320.00	\$ 320.00
Office Expense	130.00	130.00
Travel	400.00	400.00
Operation	150.00	150.00
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Total	\$ 1,000.00	\$ 1,000.00

J-6 U. S. GOVERNMENT APPROPRIATION

Salaries and Wages	\$ 40,000.00	\$ 40,000.00
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J-7 AGRICULTURE AND FARM EXPERIMENT STATION

Salaries and Wages	\$ 13,000.00	\$ 13,000.00
Office Expense	700.00	700.00
Travel	300.00	300.00
Operation	3,300.00	3,300.00
Repairs and Replacements	1,200.00	1,200.00
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Total	\$ 18,500.00	\$ 18,500.00

APPROPRIATIONS

J-8 POULTRY AND ENTOMOLOGY

Salaries and Wages	\$ 4,000.00	\$ 4,000.00
Office Expense	250.00	250.00
Travel	1,000.00	1,000.00
Operation	750.00	750.00
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Total	\$ 6,000.00	\$ 6,000.00

J-9 STATE COLLEGE FOR COLORED STUDENTS,

GENERAL ADMINISTRATION

Salaries and Wages	\$ 14,000.00	\$ 14,000.00
Office Expense	650.00	650.00
Travel	200.00	200.00
Operation	4,650.00	4,650.00
Repairs and Replacements	2,000.00	2,000.00
Equipment	200.00
Permanent Improvements	1,000.00	1,000.00
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Total	\$ 22,700.00	\$ 22,500.00

J-10 U. S. GOVERNMENT APPROPRIATION

Salaries and Wages	\$ 9,000.00	\$ 9,000.00
Operation	1,000.00	1,000.00
	<hr/>	<hr/>
Total	\$ 10,000.00	\$ 10,000.00

AGRICULTURE

K-1 STATE BOARD OF AGRICULTURE, GENERAL ADMINISTRATION

Salaries and Wages	\$ 7,080.00	\$ 7,080.00
Office Expense	500.00	500.00
Travel	1,200.00	1,200.00
Operation	500.00	500.00
Repairs and Replacements	600.00	600.00
Equipment	120.00	120.00
	<hr/>	<hr/>
Total	\$ 10,000.00	\$ 10,000.00

APPROPRIATIONS

K-2 PENINSULA HORTICULTURAL SOCIETY

Salaries and Wages	\$ 250.00	\$ 250.00
Office Expense	150.00	150.00
Travel	100.00	100.00
Operation	500.00	500.00
Total	\$ 1,000.00	\$ 1,000.00

K-3 ANALYZING FERTILIZERS AND FEEDS

Salaries and Wages	\$ 10,100.00	\$ 10,400.00
Office Expense	740.00	700.00
Travel	200.00	200.00
Operation	630.00	625.00
Repairs and Replacements	30.00	50.00
Equipment	300.00	25.00
Total	\$ 12,000.00	\$ 12,000.00

K-4 CONTROLLING DISEASES OF LIVE STOCK

Salaries and Wages	\$ 2,000.00	\$ 2,000.00
Travel	200.00	200.00
Operation	800.00	800.00
Total	\$ 3,000.00	\$ 3,000.00

K-6 BUREAU OF MARKETS

Salaries and Wages	\$ 4,530.00	\$ 4,530.00
Office Expense	1,070.00	1,070.00
Travel	500.00	500.00
Operation	500.00	500.00
Repairs and Replacements	700.00	700.00
Equipment	200.00	200.00
Total	\$ 7,500.00	\$ 7,500.00

K-7 POULTRY DISEASES

Salaries and Wages	\$ 6,000.00	\$ 6,000.00
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APPROPRIATIONS

Office Expense	325.00	325.00
Travel	2,000.00	2,000.00
Operation	1,000.00	1,000.00
Repairs and Replacements	125.00	445.00
Equipment	1,150.00	430.00
	<hr/>	<hr/>
Total	\$ 10,600.00	\$ 10,200.00

K-8 CATTLE TUBERCULOSIS ERADICATION

Salaries and Wages	\$ 4,500.00	\$ 4,500.00
Travel	1,800.00	1,800.00
Operation	35,000.00	30,200.00
Repairs and Replacements	400.00	200.00
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Total	\$ 41,700.00	\$ 36,700.00

K-9 CORN GROWERS' ASSOCIATION

Office Expense	\$ 55.00	\$ 55.00
Travel	13.00	13.00
Operation	432.00	432.00
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Total	\$ 500.00	\$ 500.00

K-11 HOG CHOLERA ERADICATION

Operation	\$ 5,000.00	\$ 5,000.00
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K-12 PLANT PATHOLOGIST

Salaries and Wages	\$ 2,400.00	\$ 2,400.00
Office Expense	500.00	500.00
Travel	1,500.00	1,500.00
Operation	250.00	250.00
Repairs and Replacements	100.00	100.00
Equipment	250.00	250.00
	<hr/>	<hr/>
Total	\$ 5,000.00	\$ 5,000.00

APPROPRIATIONS

K-12½ FARM PRODUCTS INSPECTION

Salaries and Wages	\$ 6,650.00	\$ 6,650.00
Office Expense	150.00	150.00
Travel	550.00	550.00
Operation	150.00	150.00
Total	\$ 7,500.00	\$ 7,500.00

K-13 JAPANESE BEETLE ERADICATION

Salaries and Wages	\$ 8,000.00	\$ 8,000.00
Office Expense	300.00	300.00
Operation	1,600.00	1,600.00
Repairs and Replacements	100.00	100.00
Total	\$ 10,000.00	\$ 10,000.00

INDUSTRY

L-1-4 LABOR COMMISSION OF DELAWARE

SALARIES AND WAGES

Child Labor Inspector	\$ 2,100.00	\$ 2,100.00
Ten-Hour Law Inspector	1,500.00	1,500.00
Secretary	100.00	100.00
Employees	1,570.00	1,570.00
	\$ 5,270.00	\$ 5,270.00
Office Expense	1,370.00	1,370.00
Travel	260.00	260.00
Operation	250.00	250.00
Repairs and Replacements	100.00	100.00
Equipment	50.00	50.00
Total	\$ 7,300.00	\$ 7,300.00

APPROPRIATIONS

PUBLIC DEFENSE

M-1-3 NATIONAL GUARD, ADJUTANT GENERAL,

GENERAL ADMINISTRATION

SALARIES AND WAGES

Adjutant General	\$ 1,600.00	\$ 1,600.00
Clerks	3,600.00	3,600.00
Additional Salaries and Wages	2,600.00	3,900.00
	<hr/>	<hr/>
	\$ 7,800.00	\$ 9,100.00
Office Expense	\$ 1,200.00	\$ 1,200.00
Travel	900.00	900.00
Operation	1,300.00	1,800.00
Repairs and Replacements	350.00	500.00
Equipment		500.00
Permanent Improvements		300.00
	<hr/>	<hr/>
Total	\$ 11,550.00	\$ 14,300.00

M-4 STATE RIFLE RANGE

Salaries and Wages	\$ 1,700.00	\$ 1,700.00
Operation	600.00	600.00
Repairs and Replacements	100.00	100.00
Equipment	100.00	100.00
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Total	\$ 2,500.00	\$ 2,500.00

M-5 BATTERIES, HEADQUARTERS AND BANDS

General Maintenance	\$ 7,500.00	\$ 7,500.00
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M-6 CLOTHING ALLOWANCE TO OFFICERS

Operation	\$ 1,350.00	\$ 1,350.00
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M-7 EMERGENCY FUND, ADJUTANT GENERAL

General Emergencies	\$ 2,000.00	\$ 2,000.00
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APPROPRIATIONS

HIGHWAYS

N-1-2 LEVY COURT OF NEW CASTLE CO.

Salary of Road Engineer	\$ 1,000.00	\$ 1,000.00
Maintenance of Dirt Roads	10,000.00	10,000.00
	<hr/>	<hr/>
Total	\$ 11,000.00	\$ 11,000.00

N-2 LEVY COURT OF KENT CO.

Maintenance of Dirt Roads	\$ 10,000.00	\$ 10,000.00
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N-2 LEVY COURT OF SUSSEX CO.

Maintenance of Dirt Roads	\$ 10,000.00	\$ 10,000.00
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LIBRARIES

O-1-4 STATE LIBRARIAN

SALARIES AND WAGES

State Librarian	\$ 1,500.00	\$ 1,500.00
Assistant Librarian	1,200.00	1,200.00
	<hr/>	<hr/>
	\$ 2,700.00	\$ 2,700.00
Office Expense	300.00	300.00
Equipment, Books	500.00	500.00
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Total	\$ 3,500.00	\$ 3,500.00

O-5 STATE LIBRARY COMMISSION

Salaries and Wages	\$ 3,070.00	\$ 3,070.00
Office Expense	400.00	400.00
Travel	900.00	900.00
Operation	218.00	218.00
Repairs and Replacements	200.00	200.00
Equipment	1,212.00	1,212.00
	<hr/>	<hr/>
Total	\$ 6,000.00	\$ 6,000.00

APPROPRIATIONS

O-6 REHOBOTH FREE LIBRARY

Operation\$ 37.50 \$ 37.50

O-6 DOVER FREE LIBRARY

Operation\$ 250.00 \$ 250.00

O-6 CORBIT FREE LIBRARY

Operation\$ 50.00 \$ 50.00

O-6 MILFORD FREE LIBRARY

Operation\$ 500.00 \$ 250.00

O-7 STATE FEDERATION OF CLUBS

Operation\$ 100.00 \$ 100.00

HISTORICAL RECORDS

P-1-2 PUBLIC ARCHIVES COMMISSION

Salaries and Wages\$ 4,800.00 \$ 4,800.00

Office Expense 80.00 80.00

Travel 50.00 50.00

Repairs and Replacements 60.00 60.00

Equipment 1,010.00 1,010.00

Total\$ 6,000.00 \$ 6,000.00

P-3 HISTORICAL SOCIETY

Office Expense\$ 300.00 \$ 300.00

CARE OF STATE PROPERTY

Q-1 STATE LIBRARIAN

SALARIES AND WAGES

Four Janitors\$ 3,420.00 \$ 3,420.00

APPROPRIATIONS

Additional Salaries	1,000.00	1,000.00
	<hr/>	<hr/>
	\$ 4,420.00	\$ 4,420.00
Operation	11,325.00	11,275.00
Repairs and Replacements	560.00	560.00
	<hr/>	<hr/>
Total	\$ 16,305.00	\$ 16,255.00

Q-2 STATE INSURANCE COMMISSIONER

Fire Insurance on State Property	\$ 20,000.00	\$ 20,000.00
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Q-3 STATE BOARD OF REPAIRS

Repairs and Replacements	\$ 6,000.00	\$ 6,000.00
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Q-4 PUBLIC LANDS COMMISSION

Salaries and Wages	\$ 800.00	\$ 800.00
Office Expense	100.00	100.00
Travel	100.00	100.00
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Total	\$ 1,000.00	\$ 1,000.00

GENERAL

S-1 BOND PREMIUMS

State Officers	\$ 350.00	2,500.00
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S-2 BOARD OF STATE SUPPLIES

Office Expense	\$ 45,750.00	\$ 45,750.00
Repairs and Replacements	600.00	600.00
Equipment	2,500.00	2,500.00
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Total	\$ 48,850.00	\$ 48,850.00

APPROPRIATIONS

S-3-5 BOARD OF STATE SUPPLIES, GENERAL ADMINISTRATION

SALARIES AND WAGES

Secretary	\$ 2,000.00	\$ 2,000.00
Board Members	2,000.00	2,000.00
Clerks	1,800.00	1,800.00
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	\$ 5,800.00	\$ 5,800.00
Repairs and Replacements	50.00	50.00
Equipment	150.00	150.00
	<hr/>	<hr/>
Total	\$ 6,000.00	\$ 6,000.00

GRAND TOTAL\$1,788,703.66 \$1,619,071.16

Approved March 18, A. D., 1927.

CHAPTER 17

STATE REVENUE

CLAIMS

AN ACT appropriating certain money out of the State Treasury of the State of Delaware to pay certain claims against the State.

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

Section 1. That the several sums of money hereinafter named are hereby appropriated out of the Treasury of this State for the purpose of paying the claims hereinafter mentioned, and the State Treasurer is hereby authorized and directed to pay the same as follows:

Charles Zanders	\$26.25
James B. Bice Co.	1,646.18
J. E. Beck Co.	732.73
J. H. Farlow	276.38
G. P. Thompson	35.00
James Ingram	25.00
George Hovington	75.00
Isaac White	75.00
Thomas Day	356.00
Charles Gibbs	376.00
Forest Conservation Commission	296.31
Every Evening	2.88
News-Journal Company	2.70
Newark Trust Company	601.97
Joseph P. Tidwell	100.00
Cann Brothers & Kindig, Inc.	229.00
Diamond State Telephone Co.	48.53
Hotel Richardson	53.38
Delaware Safety	834.83
Harris Samoniski	429.00
Fred Bendler	425.00
D. E. Sawtelle	25.00
Diamond State Telephone Co.	259.28
J. H. Anderson	100.00
Delaware State News	95.00
Lillian V. Hulse	20.00

CLAIMS

Bertha L. Butz	20.00
Dorothy L. Ringler	20.00
Capital Printing Co.	36.00
E. L. Jones & Co.	78.94
Capital Printing Co.	6,250.05
Milford Chronicle Pub. Co.	693.60
R. R. Kenny	500.00
The State Register	282.75
The Index Publishing Co.	5,371.50
The Index Publishing Co.	2,047.70
Thos. W. Killen	84.00
Frank Jackson	42.00
Howard Wix	36.00
Edgar W. Frazier	6.00
Isaac Bell	36.00
Joseph A. Laramore	6.00
State Board of Supplies	1,033.60
State Board of Agriculture	1,000.00
State Roads Commission	59.38
J. A. Downes	25.00
Julian B. Robinson	294.50
The Delaware State News	760.00
H. D. Boyer	35.00
Roy Bunting	32.50
Diamond State Telephone Co.	49.53
Diamond State Telephone Co.	450.48
Delaware Sesqui-Centennial Commission	2,994.90
Capital Printing Co.	813.94
The Delaware State News	12.00
The Delaware State News	6.00
Helen B. Harrington	20.00
Helen E. Reynolds	21.00
Ethel M. Walton	20.00
The Delaware Republican	264.20

Approved May 5, A. D., 1927.

CHAPTER 18

STATE REVENUE

SCHOOL BUDGET

AN ACT making appropriations for the School Budget for the school years beginning respectively July 1, 1927 and July 1, 1928, and ending respectively June 30, 1928 and June 30, 1929.

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

Section 1. There is hereby appropriated the sum of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for the School Budget hereinafter described for the school year beginning July 1, 1927, and ending June 30, 1928, and there is hereby further appropriated the sum of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for the said School Budget for the school year beginning July 1, 1928, and ending June 30, 1929, and the amount hereby appropriated for each of the said years shall be paid by the State Treasurer out of any moneys which shall accrue to the State Treasury for school purposes from any sources so designated by law, provided that if the revenue derived from the said sources shall at any time be insufficient to supply the fund appropriated by this Section, the deficiency or deficiencies shall be made up from time to time out of the general fund by way of advances and the amount so advanced out of the general fund shall be repaid to the general fund from time to time as moneys, if any, shall be available for this purpose from the several items of the said school revenues.

Section 2. The State Treasurer is hereby directed to pay the amounts appropriated in this Act on warrants of the State Board of Education as provided in Chapter 160, Volume 32, Laws of Delaware, as amended, with the following further restrictions:

“General Control” not more than Five per centum,

“Instructional Service” not less than Seventy-three per centum,

“Operation” not more than Twelve per centum,

“Maintenance” not more than Six per centum,

SCHOOL BUDGET

"Auxiliary and Co-ordinate Activities" not more than Ten per centum, of which not less than One and One-quarter per centum of the total budget shall be for Adult Education,

"Fixed Charges" not more than Three per centum,

"Capital Outlay" not more than One per centum,

"Debt Service" no part of the total,

"For Matching the Appropriation of the Federal Government for Smith-Hughes Vocational Education" not less than \$20,000.00.

Section 3. The term "General Control" as used in Section 2 shall include the following expenditures:

(a) Salaries and expenses of the members of the State Board of Education and the expenses of the business office.

(b) Salaries of Superintendents and their traveling expenses and the administrative part of the salaries of Superintendents of Special Districts.

(c) Compulsory attendance and school census.

(d) School election expenses.

The term "Instructional Service" as used in Section 2 shall include the following expenditures:

(a) The Supervisional part of salaries of Superintendents and Supervisors and their expenses.

(b) Salaries of Principals and Teachers.

(c) Textbooks and Professional Books for Teachers.

(d) Supplies and other materials of instruction.

(e) Tuition paid to other boards.

(f) Other instructional costs including school libraries.

The term "Operation" as used in Section 2 shall include all expenditures for janitors and engineers, fuel, water, light and power, care of grounds, rent, supplies and other operating expenses.

SCHOOL BUDGET

The term "Maintenance" as used in Section 2 shall include all expenditures for the upkeep of grounds, repair of buildings, repair and replacement of equipment, repair and replacement of apparatus and other maintenance.

The term "Auxiliary and Co-ordinate Activities" as used in Section 2 shall include all expenditures for transportation of pupils, scholarships in Teacher-Training, Vocational Teacher-Training under Smith-Hughes, expenses of teachers at Summer School, Americanization, Adult Education, Promotion of Health, expenses of teachers' and trustees' meeting and other auxiliary activities.

The term "Fixed Charges" as used in Section 2 shall include all expenditures for Insurance.

The term "Capital Outlay" as used in Section 2 shall include all expenditures for grounds, new buildings and alterations (other than repairs), new equipment and apparatus.

Approved March 25 A. D., 1927.

CHAPTER 19

STATE REVENUE

AETNA HOSE, HOOK AND LADDER COMPANY

AN ACT making an appropriation to the Aetna Hose, Hook and Ladder Company of Newark.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of the members of each House concurring therein) :

Section 1. That the sum of Five Hundred Dollars (\$500.00) be and the same is hereby appropriated to the Aetna Hose, Hook and Ladder Company of Newark to be used in the maintenance of the said hose, hook and ladder company and the fire apparatus belonging thereto.

Section 2. Said sum of Five Hundred Dollars (\$500.00) so appropriated shall be paid in equal installments of Two Hundred and Fifty Dollars (\$250.00) on the first day of July, 1927 and on the first day of July, 1928, by the State Treasurer from the General Fund to the proper officials of the Aetna Hose, Hook and Ladder Company of Newark.

Section 3. This Act shall be known as a "Supplementary Appropriation Bill."

Approved April 25, A. D. 1927.

CHAPTER 20

STATE REVENUE

GOODWILL FIRE COMPANY OF NEW CASTLE

AN ACT making an appropriation to the Goodwill Fire Company of New Castle.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of the members of each House concurring therein):

Section 1. That the sum of Five Hundred Dollars be and the same is hereby appropriated out of the General Funds of the State of Delaware to the Goodwill Fire Company of New Castle, to be used in the maintenance of the Hose Company and Fire Apparatus.

Section 2. Said sum of Five Hundred Dollars so appropriated shall be paid in equal annual installments of Two Hundred Fifty Dollars on the first day of July, 1927, and the first day of July, 1928.

Section 3. This Act shall be known as a "Supplementary Appropriation Bill."

Approved April 25, A. D. 1927.

CHAPTER 21

STATE REVENUE

ROBBINS HOSE COMPANY

AN ACT making an appropriation to the Robbins Hose Company of Dover.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of the members of each House concurring therein) :

Section 1. That the sum of Five Hundred (\$500) Dollars be and the same is hereby appropriated to the Robbins Hose Company of Dover, to be used in the maintenance of the Hose Company and fire apparatus. The said sum of five hundred (\$500) dollars shall be paid in two equal annual installments for the years 1927 and 1928.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the Funds hereby appropriated shall be paid out of the general funds of the State Treasury.

Approved April 25, A. D. 1927.

CHAPTER 22

STATE REVENUE

SOLDIERS' REST ROOM

AN ACT to appropriate four hundred dollars to the Women's Christian Temperance Union for the maintenance of a Soldiers' Rest Room at Delaware City.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of the members of each House concurring therein) :

Setion 1. That the sum of Four Hundred Dollars (\$400) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the Women's Christian Temperance Union for the maintenance of a soldiers' rest room at Delaware City.

Section 2. That the said sum of Four Hundred Dollars (\$400) shall be paid in two equal annual installments of Two Hundred Dollars each, payable respectively for the years 1928 and 1929.

Approved March 22, A. D. 1927.

CHAPTER 23

STATE REVENUE

KENT AND SUSSEX COUNTY FAIR

AN ACT appropriating certain moneys to Kent and Sussex County Fair, Incorporated, for prizes.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each branch concurring therein) :

Section 1. That the sum of Seven Thousand Dollars (\$7000.00) is hereby appropriated out of the Treasury of the State of Delaware to the "Kent and Sussex County Fair, Incorporated," a corporation of the State of Delaware, for the fiscal year beginning July 1, 1927, and ending June 30, 1928, and a like sum of Seven Thousand Dollars (\$7,000.00) for the fiscal year beginning July 1, 1928, and ending June 30, 1929. Said appropriation shall be used and expended only for prizes for meritorious achievements in agriculture, stock and poultry raising, and in works of manual training and the domestic arts. Said corporation shall on or before the first day of December in each of said fiscal years file with the State Auditor a sworn itemized statement showing the name of each person to whom a prize has been awarded, for what each prize was awarded and the amount of each prize, and showing also the grand total of said prizes, which statement shall be sworn to and signed before a Notary Public, by both the President and Treasurer of said corporation; when said statement shall have been audited by the State Auditor and found to be true and correct and according to law he shall authorize and direct the State Treasurer to pay to said corporation in each of said fiscal years the total sum shown to be due for prizes by said itemized list, provided, however, said sum shall not exceed Seven Thousand Dollars (\$7,000.00) for each of said years and should said sum be less than the amount appropriated by this Act then the unused balance shall each year remain in and revert to the State Treasury and shall in no case be paid to said corporation.

Section 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 29, A. D. 1927.

CHAPTER 24

STATE REVENUE

AGRICULTURAL FAIR ASSOCIATION

AN ACT appropriating Seven Thousand Dollars a year for two years to Agricultural Fair Association, a corporation of this State.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each House concurring therein) :

Section 1. That the sum of Seven Thousand Dollars a year for two years be and the same is hereby appropriated out of the Treasury of this State to be paid to Agricultural Fair Association, a corporation of this State, to be used for paying premiums on, or prizes for, live stock, agricultural and horticultural products and related products and exhibits.

Section 2. That the said sum of Seven Thousand Dollars a year for the next two years shall be paid to the President of said corporation by warrant drawn by the Governor upon the State Treasury, and the receipt of the President of said corporation, attested by its Secretary, shall be sufficient voucher therefor; said sum to be paid on the first day of July, A. D. 1927, and on the first day of July, A. D. 1928.

Approved March 30, A. D. 1927.

CHAPTER 25

STATE REVENUE

JAPANESE BEETLE

AN ACT providing for the quarantine and control of the Japanese beetle; imposing certain powers and duties on the Governor; and making appropriations therefor.

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

Section 1. The Governor, in order to protect the agricultural and horticultural crops of the State of Delaware from the ravages of the Japanese Beetle (*Popillia Japonica*) accidentally imported with horticultural products from Japan, may make or cause to be made, investigations of the prevalence of this pest and may provide or cause to be provided, means whereby it may be controlled and its dissemination limited, and for these purposes he may adopt and carry out such control measures as may be deemed advisable.

Section 2. The Governor may also establish quarantine restrictions in affected areas and areas adjacent thereto, and adopt, issue and enforce rules and regulations relative to such quarantine and for the control and limitation of this pest. Under such quarantine restrictions, he, or his authorized agents may prohibit and prevent the movement, or the shipment, or the transportation of any agricultural, horticultural or any other material of any character whatsoever capable of carrying the Japanese Beetle in any state of its development, and further, he or his authorized agents may under such quarantine restrictions, intercept and detain for official inspection, any person, car, vessel, truck, wagon, automobile, motor or other vehicle, suspected or known to carry any material in violation of any quarantine restriction or of any rules or regulations thereunder established by the authority of this Act.

Section 3. Any person, copartnership, association or corporation, violating any provision of this Act, or any rule or regulation promulgated by the Governor under the authority of this Act, shall be subject to a fine of not less than ten dollars nor more than fifty dollars for each offense, besides the costs of prosecu-

JAPANESE BEETLE

tion, to be collected by summary conviction before any Justice of the Peace as like fines and costs are now collected; provided, however, that any person so convicted shall have the right of appeal as in like cases before a Justice of the Peace. The fines collected under this Act shall be paid forthwith to the State Treasurer and deposited in the General Fund.

Section 4. The moneys appropriated in Item K-13 of the "Budget Appropriation Bill" for the fiscal year ending June 30, 1928, and also for the fiscal year ending June 30, 1929, or so much thereof as may be necessary for the purpose as therein designated "Japanses Beetle Eradication" shall be paid by the State Treasurer upon warrants signed by the Governor, when, in his discretion, such draft shall be necessary.

Section 5. All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved February 21, A. D. 1927.

CHAPTER 26

STATE REVENUE

INDIAN RIVER INLET

AN ACT creating a Commission to open an inlet from the Atlantic Ocean to Indian River or Rehoboth Bay and appropriating Forty Thousand Dollars for the use of said Commission.

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

Section 1. That there is hereby created and established a Commission consisting of John G. Townsend, Jr., of Selbyville, Delaware; Rufus D. Lingo, Sr., of Dagsboro, Delaware; and William J. P. White, of Millsboro, Delaware, to be known as the Commission for opening an Inlet to Indian River or Rehoboth Bay.

Section 2. That the said Commission shall organize by electing a Chairman and a Secretary; and two of said members shall constitute a quorum for the transaction of business.

Section 3. That the said Commission shall, as soon as is practicable after the passage of this act, employ such expert assistance as may be necessary and shall make such contracts and arrangements and employ all such means as may be necessary for the opening of an inlet from the Atlantic Ocean to Indian River or Rehoboth Bay at some point to be selected by said Commission.

Section 4. That the said Commission is hereby authorized to solicit and receive funds from private individuals or otherwise which funds shall be added to the fund herein appropriated for the purpose of carrying out the provisions of this act; and all moneys so as aforesaid received from private individuals or otherwise shall be strictly accounted for in books to be kept for that purpose.

Section 5. That the said inlet shall be opened and constructed according to plans and specifications prepared by the expert assistants employed by the said Commission.

Section 6. That the sum of Forty Thousand Dollars is hereby appropriated out of the Treasury of the State of Delaware

INDIAN RIVER INLET

from funds not otherwise appropriated to pay the cost of construction and other expenses of the Commission incurred in the carrying out of the provisions of this act; and the State Treasurer shall pay such warrants as are signed by the Chairman and Secretary of said Commission as shall not exceed in the aggregate the said sum of Forty Thousand Dollars. All warrants directed to the said Treasurer shall be accompanied by proper vouchers approved by the Commission.

Section 7. All moneys dispersed* by said Commission received from private individuals or otherwise shall be accounted for, and proper vouchers taken and retained by said Commission as evidence thereof.

Section 8. That any moneys herein appropriated and not expended by the said Commission shall revert to the general fund of the State of Delaware.

Section 9. That Chapter 6 of Volume 34, Laws of Delaware, is hereby repealed.

Approved March 18, A. D. 1927.

*So enrolled.

CHAPTER 27

STATE REVENUE

WHARF AT LEWES

AN ACT to acquire by gift, devise, grant, purchase or condemnation, land or water rights and to place structures thereon as a part of the State Highway System and providing for the cost thereof.

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

Section 1. The State Highway Department is hereby invested with full power and authority to acquire for the State, by gift, devise, grant, purchase or condemnation, for public use, land and water rights on the Delaware Bay Shore at Lewes, or vicinity, as may be determined by the State Highway Department or its successors in power, and to place thereon structures and buildings and to erect or purchase a pier or piers, wharves or docks, for the landing of boats, for the carrying and transportation of freight, automobiles, vehicles and passengers.

Section 2. The said land or water rights, when acquired, and the said pier or piers, wharves or docks, when purchased or erected, shall become a part of the State Highway System of this State, and shall be under the supervision and control of the said Highway Department, or such other body as may succeed the said State Highway Department, and when such pier or piers, wharves or docks have been acquired or erected, shall be maintained by the State out of the funds appropriated, raised or collected for the use of the said State Highway Department.

Section 3. The building, erecting and constructing of said piers, wharves, or docks, as situate within the territorial jurisdiction of Delaware, shall be subject to the laws of the State of Delaware, as such laws apply to the constructing of any public highway in this State, when State money is used in the construction of the whole or a part of any such highway.

Section 4. The State Highway Department shall prescribe such charges for the use of said pier or wharf and make such rules and regulations governing the said pier or wharf, as to it may seem reasonable and necessary.

WHARF AT LEWES

Section 5. For carrying into effect the provisions of this Act the sum of Thirty Thousand Dollars (\$30,000.00) is hereby appropriated to the State Highway Department out of any moneys in the State Treasury not otherwise appropriated, which shall be paid by the State Treasurer on the draft of the said Department.

Section 6. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the general funds of the State Treasury.

Approved May 4, A. D. 1927.

CHAPTER 28

STATE REVENUE

WHARF AT LITTLE CREEK

AN ACT appropriating money to the State Highway Department for the erection of a wharf and bridge at Little Creek for the improvement of the Murderkill Creek and waterfront at Bowers.

WHEREAS, there is in the Treasury of this State a fund of Two Thousand Dollars (\$2,000.00) which has been appropriated and authorized to be paid to the Levy Court of Kent County, out of the oyster revenue, for the benefit of the oystermen of this State, and

WHEREAS, there will be a further sum of Eight Hundred Dollars (\$800.00) available from said source for the years 1925 and 1926, and

WHEREAS, the said oystermen desire that the moneys heretofore referred to available for the benefit of the said oystermen be diverted from the Levy Court of Kent County as heretofore provided and be set apart and appropriated to the State Highway Department for the purpose of erecting a wharf and bridge at Little Creek, and for the further purpose of repairing and improving the water front of the Murderkill Creek at Bowers, now therefore

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

Section 1. That the aforesaid sum of money, that is, Twenty-eight Hundred Dollars (\$2800.00) be and the same is hereby appropriated to the State Highway Department for the following purposes:

1. Twenty-four Hundred Dollars (\$2400.00) of the aforesaid sum shall be used by the State Highway Department for the purpose of acquiring for the State, by gift, devise, grant, purchase or condemnation for public use, land and water rights on the Little River Shore at Little Creek, and to erect thereon a wharf or dock for the landing of boats, and also to erect a bridge according to the plans hereinafter mentioned.

WHARF AT LITTLE CREEK

2. The remaining amount, or the sum of Four Hundred Dollars (\$400.00) shall be used by the State Highway Department for the purpose of repairing and improving the water front of Murderkill Creek at Bowers.

Section 2. The said land or water rights, mentioned in subdivision 1 of Section 1, when acquired, and the said wharf or dock and bridge, when erected, shall become a part of the State Highway System of this State, and shall be under the supervision and control of the said Highway Department, or such other body as may succeed the said State Highway Department, and when such wharf or dock and bridge have been erected, shall be maintained out of the oyster revenue fund; and there is hereby appropriated for that purpose, the sum of One Hundred Dollars (\$100.00) annually.

Section 3. The building, erecting and constructing of said wharf or dock and bridge, as situate within the territorial jurisdiction of Delaware, shall be subject to the laws of the State of Delaware, as such laws apply to the constructing of any public highway in this State, when State money is used in the construction of the whole or a part of any such highway.

Section 4. The said wharf or dock shall be built and erected on a site of ground to be acquired, and title thereto taken in the name of the State of Delaware, on the north bank of said Little River and on the east side of the concrete highway running through the said town of Little Creek.

The said bridge shall be erected over a small stream to the north and east of the proposed location for the wharf or dock.

Section 5. The State Treasurer shall pay to the State Highway Department of this State, the aforesaid sum of Twenty-eight Hundred Dollars (\$2800.00) and the authority of the payment of the above mentioned sum by the State Treasurer to the said Levy Court be and the same is hereby repealed.

Section 6. This Act shall be known as a Supplementary Appropriation Bill.

Approved May 4, A. D. 1927.

CHAPTER 29

STATE REVENUE

BRANDYWINE SANITARIUM

AN ACT relating to a water supply for Brandywine Sanitarium and appropriating money therefore.

WHEREAS the water supply available at Brandywine Sanitarium has been found to be inadequate; and

WHEREAS the present supply is insufficient to give adequate fire protection to the said Sanitarium; and

WHEREAS during the summer months it is wholly inadequate for the needs of the Institution; therefore

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

Section 1. That the sum of eight thousand (\$8,000) dollars be and the same is hereby appropriated out of any funds in the hands of the Treasurer not otherwise appropriated for the purpose of constructing a water supply for Brandywine Sanitarium in accordance with the plans and specifications as prepared by the Engineer of the State Board of Health.

Section 2. This Act shall be known as a supplementary appropriation bill.

Approved March 29, A. D. 1927.

CHAPTER 30

STATE REVENUE

INSURANCE ON STATE PROPERTY

AN ACT to appropriate Thirty Thousand Dollars to the State Insurance Commissioner for the payment of insurance premiums.

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

Section 1. That the sum of Thirty Thousand Dollars (\$30,000.00) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the State Insurance Commissioner to be used for the payment of insurance premiums, for an extended period.

Section 2. The sum of Twenty Thousand Dollars (\$20,000.00) appropriated in the Budget Bill to the State Insurance Commissioner for the payment of insurance premiums for the year 1928 is hereby repealed.

Section 3. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the general funds of the State Treasury.

Approved April 7, A. D. 1927.

TITLE FOUR

Public Arms and Defense

CHAPTER 31

DELAWARE NATIONAL GUARD

AN ACT to amend Chapter 8 of the Revised Code of Delaware as amended by Chapter 22, Volume 32, Laws of Delaware, relating to the Public Arms and Defense.

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

Section 1. That Chapter 8 of the Revised Code of Delaware as amended by Chapter 22, Volume 32, Laws of Delaware, be and the same is hereby amended by striking out all of Section 5 of said Chapter 22, Volume 32, Laws of Delaware, and inserting in lieu thereof the following:

Section 5. Adjutant General, Appointment of; Duties and Salary:—The Adjutant General shall be appointed by the Governor, and shall have had previous military experience. He shall qualify and hold office in accordance with the provisions of the National Defense Act or any amendment thereto. The duties of the Adjutant General shall be as follows, to-wit: He shall be Chief-of-Staff of the Delaware National Guard and shall promulgate all orders of the Commander-in-Chief, and shall obey all orders relative to carrying into execution and perfecting any system of military discipline established by law; he shall be in attendance when the Commander-in-Chief reviews the Delaware National Guard, and perform such other military duties as the Commander-in-Chief may direct; he shall keep a register of all the officers and men of the military forces of the State, and keep

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in his office all records and papers required to be kept and filed therein, and make a full report on or before the thirty-first day of December, in each year, to the Commander-in-Chief upon the condition of the Delaware National Guard, and detailed statement of all the expenditures during the preceding year; and he shall furnish the proper officials of the United States Government such reports and other information as may from time to time be necessary. He shall purchase with and by consent of the board provided for by Section 367 of this Chapter, such books, blank forms, stationery and other military stores as may be necessary for the proper instruction and equipment of the Delaware National Guard, and issue the same upon proper requisition therefor; and furnish transportation and subsistence to the officers and men when it is necessary so to do for the transaction of military business out of funds which may be appropriated for these purposes. He may, with the approval of the Commander-in-Chief, sell or exchange from time to time, such military stores belonging to the Delaware National Guard as are found unserviceable or in a state of decay, or which it may be deemed for the interest of the State to sell or exchange. The Adjutant General shall receive an annual salary of Twenty-five Hundred Dollars (\$2500.00) and is authorized to draw his warrant on the State Treasurer, who is authorized and directed to pay the sum out of money hereinafter appropriated for military purposes, in equal monthly installments. He shall have power and authority to employ such clerical assistance as may be necessary in the administration of his office, who shall be paid out of funds which may be appropriated for that purpose. He shall furnish bond in such amount and form as may be directed by the Commander-in-Chief, conditioned for the faithful performance of his official duties.

Approved May 4, A. D. 1927.

CHAPTER 32

STATE ARMORY AT WILMINGTON

AN ACT relating to the title to the land on which the State Armory at Wilmington is erected, and to the sale thereof.

WHEREAS, pursuant to the terms of an Act of the General Assembly of the State of Delaware, approved May 14, 1891, being Chapter 36 of Volume 19 of the Laws of Delaware, the Treasurer of the State of Delaware loaned to Trustees of Troop B Association, Wilmington, Delaware, the sum of Ten Thousand Dollars (\$10,000.00), to secure which loan the said Trustees of Troop B Association executed and delivered their bond and mortgage to the State of Delaware for the payment of said sum, with interest at three per cent annually, payable semi-annually to the State Treasurer, which mortgage was a lien on a lot of land eighty feet square on the North side of Twelfth Street between Orange and Chippey Streets in the City of Wilmington, on which said lot of land is now erected the State Armory of the State of Delaware;

AND WHEREAS, by the terms of a joint resolution of the General Assembly of the State of Delaware of March 22, 1893, being Chapter 844 of Volume 19 of the Laws of Delaware, Wilbur H. Burnite, State Treasurer, was authorized and directed to demand of the said Trustees of Troop B Association the payment of all arrears of interest due the State of Delaware on the said bond and mortgage, and was further directed that if said arrears of interest should not be paid within sixty days to make foreclosure of said mortgage and to collect all moneys due thereon and cause the said mortgage to be satisfied of record;

AND WHEREAS, pursuant to the terms of said joint resolution, the said Wilbur H. Burnite, State Treasurer, thereafter duly caused a writ of scire facias to be issued upon the said mortgage to the September Term, A. D. 1893 of the Superior Court of New Castle County, and thereafter caused judgment to be entered in said cause in favor of the State of Delaware in the sum of Ten Thousand Dollars (\$10,000.00), and thereafter duly caused a writ of levavi facias to be issued upon the said judgment, and the said lot of land and buildings thereon erected to be sold at public sale by the Sheriff of New Castle County;

STATE ARMORY AT WILMINGTON

AND WHEREAS, the said Wilbur H. Burnite, State Treasurer as aforesaid, in order to protect the interest of the State of Delaware in the said lot of land and buildings thereon erected, duly purchased the said lot of land and buildings at public sale so as aforesaid held;

AND WHEREAS, thereafter, to-wit, on June 13, A. D. 1894, Pierce Gould, the Sheriff of New Castle County, duly conveyed the said lands and buildings to the said Wilbur H. Burnite in trust for the State of Delaware, which said deed of conveyance was intended to vest in the State of Delaware all right, title and interest of every kind in the said lands and buildings in fee simple;

AND WHEREAS, no money or other consideration was paid by the said Wilbur H. Burnite for said land and buildings and no consideration existed for said deed of conveyance, other than the interest of the State of Delaware therein under the said bond and mortgage, and the said judgment thereon obtained;

AND WHEREAS, the title to the said lands and buildings thereon erected was taken as aforesaid in the name of Wilbur H. Burnite in trust for the State of Delaware solely for the purpose of convenience, and under no active trust of any kind, and with no duties on the part of the said Wilbur H. Burnite in relation to said lot of land or buildings, and under no trusts or conditions in relation thereto, except to hold the title for the sole use and benefit of the State of Delaware;

AND WHEREAS, after the execution of said last-mentioned deed of conveyance, the State of Delaware has held undisputed title and possession to the said lot of land and real estate for upwards of thirty years;

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That all of the acts and deeds of the said Wilbur H. Burnite, then State Treasurer of the State of Delaware, in relation to the lot of land and buildings hereinabove mentioned,

STATE ARMORY AT WILMINGTON

are hereby ratified and confirmed, and that the title of the State of Delaware to the said lands and buildings by virtue of the deed of conveyance above mentioned to Wilbur H. Burnite, in trust for the State of Delaware, is declared to be a good fee simple title in the State of Delaware, free and clear of all trusts, limitations and conditions of whatsoever kind.

Section 2. That in accordance with the provisions of Section 3 of Chapter 45 of Volume 34 of the Laws of Delaware, the State Armory Commission is further authorized and empowered to sell the said lot of land and buildings, including the present State Armory thereon erected, and to execute, on behalf of the State of Delaware, a good and sufficient deed of conveyance conveying the fee simple title thereto to the purchaser thereof.

Approved March 18, A. D. 1927.

CHAPTER 33

DELAWARE NATIONAL GUARD

AN ACT authorizing the Governor of the State of Delaware to receive from the Secretary of War, such "Other Funds" remaining to the credit of the National Guard Units thereof as have not been reconstituted.

WHEREAS, it has been duly made known to the proper authorities of this State that the Secretary of War of the United States has in his possession, as trustee, certain moneys known as "Other Funds" which had been collected for their own use and benefit by certain National Guard organizations that were broken up as units for or as the result of service in the World War, and have not been reconstituted; and

WHEREAS, it further appears that the Secretary of War, as trustee, desires to turn over to a substitute trustee, duly authorized by this State, such portion of the said funds as equitably belongs to the National Guard of this State.

Now therefore, be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That the Governor is hereby authorized to receive such funds as trustee, and to distribute them for the benefit of the National Guard of this State, in such manner as his judgment shall dictate.

Approved February 25, A. D. 1927.

CHAPTER 34

SPANISH WAR VETERANS

AN ACT making an appropriation to the United Spanish War Veterans of the State of Delaware for the proper observance of Memorial Day.

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

Section 1. That the sum of Five Hundred Dollars (\$500.00) is hereby appropriated annually, and shall, on or before the First day of May in each and every year from and after the passage of this Act, be paid over by the State Treasurer of the State of Delaware out of the General Fund in the State Treasury to the duly elected Finance Officer of the United Spanish War Veterans, of the State of Delaware, for the purpose of defraying the expenses incurred by said United Spanish War Veterans, of the State of Delaware, in the proper observance of Memorial Day in the State of Delaware.

Section 2. This act shall be known as a "Supplementary Appropriation Bill."

Approved March 25, A. D. 1927.

CHAPTER 35

MEDALS AWARDED FOR DISTINGUISHED SERVICE

AN ACT to provide for the awarding of medals to the officers and enlisted men of the Delaware National Guard for Distinguished Service.

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

Section 1. That the Governor be, and he is hereby authorized to present, in the name of the State of Delaware, a Conspicuous Service Cross, of such design as hereinafter provided, to any Officer or Enlisted Member of the Delaware National Guard, who while serving in any capacity in the Delaware National Guard shall distinguish himself as hereinafter provided.

That the Conspicuous Service Cross shall be a bronze Maltese cross one inch long, with the Coat of Arms of the State of Delaware in miniature in the center thereof and the words "For Conspicuous Service" inscribed on the arms of the cross. The reverse plain. The cross suspended by a ribbon one and three-eighths inches in width and one and three-eighths inches in length, of red with a gray stripe one-half inch in width in the center.

To be awarded to officers and enlisted men of the Delaware National Guard who perform conspicuous acts of valor or who render conspicuous service to the National Guard above the ordinary requirements of duty well done. Medal to be awarded upon the recommendation of the same board as awards the Medal of Military Merit.

Section 2. That for the purpose of this act there shall be a Medal for Military Merit, and a Medal for Service in Aid of Civil Authority.

That the Medal for Military Merit shall be a medal of bronze one and one-fourth inches in diameter. On the obverse is the Coat of Arms of the State of Delaware around which is inscribed "For Military Merit." The reverse is plain. The medal is suspended by a silk ribbon one and three-eighths inches in width and one and three-eighths inches in length of gray, with a band of red one-quarter inch in width in the center.

MEDALS AWARDED FOR DISTINGUISHED SERVICE

This medal to be awarded under the following conditions:

1. For long and faithful service; in which case a bronze bar with these words will be placed on the ribbon of the medal, to be awarded to officers and enlisted men who have completed ten or more years of faithful service and attended at least seventy-five per cent of their drills and camps of instruction during that time. Time spent in the Federal service to count in the computation of time.

2. For proficiency in Military studies:—To be awarded to such officers and enlisted men as satisfactorily complete a course of study to be announced in orders from the Adjutant General's office each year and who attend at least eighty per cent of the prescribed classes and pass the final examination given at the conclusion of the course.

3. To such officers and enlisted men as distinguish themselves and bring credit to the National Guard by winning athletic events in competition with teams or persons not in the Delaware National Guard; or who in National or Regional Rifle and Pistol competitions win a creditable standing.

4. This medal to be awarded upon the recommendation of a board of three officers and two enlisted men appointed by the Adjutant General. This medal may be awarded for any meritorious military activity not enumerated above, provided such award is approved by the Governor.

Section 3. That the medal for Service in Aid of Civil Authority shall be a bronze medal one and one-fourth inches in diameter. On the obverse a mailed fist grasping a Roman sword, the sword vertical, point up. Upon the point of the sword the scales of justice. The words for Service in Aid of Civil Authority in circular form inscribed thereon. The medal suspended by a ribbon one and three-eighths inches in width and one and three-eighths inches in length of blue with a band of gold one-quarter inch wide through the center.

This medal to be awarded to officers and enlisted men of the Delaware National Guard who have been called upon by the Gov-

MEDALS AWARDED FOR DISTINGUISHED SERVICE

ernor to assist the Civil Authorities in the preservation of law and order. It may be awarded to former officers and enlisted men who have had service as specified above and who have been honorably discharged from the Delaware National Guard. Only one medal shall be awarded to any one person. For each service in Aid of Civil Authority subsequent to the one that earns the medal, a bronze star three-sixteenth inches in diameter shall be affixed to the ribbon.

Section 4. That for the purpose of carrying out the purpose of this Act the sum of Three Hundred Dollars is hereby appropriated.

Approved March 16, A. D. 1927.

TITLE FIVE

Legislation

CHAPTER 36

PASSING, PUBLICATION AND DISPOSAL OF LAWS AND JOURNALS

AN ACT to revive and extend the time for recording private acts.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch concurring therein) :

Section 1. That all unpublished Acts heretofore passed that have become void on account of not being duly recorded in compliance with the provisions of 374, Section 9, of Chapter 10, of the Revised Code of the State of Delaware, and that have not been repealed by special Act or become void by lapse of the time for which they were limited, be and the same are hereby severally renewed and re-enacted, together with the provisions therein contained and the same are respectively declared to be in full force for the period mentioned in the original Acts and to have the same force and effect as if the said Acts had been severally recorded according to law, and all acts and transactions done and performed under the provisions of said Acts, and all property and other rights accrued thereunder, shall have the same force and effect and be as valid to all intents and purposes as if the said Acts had been severally recorded according to law; provided, that this enactment shall not take effect in the case of any Act that has become void as aforesaid, until a certified copy thereof shall be duly recorded in the Recorder's Office of one of the Counties of this State; and, provided further, that no such

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copy of a void Act shall be received for record after the expiration of one year from the passage of this Act.

Section 2. That this Act shall be deemed and taken to be a public Act and shall be published as such.

Approved March 18, A.D. 1927.

TITLE SIX

State Officers and Commissions

CHAPTER 37

SECRETARY OF STATE

AN ACT authorizing the Secretary of State to procure a New Press and Seal of Office.

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

Section 1. That the Secretary of State be and he is hereby authorized to procure for his office a new press and seal; said seal to be made of steel or brass, of the same diameter as the present seal and engraved with the same devices; and when completed, the said seal shall be taken, adjudged and deemed to be the seal of the Secretary of State, as provided by 388, Sec. 12., Chapter 11, of the Revised Statutes of 1915.

Section 2. That when the said seal shall be so procured, as aforesaid, the said Secretary of State shall cause the present seal of the Secretary of State to be broken and destroyed in the presence of the Governor.

Approved February 2, A. D., 1927.

CHAPTER 38

SECRETARY OF STATE

AN ACT to Amend Chapter 14 of the Revised Code of the State of Delaware.

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

Section 1. That Chapter 14 of the Revised Code of the State of Delaware be and the same is hereby amended by inserting after Section 437, Section 16 of said Chapter 14 a new Section to be styled 437a. Section a as follows:

437 a Section a. Assistant Secretary of State, Affix Great Seal to Public Records. Use of Seal of Secretary of State: The Governor may appoint an Assistant Secretary of State, who, in case of the absence of the Secretary of State from his office from any justifiable cause whatsoever may do the business of the office of Secretary of State, and the said Assistant Secretary of State shall have the power and is hereby authorized to make out and register commissions and affix the Great Seal thereto and to all other instruments and records required under the Great Seal, or of which it shall be the proper authentication. The Assistant Secretary of State shall also have the power and is hereby vested with the authority to affix the Seal of the Secretary of State and countersign with his own signature all licenses and other papers of the office of Secretary of State that may require the signature of said official.

Copies of all records and other papers of the office of Secretary of State, or legally in the custody of said officer, authenticated by the Great Seal or the Seal of the Secretary of State, made under the hand of the Assistant Secretary of State, shall be deemed to be duly certified and shall be competent evidence. The Assistant Secretary of State shall have authority to perform all and the same duties as are required of the Secretary of State except as ex-officio member of any State Commission or Board. The Assistant Secretary of State shall take the oath of office prescribed by the Constitution, serve at the pleasure of the Governor, and receive an annual compensation of Three Thousand Dollars, paid in monthly installments as other offi-

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cers are paid. The term of office of the Assistant Secretary of State to be appointed by the provisions of this Act shall expire on the third Tuesday in January, 1929, and after said third Tuesday in January, 1929, the office of Assistant Secretary of State, created by the provisions of this Act is hereby abolished.

Approved January 21, A. D., 1927.

CHAPTER 39

SECRETARY OF STATE

AN ACT authorizing the Secretary of State to employ a Telephone Operator.

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

Section 1. That from and after the passage of this Act the Secretary of State is hereby authorized and empowered to employ a telephone operator to operate the telephone exchange in the State House at Dover, Delaware, at a salary not exceeding nine hundred dollars per year.

Section 2. The salary of the telephone operator so employed shall be paid in monthly payments by the State Treasurer out of monies not otherwise appropriated, upon approval of the Secretary of State.

Approved February 21, A. D., 1927.

CHAPTER 40

SECRETARY OF STATE

AN ACT to provide for the payment of monies from the General Fund of the State of Delaware, to meet emergency expenditures.

WHEREAS, at the close of the fiscal year, of the State of Delaware on June 30, 1926, the Governor was obliged to contribute the major portion of the last quarterly installment of his salary towards the payment of salaries of clerks in the office of the Secretary of State, and

WHEREAS, at the close of the present fiscal year on June 30, 1927, another emergency will arise that will necessitate the payment of approximately Five Thousand Dollars (\$5,000.00) for salaries in the office of the Secretary of State, in excess of the budget appropriation for the fiscal year 1926-27:

Therefore, be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met:

Section 1. That the sum of Six Thousand Dollars (\$6000.00) be and the same is hereby appropriated for the purpose of refunding the monies paid by the Governor towards the salaries of clerks in the office of the Secretary of State, and to meet any emergency that may arise during the fiscal year 1926-27, due to insufficient funds to meet the fiscal needs of the office of the Secretary of State.

Section 2. That the monies hereby appropriated shall be paid by the State Treasurer out of the General Funds of the State of Delaware, upon orders by the Governor.

Section 3. This Act shall be known as a Supplementary Appropriation Act.

Approved March 29, A. D., 1927.

CHAPTER 41

ATTORNEY GENERAL

AN ACT to appropriate additional moneys for the Contingent Fund of the Attorney General.

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

Section 1. That there is hereby appropriated, out of any moneys in the Treasury of the State not otherwise appropriated, the sum of Five Thousand Five Hundred Dollars (\$5500.00) as a supplemental appropriation to the contingent fund of the Attorney General for the fiscal year ending June 30, 1927, available immediately upon the approval of this Act, to be expended in the manner now provided by law for the contingent fund of the Attorney General.

Section 2. That any part or portion of the said sum appropriated by this Act which on the first day of July, 1927, shall not have been paid out of the Treasury, shall revert to the general fund of the Treasury.

Approved February 15, A. D., 1927.

CHAPTER 42

ATTORNEY GENERAL

AN ACT making appropriations for an Emergency Contingent Fund for the Attorney General's Department.

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

Section 1. That there is hereby appropriated out of any moneys in the Treasury of the State not otherwise appropriated, the sum of Ten Thousand Dollars (\$10,000) for the fiscal year ending June 30, 1928, and the further sum of Ten Thousand Dollars (\$10,000) for the fiscal year ending June 30, 1929, as an emergency contingent fund for the Attorney General's Department, to be expended in the manner now provided by law for expenditures from the contingent fund of the Attorney General, and upon certification by the Governor and the Attorney General to the State Treasurer that a public emergency exists requiring the use of such emergency fund, or any part thereof.

Section 2. That all parts or portions of the several sums appropriated by this Act which on the first day of July, immediately following each of the respective fiscal years, shall not have been paid out of the Treasury, shall revert to the general fund of the Treasury.

Approved April 18, A. D., 1927.

CHAPTER 43

INSURANCE DEPARTMENT

AN ACT to amend Chapter 20 of the Revised Code of 1915 by adding thereto a new section further regulating the investments of domestic life insurance companies.

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

Section 1. That Chapter 20 of the Revised Code of 1915 be and the same is hereby amended by adding thereto a new section to follow 590A, Section 19A, and to be known as 590B, Section 19B, as follows:

"590B. Section 19B. Any funds of any domestic life insurance company, over and above the amount of its reserves, may be invested in the stock of any corporation created under the laws of this State or of any other State of the United States; provided, however, that no such company shall invest in or acquire, directly or indirectly, more than ten per centum of the stock of any corporation, that no such company shall invest more than ten per centum of its capital and surplus in the stock of any corporation, and that no such company shall invest any of its funds in any stock on account of which the owners or holders thereof may, in any event, be or become liable to any assessment, except for taxes."

Approved May 4, A. D., 1927.

CHAPTER 44

STATE BANK COMMISSIONER

AN ACT to provide for the regulation of the business of receiving deposits or payments on income contracts, certificates or bonds.

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

Sec. 1. From and after thirty days after the approval of this Act, no person, co-partnership, association or corporation shall engage in the business of soliciting or receiving deposits or payments on any income contract, annuity contract or certificate, or annuity bond, in fixed and stipulated installments, within this state, without first having obtained from the State Bank Commissioner a license to do business in this State. PROVIDED, HOWEVER, that this Act shall not be construed to apply to persons, co-partnerships, associations or corporations engaged in selling merchandise on the installment plan, insurance companies, foreign or domestic, duly authorized to do business in this State, building and loan associations, banks or trust companies, authorized to do business under the laws of this State, or to surety companies authorized to do business under the laws of this State.

Sec. 2. No person, co-partnership, association or corporation shall act as agent for any other person, association or corporation engaged in the business described in the first clause of Section 1 hereof, or shall sell or offer for sale or deliver within this State any such contract, certificate or bond described in Section 1 hereof, or receive or solicit any payment thereon without obtaining registration to act as such agent from the State Bank Commissioner. No such registration shall be granted until such agent shall have filed with the State Bank Commissioner a certificate signed by an officer or other proper representative of the licensee certifying that the applicant for such agent's registration is the duly appointed agent for the transaction of business of the licensee in this State, to the extent to which he may be legally empowered by the letters of appointment from such licensee. Upon the filing of such certificate and application by any applicant for such agent's registration, the State Bank Commissioner shall forthwith issue such agent's certificate

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of registration upon the payment of the fee hereinafter provided.

Sec. 3. Before any license to engage in the business described in the first clause of Section 1 hereof shall be issued the State Bank Commissioner shall require the applicant for such license to deposit with the State Bank Commissioner, in trust, for the benefit of its contract holders (or if such applicant be a non-resident person, co-partnership or association, or a foreign corporation, then for the benefit of its contract holders resident in the State of Delaware) interest-bearing bonds or other income-producing securities, satisfactory to the State Bank Commissioner, to the market value of one hundred thousand dollars (\$100,000.00); provided, that if at any time the State Bank Commissioner shall, in his discretion, determine that such deposit is insufficient for the protection of the contract holders, having regard to the obligations of the licensee, such licensee shall, on demand of the State Bank Commissioner, forthwith deposit with him such additional securities as he shall require, not exceeding in amount one hundred per cent. of its obligations (or if such licensee be a non-resident of this State or a foreign corporation, then it shall deposit with him such additional securities as he shall require not exceeding one hundred per cent of its obligations to contract holders resident in the State of Delaware).

Should any person, co-partnership, association or corporation to whom such license shall have been granted cease, for any reason or cause whatever, to do business in this State, such deposit or deposits shall be returned to such licensee; provided, however, that retention may be made of a portion of said deposits, equal to obligations or liabilities outstanding to contract holders, until the State Bank Commissioner shall have been satisfied, by such evidence as he shall deem sufficient, that all obligations to contract holders shall have been fully paid and discharged (or, if such licensee be a non-resident of this State or a foreign corporation, then that all obligations to contract holders resident in this State shall have been fully paid and discharged).

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Before any such license is issued, the State Bank Commissioner shall also examine into the affairs and financial condition of said applicant, and shall satisfy himself that said applicant is in sound financial condition, and if said applicant be a corporation, that it has an actual paid-in capital stock of at least one hundred thousand dollars (\$100,000.00), and if said applicant be a foreign corporation, that it is in good repute and financial standing with the officials of the state of its incorporation.

Sec. 4. The State Bank Commissioner shall, at least once in every year, examine the affairs of all persons, co-partnerships, associations and corporations to whom he shall have issued a license to do business under this act, and shall certify to such licensee so examined the result of such examination. The State Bank Commissioner shall, for the purpose of such examination, be vested with all the authority now held by him in connection with the examination of the affairs of banks and trust companies in this State. In the event that any books, records or papers required by said State Bank Commissioner for such examination be not kept within this State, the State Bank Commissioner may require copies of any such books, records or papers, certified or verified, as he may deem proper, to be furnished him for his examination; or, in his discretion, may examine such books, records and papers at the home or principal office of the licensee, and there also examine the stocks, bonds, securities or other investments of such licensee, and the expenses of such visit and examination shall be paid by such licensee, or in his discretion, the State Bank Commissioner may accept the report of an examination of the books, records, papers, documents and securities of the licensee made by a certified public accountant.

Sec. 5. Every person, firm, association or corporation to whom the State Bank Commissioner shall have issued a license under Section 1 hereof, shall file with the State Bank Commissioner an annual report of the financial condition of such person, firm, association or corporation as of the 31st day of December of each year, which said report shall contain such in-

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formation as the State Bank Commissioner may, in his discretion, require. Said report shall be verified and filed on or before the 1st day of March of the following year.

Sec. 6. Upon the failure of any person, firm, association or corporation to whom a license shall have been issued under Section 1 hereof, to comply with any of the provisions of this act, or if the State Bank Commissioner shall determine that the affairs of any such person, firm, association or corporation are in an unsound condition financially, the State Bank Commissioner is authorized to revoke or suspend the license theretofore granted by him to such a person, co-partnership, association or corporation, provided, however, that not less than five days' notice has been given said licensee of such intended revocation, and opportunity for hearing afforded.

Sec. 7. Every such person, firm, association or corporation shall pay to the State, upon receiving the license provided for in Section 1, the sum of One Hundred Dollars (\$100.00), and thereafter shall pay to the State an annual license fee of fifty dollars (\$50.00), payable at the time of filing its annual report. Every person acting as agent for any such person, firm, association or corporation shall pay to the State at the time of receiving the Certificate of registration provided for in Section 2 hereof, the sum of One Dollar (\$1.00). Every such person, firm, association or corporation to whom a license shall have been issued under Section 1 hereof shall pay to the State of Delaware the sum of Twenty-five Dollars (\$25.00) for every examination of its affairs made by the State Bank Commissioner.

Sec. 8. Any person, firm, association or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and shall be punished by fine not exceeding five hundred dollars, or by imprisonment not exceeding six months, or both, in the discretion of the Court.

Approved March 18, A. D., 1927.

CHAPTER 45

STATE BOARD OF AGRICULTURE

AN ACT to create an Emergency Fund for the State Board of Agriculture for the prevention and control of plant and live stock diseases.

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

Section 1. .Owing to the danger of the infestation of the State of Delaware, particularly by the European Corn Borer, and possibly by other insect pests, plant and animal diseases, therefore for the purpose of defraying extraordinary or emergency expenses in carrying out the provisions of the State Board of Agriculture in their duties to prevent, control or check any outbreak or infestation of diseases or pests which seriously threaten the agricultural interests of the State, there is hereby appropriated annually, out of the general funds of the State Treasury, from funds not otherwise appropriated, the sum of Fifteen Thousand Dollars (\$15,000.00), or so much thereof as may be necessary. The State Board of Agriculture, with the approval of the Governor, Attorney General and the State Treasurer, is authorized to draw the warrant or warrants on the State Treasurer for such sums as may be necessary in carrying out the provisions of this Act.

Section 2. This Act shall be known as a "Supplementary Appropriation Bill."

Approved March 30, A. D. 1927.

CHAPTER 46

STATE BOARD OF AGRICULTURE

AN ACT to appropriate money for the purpose of securing anti-hog cholera serum and virus.

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

Section 1. That the sum of Five Thousand Dollars (\$5,000) be and the same is hereby appropriated as an emergency fund to be used by the State Board of Agriculture during the period ending June 30, 1927, for the purpose of securing Anti-Hog Cholera Serum and Virus.

Section 2. That the Anti-Hog Cholera Serum and Virus purchased under the provisions of this Act shall be distributed by the State Board of Agriculture, whenever from investigation and the information they can obtain there is danger of an epizootic of hog cholera in any part of the State. The Serum and Virus shall be issued to those persons deemed competent by the said Board to administer it, on their application in writing stating the approximate number of animals to be treated and the amount of Serum and Virus to be used, for which amount the persons so receiving the same shall receipt to the said Board.

Approved March 18, A. D. 1927.

CHAPTER 47

STATE BOARD OF AGRICULTURE

AN ACT to create an Emergency Fund for the use of the State Board of Agriculture.

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

Section 1. That the sum of Ten Thousand Dollars (\$10,000) is hereby appropriated as an emergency fund to be used by the State Board of Agriculture, during the period ending June 30, 1927, for the purpose of the eradication of tuberculosis in cattle.

Approved March 18, A. D. 1927.

CHAPTER 48

STATE BOARD OF AGRICULTURE

AN ACT to regulate the grading, packing, branding and sale of apples in closed packages, and providing penalties for violations of the provisions thereof, and appropriating money to carry this Act into effect.

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

Section 1. Apples packed in this state in closed packages, and intended for sale within or without this State, shall be graded as follows:

“Delaware Fancy” grade: This grade of apples shall consist of apples of one variety, which are mature, but not overripe, well formed, and free from decay, spray burn, limb rub, sunscald, visible watercore, or injury caused by dirt or other foreign matter, by skin punctures or bruises, except those incident to proper packing, or by hail, russetting, disease, insects, or mechanical or other means, and each apple of this grade shall have the amount of color specified hereinafter for the variety; provided that in order to allow for the variations incident to proper grading and handling not in excess of ten per cent, by weight, of the apples in any one lot may be below the requirements of this grade, but not more than one-tenth of this amount, or 1%, shall be allowed for decay.

“Delaware Number One” grade: This grade of apples shall consist of apples of one variety which are mature, but not overripe, free from decay and from damage caused by dirt or other foreign matter, by skin punctures or bruises, except those incident to proper packing, or by spray burn, russetting, limb rubs, sunscald, visible watercore, hail, disease, insects, or mechanical or other means; and each apple of this grade shall have the amount of color specified hereinafter for the variety; provided that in order to allow for variations incident to proper grading and handling, not in excess of ten per cent, by weight, of the apples in any lot may be below the requirements of this grade, but not more than one-tenth of this amount, or 1%, shall be allowed for decay.

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"Delaware Commercial" grade: This grade of apples shall consist of apples of one variety which meet the requirements of Delaware Number One except as to color, and provided further that early varieties such as Duchess of Oldenburg, Gravenstein, Liveland Raspberry, Red June, Summer Hagloe, Twenty Ounce, Wealthy, Williams, and other varieties which ripen at the same period need not be mature. In order to allow for variations incident to proper grading and handling, not more than ten per cent, by weight, of the apples in any lot may be below the requirements of this grade, but not more than one-tenth of this amount, or 1%, shall be allowed for decay.

"Delaware Number Two" grade: This grade of apples shall consist of apples of one variety which are mature but not over-ripe, free from decay and from serious damage caused by dirt or other foreign matter, by bruises except those incident to proper packing, or by spray burn, sunscald, hail, disease, insects or mechanical or other means. In order to allow for variations incident to proper grading and handling, not more than 10 per cent, by weight, of the apples in any lot may be below the requirements of this grade, but not more than one-tenth of this amount, or 1%, shall be allowed for decay.

"Delaware Unclassified" grade: This grade of apples shall consist of apples which are not graded in conformity with any of the foregoing grades.

"Well formed" means having the shape characteristic of the variety.

"Free from damage" means that the apples shall not be injured by any defect to an extent either apparent in the process of the proper grading or which would cause a loss in the ordinary preparation for use. The following blemishes shall not be considered as damage: (1) Two small healed insect punctures not larger than one-eighth inch in diameter in which the injured tissue is dry and corky; (2) russeting and limb rubs which do not materially disfigure the fruit; (3) scabspots affecting an aggregate area of not more than one-fourth inch in diameter; (4) hail marks where the injury is superficial and the

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skin has not been broken or discolored; (5) spray burn or sunscald where the injury is superficial and the normal color of the fruit is not materially changed and where there is no blistering or cracking of the skin.

“Free from serious damage” means that no defects shall be permitted which taken singly or collective, materially deform or disfigure the fruit. The following defects shall not be considered as serious damage: (1) Healed insect punctures which do not materially deform the fruit; (2) small scab and blotch infections not exceeding an aggregate area of one-half inch in diameter, or cedar rust infection not exceeding an aggregate area of three-quarters inch in diameter provided the skin is not cracked; (3) superficial blemishes such as fly speck and sooty blotch affecting not to exceed one-third of the surface; (4) or fruit spots such as Bitter Pit (Strippen) and Jonathan Spot affecting not to exceed 10 per cent of the surface.

Each apple graded as “Delaware Fancy” or “Delaware Number One” must have the percentage of color specified in the following table, according to its variety. “Color”, as referred to in the following table, shall be deemed and taken to mean a good shade of red, characteristic of the variety, and faded brown stripes shall not be considered as color.

SOLID RED:	VARIETY	
	DELAWARE FANCY	DELAWARE NUMBER ONE
Arkansas Black	50 per cent	25 per cent.
Black Ben David	do.	do.
Gano	do.	do.
King David	do.	do.
Winesap	do.	do.
Other similar varieties	do.	do.
Red June	33 per cent.	15 per cent.
Other similar varieties	do.	do.

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STRIPED OR PARTIALLY RED:

Delicious	50 per cent.	25 per cent.
Jonathan	do.	do.
McIntosh	do.	do.
Missouri Pippin	do.	do.
Strawberry	do.	do.
Other similar varieties	do.	do.
Arkansas (Mammoth Black Twig) ..	33 per cent.	15 per cent.
Baldwin	do.	do.
Ben Davis	do.	do.
Nero	do.	do.
Paragon	do.	do.
Rome Beauty	do.	do.
Stayman Winesap	do.	do.
Wealthy	do.	do.
Williams	do.	do.
York Imperial	do.	do.
Willowtwig	do.	do.
Crimson Beauty	do.	do.
Other similar varieties	do.	do.
Duchess of Oldenburg	25 per cent.	10 per cent.
Gravenstein	do.	do.
Hubbardston	do.	do.
Red Astrachan	do.	do.
Smokehouse	do.	do.
Summer Rambo	do.	do.
Other similar varieties	do.	do.

RED CHEEKED OR BLUSHED:

Maiden Blush	Blushed Cheek	None
Monmouth (Red Cheeked Pippin) ..	do.	do.
Winter Banana	do.	do.
Other red cheeked or blushed varieties	do.	do.

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No requirement as to color shall be deemed to apply to Fourth of July, Transparent, Early Ripe, Star, Grimes Golden, Henry Clay, Stark, and other yellow and green varieties.

Section 2. Each closed package of apples packed in this State, and intended for sale within or without this State shall be marked or branded in a conspicuous place on the outside of the package with the name and address of the person who own the apples at the time they were packed, the true name of the variety, the grade, and the minimum size of the apples therein contained; provided that the number of apples contained in the package may be substituted for the minimum size. The minimum size of the apples in every grade shall be determined by taking the transverse diameter of the smallest apples in the package. Minimum sizes may be designated by figures or words and the word "minimum" may be abbreviated to "min".

If the true name of the variety is not known to the packer, or to the person by whose authority the apples are packed, or branded, then such variety shall be designated as "unknown".

The letters and figures used in marking or branding closed packages of apples under this Act shall be of a size not less than one-half inch in height.

The marks and brands prescribed in this Act may be accompanied by additional marks or brands which are not inconsistent with or more conspicuous than, and which do not in any way obscure the marks and brands prescribed.

Section 3. No person shall sell or offer for sale in this State, or transport or ship or consign in this State for purposes of sale within or without this State, any apples in closed packages packed in this State unless the apples contained in every such closed package are graded in accordance with the provisions of this Act, and unless every such package is marked or branded in accordance with the provisions of this Act.

Section 4. The term closed package, as used in this Act, shall be deemed and held to mean any package which is con-

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structed in such manner as to require the removal of the cover or head for an inspection of its contents.

Section 5. No person shall sell or offer for sale in this State, apples in closed packages packed without this State, unless every such package is marked or branded in accordance with the provisions of this Act, and unless the apples on the face or surface exposed when the package is opened fairly represent the size and quality of the apples in the package, color excepted.

Section 6. It shall be the duty of the State Board of Agriculture to ascertain if closed packages containing apples packed in this State are marked or branded in a conspicuous place on the outside thereof, and with letters and figures at least one-half inch in height, stating the name and address of the owner, the name of the variety, the grade, and the minimum size or the number of apples contained therein, and for this purpose the said State Board of Agriculture and its agents are hereby authorized to enter any place where there are closed packages of apples coming within the provisions of this Act, and to examine the outside of such closed packages, and the said State Board of Agriculture and its agents are further authorized, for the purpose aforesaid, to examine the outside of closed packages of apples in trains, cars, trucks, or other vehicles, or when carried in water transports. But it shall not be the duty of the State Board of Agriculture or its agents to inspect the contents of closed packages to ascertain whether the marks or brands are a true statement of the facts, nor to inspect the packing of apples, unless on the request of the owner or packer of the apples.

It shall be the duty of the said State Board of Agriculture to report to the Attorney General every case where any closed package of apples is not marked or branded as aforesaid.

Section 7. The State Board of Agriculture is authorized to expend annually, such amount of money as shall be necessary and proper for the performance of its duties under this Act, provided that such sum shall not exceed in any year the sum of three thousand dollars (\$3,000.00).

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The sum of \$3,000.00 is hereby appropriated for each year hereafter, beginning with the year 1927, out of any moneys in the Treasury of the State for the purpose of accomplishing the objects of this Act.

The State Treasurer is hereby authorized, in each year hereafter, beginning with the year 1927, to pay to the State Board of Agriculture, on orders of said Board, signed by its President, and attested by its Secretary, such sums of money, for the purposes of this Act, as the said Board shall designate, provided that the aggregate of the sums paid by the State Treasurer, as aforesaid, shall not exceed in any one year the sum of \$3,000.00.

The State Board of Agriculture shall keep a true and detailed account of its expenditures under the provisions of this Act, and which account shall be at all times open to inspection by the citizens of this State.

Section 8. No person shall pack for sale, ship for sale, offer or consign for sale, or sell, any apples in closed packages, unless the apples on the face, or surface exposed when the package is opened, fairly represent the size and quality of the apples in the package, color excepted.

Section 9. The foregoing provisions as to the grading of apples, and as to the marking or branding of closed packages containing apples, shall not apply in any case where the apples in such packages are not intended to be sold, or offered for sale, or shipped or consigned for the purpose of sale, but apples in any closed package shall be presumed to be intended to be sold or offered for sale, or shipped or consigned for the purpose of sale, unless and until the contrary shall be satisfactorily established.

Section 10. The provisions of this Act, so far as they relate to the grading of apples, shall not apply where the apples contained in the closed package are graded according to the official standards for the grading of apples as promulgated from time to time by the Secretary of Agriculture of the United States, which official standards are commonly known as the United States Grades; but each closed package of apples must, in every

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case, be marked or branded in accordance with the provisions of this Act relative to the marking and branding of packages.

Section 11. All marks or brands on closed packages containing apples shall be a true statement of the facts indicated by such marks or brands. This Act, or anything herein contained, shall not be deemed or held to be a substitute for, or to bar or preclude the prosecution under any other statute of this State, or under the Common Law, or under any statute of the United States applicable to mismarking or misbranding.

Section 12. Every violation of any of the provisions of this Act shall be deemed a misdemeanor and every person guilty thereof shall, upon conviction, be fined not less than \$25.00 nor more than \$100.00, in the discretion of the court, for every such violation.

Any person who shall obstruct or in any way interfere with the State Board of Agriculture or any of its agents in the execution of any of the duties of the said State Board of Agriculture under this Act, shall be deemed to have violated the provisions of this Act.

Section 13. If any part of this Act shall be held unconstitutional, such holding shall not be deemed to invalidate the remaining provisions of this Act.

Section 14. All Acts and parts of Acts relating to the grading or packing of apples, or the marking or branding of apple containers, and all other Acts and parts of Acts inconsistent with this Act, are hereby repealed.

Approved May 4, A. D., 1927.

CHAPTER 49

STATE BOARD OF AGRICULTURE

AN ACT to Amend Chapter 22 of the Revised Code of the State of Delaware, as Amended in Chapter 48, Volume 29, Laws of Delaware, in relation to commercial fertilizers.

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

Section 1. That Chapter 22 of the Revised Code of the State of Delaware as amended by Chapter 48, Volume 29, Laws of Delaware, be and the same is hereby further amended by repealing 699 Section 2, 700 Section 3, 701 Section 4, 703 Section 6, 704 Section 7, 704A Section 7A, 706 Section 9, 707 Section 10, 708A Section 11A, 708B Section 11B, 708C Section 11C, 708D Section 11D, thereof, and inserting in lieu thereof the following sections, to be styled: 699 Section 2, 700 Section 3, 701 Section 4; 703 Section 6, 704 Section 7, 704A Section 7A, 706 Section 9, 707 Section 10, 708A Section 11A, 708B Section 11B, 708C Section 11C, 708D Section 11D.

699 Section 2. Every company, firm, corporation or person who shall sell, offer or expose for sale, or have in his possession with intent to sell, in this State, any commercial fertilizer, shall affix conspicuously to every package thereof a plainly printed statement, clearly and truly certifying the number of net pounds of fertilizer in the package, the name, brand, or trademark under which the commercial fertilizer is sold, the name and address of the manufacturer, the place of manufacture, and stating the minimum percentage of ammonia, the minimum percentage of phosphoric acid in available form, and the minimum percentage of potash soluble in distilled water. If numerals are used in, or in connection with, the name, brand, or trade mark under which any commercial fertilizer is sold, offered or exposed for sale, such numerals must conform to the guaranteed percentages of ammonia, available phosphoric acid, and potash in the order named. Any manufacturer or dealer who shall fail to affix conspicuously such statement to every package of commercial fertilizer that he may have for sale, offer, or expose for sale, or in such statement shall misrepresent the proportions of ammonia, phosphoric acid and potash, or either of them contained

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in such commercial fertilizer, or who shall sell, offer or expose for sale in this State any pulverized leather, hair, ground hoofs, horns or wool waste in any form as a fertilizer or as an ingredient of a fertilizer or manure without an explicit statement of the fact conspicuously affixed to every package of such fertilizer or manure, or who shall manufacture, sell, or offer for sale, mixed brands of commercial fertilizer which contain less than 14 per cent, or units, of total plant food, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined Two Hundred Dollars for the first offense and Three Hundred Dollars for each subsequent offense; provided that nothing in this Act shall prevent any person from having mixed any combination of ingredients, or from buying fertilizer materials for his own use without subjecting the dealer to the registration tax for such brands.

700 Section 3. Before any commercial fertilizer is sold, offered or exposed for sale in this State, the manufacturer, importer or party who causes it to be sold, exposed or offered for sale, shall file with the Secretary of State Board of Agriculture, under oath the statement required to be affixed under Section 699 Section 2, of this Act.

701 Section 4. The manufacture, importer, agent or seller of any brand of commercial fertilizer shall pay for each brand at the time he files a sworn statement required by Section 700 Section 3, of this Act, a registration fee of One Dollar per annum. Provided, that whenever the manufacturer or other person shall have filed such sworn statement and paid such registration fee, no other person shall be required to file such sworn statement or pay such fee for the same brand or brands.

703 Section 6. ANALYSES FOR PURCHASERS OF FERTILIZERS; SAMPLES HOW OBTAINED AND FORWARDED; CERTIFICATE OF ANALYSIS; TO SHOW WHAT; RECORD KEPT; EVIDENCE WHEN;— Any person or persons purchasing any fertilizers from any manufacturers or venders in this State for their own use, and who, themselves, the purchasers, are citizens of the State, may, if they desire, submit fair samples of fertilizer to the State Chemist; but in order to protect the manufacturer or venders

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from the submission for analysis of spurious samples, the person or persons selecting the same shall do so in the presence of one or more disinterested persons which samples shall be taken from one or more packages, said sample shall be taken from at least five packages if there are that number in the lot, and bottled, corked, and sealed in presence of said witnesses, and this sample package or bottle shall be placed in the hands of a disinterested person, who is to forward the same at the expense of the purchaser to the State Chemist when the purchaser so desires; and upon the receipt by him of any such sample package the State Chemist is authorized to return to such purchaser or purchasers a certificate or certificates of analysis; the certificate shall in all cases set forth the percentage of ammonia, available phosphoric acid and potash soluble in distilled water contained in such sample or samples, date of analysis and the name or names of persons submitting the samples, and be signed by the State Chemist, who is required to keep an accurate account of the same; and the said certificate of records, when verified by the affidavit of the State Chemist, shall be competent evidence in any court of law or equity in this State.

704 Section 7. Immediately after the filing of the statements required by 700 Section 3 of this Act, with the Secretary of the State Board of Agriculture, said Secretary shall issue a certificate to the party making such statement giving the name, brand or trade-mark under which the commercial fertilizer is sold, the name and address of the manufacturer or importer, the place of manufacture and that the applicant for said certificate is authorized to sell said brand of commercial fertilizer within the State of Delaware for the period of one year from the first day of January to the thirty-first day of December, inclusive. Said certificates may be issued at any time for and during the current year, and may be issued during the month of December for the year commencing on the first day of January thereafter.

704A Section 7A. On or before the fifth day of January of each year every manufacturer or vendor of fertilizers shall file under oath with the State Treasurer a statement showing the number of tons of commercial fertilizer or fertilizer ma-

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terials, described in 699 Section 2, of this Act, that he has sold in this State during the preceding year, and shall pay to the said State Treasurer for the use of the State the sum of ten cents for every ton of commercial fertilizer or fertilizer material so sold.

706 Section 9. The Secretary of the State Board of Agriculture or other agent or officer of the said Board, is hereby empowered to collect samples of commercial fertilizers offered for sale in this State, and to submit them by number to the State Chemist for analysis, and for this purpose, the said Secretary, or other agent of the State Board of Agriculture, shall have full access, ingress and egress to and from all places of business, factories, barns, buildings, cars and vessels used in the manufacture and transportation or sale of any commercial fertilizers. They shall also have power to open any package or vessel containing any commercial fertilizer, and take therefrom samples for analysis, upon tendering the value of the said samples; provided that the said Chemist shall, in no event, know the name of the owner of any sample which he is analyzing.

707 Section 10. LIME; ANALYSIS OF, SAMPLES HOW SELECTED:— The State Chemist is required, when any person or persons purchasing any lime, sold in this State, from any manufacturer or venders, for their own use, and who themselves, the purchasers, are citizens of this State, submit to the State Chemist fair samples of any such lime for analysis (which said samples shall be selected in the same manner as prescribed by Section 6 of this Chapter for selecting samples of fertilizers for analysis), to make any and all such analyses.

708A Section 11A. The State Board of Agriculture shall annually publish by bulletin the brand, name and location of the manufacturer and chemical analysis of every official sample of commercial fertilizer analyzed or caused to be analyzed by the State Chemist.

708B Section 11B. Any manufacturer or vendor of any commercial fertilizer who shall sell or offer or expose for sale any commercial fertilizer without having previously complied

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with the provisions of this Act, as hereinbefore set forth, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than Fifty Dollars nor more than Five Hundred Dollars.

708C Section 11C. Any company, firm, corporation or person, who shall wilfully remove from or deface or change any label or tag or brand affixed to any package of commercial fertilizer under the provision of this Act, before such commercial fertilizer has been used for manurial purposes, or who shall sell such commercial fertilizer without a label or tag being affixed thereto at the time of sale, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than Ten, nor more than Fifty Dollars for each offense.

708D Section 11D. Any company, firm, corporation or person who shall remove from or cause to be removed from any package of commercial fertilizer, any statement, label, or tag affixed thereto under the provisions of this Act, and affix or cause the same to be affixed to any other package of commercial fertilizer, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than Ten, nor more than Fifty Dollars for each offense.

Approved March 29, A. D., 1927.

CHAPTER 50

STATE FORESTRY DEPARTMENT

AN ACT to create a State Forestry Department, and to promote and encourage the production and protection of timber and the general practice of forestry by the State and by individuals, and for co-operation between the Federal Government, State Departments, and individuals, and to provide penalties for violations of this Act.

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

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ORGANIZATION AND POWERS

Section 1. That there is hereby created a State Department to be known as the "State Forestry Department," which shall be under the direction of a Commission to be known as the "State Forestry Commission," to consist of the Governor of the State and four other citizens of the State. On or before the first day of May, 1927, the Governor shall appoint four suitable citizens, no more than two of whom shall belong to the same political party, who, together with the Governor, shall constitute the State Forestry Commission. The members so appointed shall be, during their terms of office, citizens of the State of Delaware. Upon making said appointments the Governor shall certify the same to the Secretary of State and to the appointees. The terms of office of the first appointees as members of said Commission shall be from the first day of May, 1927, as follows:— One member two years; one member four years; one member six years; and one member eight years. After the expiration of the terms of office aforesaid, the Governor shall appoint members of the Commission for the full term of eight years. In case of a vacancy in the Commission for any reason, the Governor shall fill said vacancy for the unexpired term.

The members of the Commission shall receive no compensation for their services, but each such member and the other officers and employees of the Department shall be entitled to reasonable expenses actually incurred in the performance of their official duties and all salaries and expenses authorized

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hereunder shall be paid out of the State Treasury in the same manner as other salaries of State officers and employees are paid; PROVIDED, HOWEVER; that the aggregate of all salaries and expenses that are permitted to be authorized and paid out of the State Treasury, under the provisions of this Act, shall not exceed the sum of Five Thousand Dollars in any year.

Section 2. Within thirty days after the appointment of the members aforesaid, they shall convene at the State Capitol at Dover, at a time to be fixed by the Governor, and organize by electing one of their members Chairman, who shall serve in that capacity until the end of the period of two years from the First day of May, 1927, and until his successor is elected. Before entering upon the duties of the office, each member of the Commission shall take and subscribe an oath or affirmation as prescribed in Article XIV of the Constitution. Three members shall constitute a quorum, and, except as herein otherwise provided, the vote of a majority of the members present and constituting a quorum shall be sufficient for any action by the Commission. The Governor shall have no vote except in the event of a tie vote in the Commission.

Section 3. As soon after organization as is practicable the Commission, at least three members concurring, shall employ a State Forester, who shall be a technically trained forester of not less than two years experience in professional forestry work. He shall hold office at the pleasure of the State Forestry Commission, at least three members concurring, who, by like vote, shall have power to fix his salary. The State Forester, before entering upon the duties of his office, shall give such bond, if any, as may be required by the said Commission for the faithful performance of his duties, and he shall also take and subscribe an oath or affirmation like that required of a member of said Commission.

Section 4. The State Forester shall be the administrative head of the State Forestry Department of Delaware, which Department, under the supervision of the State Forestry Commission, shall have direction of all forest interests and all matters pertaining to forestry and woodlands within the State. He shall

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be authorized and empowered, with the approval of the Commission, to appoint such other officers and field or office assistants as may be necessary in carrying out the provisions of this Act, and may fix the amount of their compensation, subject to the approval of the Commission, and shall have power to remove any subordinate officer or employee so appointed by him. He and such assistants as he may appoint shall be allowed necessary traveling and field expenses which are actually incurred in the performance of their official duties. He shall be authorized, under the direction and subject to the approval of the Commission, to purchase all necessary equipment, instruments and supplies. A full and accurate account of all receipts and expenditures incurred in carrying out the provisions of this Act, with such vouchers and forms as may be approved by the State Auditor, shall be kept in a system of books prescribed by such Auditor. The State Forester shall, under the supervision of the Commission, execute all matters pertaining to forestry within the jurisdiction of the State; devise and promulgate, with the approval of the Commission, rules and regulations for the enforcement of the State Forestry Laws and for the protection of forest lands; direct the improvement of State forest lands; collect data relative to forest conditions and become familiar with and inquire into the locations of all timber land and cut-over lands and prepare maps showing the locations and areas of State forests and privately owned forests, so far as available funds will permit; take such action as is authorized by law to prevent and suppress forest, brush and grass fires; enforce all laws pertaining to forest and brush covered lands and assist in the prosecution, in the name of the State, of violations of said laws; co-operate with the land owners, Counties and others in forest production and reforestation; and publish such information on forestry as he deems conducive to promoting the objects of this Act. He shall act as Secretary of the State Forestry Commission and prepare annually a report to the Commission on the progress and conditions of the work of the State Forestry Department, giving recommendations for improving matters of forest production, management, reproduction and utilization within the State of Delaware.

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Section 5. The State Forestry Department is hereby designated as the agency of the State of Delaware to co-operate with the United States Government under the provisions of an Act of Congress enacted June 7, 1924, (43 Stat. 653), and commonly known as the Clark-McNary Law. The State Forestry Department shall endeavor, so far as possible, in administering this Act, to have its system and practice of forest fire prevention and suppression substantially promote the objects of said Act of Congress.

Section 6. The State Forestry Department is authorized to enter into agreements for the prevention and suppression of forest fires with county, township, municipal and private agencies owning or controlling woodlots, forest or wild lands, or whose activities in whole or in part are directed toward the prevention and suppression of forest fires. All expenditures shall be presented to the State Forestry Department in monthly statements, in form and manner prescribed by the State Forestry Commission. The State Forester shall audit the same and transmit such statements to the State Auditor, who shall cause a warrant or warrants to be drawn for amounts equal in the aggregate to the amount of expenditures by such agencies which shall have been approved by the State Forester. The State Forester shall certify to the Secretary of Agriculture of the United States the amounts thus expended by the State and by private agencies and fulfill any other requirements to obtain the co-operation of the Federal Government toward forest protection.

Section 7. The State Forestry Department may, so far as other duties will permit, carry on educational lectures and conduct exhibits on forestry within the State and also advance forestry education by publication and in the various colleges and schools of the State, and all colleges and Schools supported in whole or in part by the State shall furnish such aid to the Department as the circumstances will permit. The Department may also conduct investigations on forestry matters and publish for distribution literature of a scientific or general interest pertaining thereto which may promote the objects of this Act.

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DISTRIBUTION OF FOREST TREES

Section 8. The State Forestry Department is authorized to grow young forest trees and distribute them to persons desiring to plant same for merchantable timber, in such quantities and under such regulations as may be prescribed by the Department. A charge, at production cost, including packing and transportation, shall be paid by any applicant therefor at the time of making such application.

The applicant shall also enter into an agreement with the Department to plant the young trees under such conditions and regulations as the Department shall prescribe and to protect and care for same when planted. The Department may render such assistance and instruction in planting of the trees as it may deem necessary to secure proper planting thereof. Young forest trees distributed as aforesaid shall not be subject to sale or offered for sale or be sold or be redistributed in any way whereby they become the property of another before being planted in accordance with the agreement entered into with the Department, except by permission granted by the Department; but nothing in this Act shall be construed so as to prohibit the sale of the land upon which such trees shall have been planted, together with the trees thereon.

Section 9. The Department is authorized and empowered to sell to Forestry Departments, Boards or Commissions of neighboring states any surplus supply of young forest trees which it may have on hand for which there is no demand within the state, under an understanding that the same shall be distributed under regulations substantially similar to those provided for in the next preceding section of this Act.

PROTECTION OF TREES AND SHRUBS

Section 10. Any person who shall wilfully, negligently or maliciously cut bark from, cut down, uproot, injure, destroy or remove a tree or trees, shrub or shrubs, or any part or parts thereof, growing or standing upon the land of another, without the written consent of the owner, or shall wilfully, negligently or maliciously do or cause to be done any other act to the damage of

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said land or trees or shrubs growing thereon shall be guilty of a misdemeanor, punishable by a fine not exceeding \$200.00 or by imprisonment for a period not exceeding three months, or by both fine and imprisonment, in the discretion of the Court. Any owner, or his agent, employee or lessee, or any constable or forest officer or police officer is hereby authorized to arrest without warrant any person found violating the provision of this section.

Section 11. Any person who shall purchase or receive a tree or trees, shrub or shrubs, knowing the same to have been cut or removed without the owners consent, or who shall purchase any forest products made from any forest trees or shrubs, knowing the same to have been so made, shall be guilty of a misdemeanor, punishable by a fine not exceeding \$300.00 or by imprisonment for a period not exceeding four months, or by both fine and imprisonment, in the discretion of the Court.

Section 12. Any person who, without the consent of the State Forestry Commission or the State Forester, shall wilfully, negligently or maliciously cut bark from or cut down, injure, destroy or remove a tree or trees, shrub or shrubs, or any part thereof, growing on a State Forest, or shall wilfully, negligently or maliciously do or cause to be done any other act to the damage of such forest, shall be guilty of a misdemeanor, punishable by a fine not exceeding \$300.00 or by imprisonment not exceeding three months, or by both fine and imprisonment, in the discretion of the Court. Any constable, police officer, forest officer or state officer is hereby authorized to arrest without warrant any person found violating the provisions of this section.

Section 13. All fines collected under the provisions of this Act shall be paid over to the State Treasurer for the use of the State Forestry Commission, as a part of the State Forestry Fund hereinafter provided for.

STATE FORESTRY FUND

Section 14. There is hereby created a fund to be known as the State Forestry Fund to which shall be credited all amounts appropriated by the General Assembly of the State of Delaware

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for the administration of this Act, all amounts received through co-operation with the United States Government under the provisions of the Act of Congress known as the Clarke-McNary Law, all fines and penalties to which the State Forestry Department may be entitled under the provisions of this Act, as well as all other moneys to which the State Forestry Department or the State Forestry Fund may be entitled under the provisions of this or any other Act of the General Assembly of the State of Delaware.

REPEALS

Section 15. Chapter 39 of Volume 32 of the Laws of Delaware is hereby repealed; provided, however, that this shall not be construed as reviving Chapter 23 of the Revised Code of the State of Delaware, which was repealed by said Chapter 39 of Volume 32, it being the intent of the General Assembly that said Chapter 23 of the Revised Code shall continue to stand as repealed. All other laws inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency only.

Section 16. If any provision of this Act shall be held to be invalid, it is hereby provided that all other portions of this Act, which are not expressly held to be invalid, shall continue in full force and effect.

Approved April 25, A. D. 1927.

CHAPTER 51

BOARDS OF HEALTH

FOOD STORAGE

AN ACT to Amend Chapter 25 of the Revised Code of the State of Delaware relating to Boards of Health.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein) :

Section 1. That Chapter 25 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out 774. Sec. 39 thereof, and by inserting in lieu thereof the following to be known as 774. Sec. 39.

774. Sec. 39. Storage Longer Than Twelve Months Forbidden, Except Upon Consent of Board of Health:—No person or persons, corporation or corporations, engaged in the business of cold storage warehousemen or refrigerating within the State of Delaware, shall keep in storage for preservation or otherwise any kind of food or any article used for food for a longer period than twelve calendar months without the consent granted as hereinafter provided by the Board of Health having jurisdiction, or its duly authorized agents or officers, or except as hereinafter otherwise provided.

Section 2. That Chapter 25 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out 777. Sec. 42 thereof, and by inserting in lieu thereof the following to be known as 777. Sec. 42.

777. Sec. 42. Food Kept Longer Than Twelve Months; Report of; Delivery Without Health Board Certificate, Forbidden; Time Extended; Time Limit:—In the event of any food or any article used for food being kept or maintained in refrigerating or cold storage places for a longer period than twelve months, report of such fact shall be filed by the person or persons, corporation or corporations operating such cold storage or refrigerating place with the Board of Health having jurisdiction as aforesaid, upon blanks so provided by said Board of Health upon application.

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and no such food or article used for food shall, after the expiration of said period of twelve months, be delivered to any person or persons, corporation or corporations, without a certificate from the Board of Health having jurisdiction as aforesaid first had and obtained authorizing such delivery. Power is given to said Board of Health, or its proper agents, to extend the time when any particular food-stuff or article used for food may be kept, maintained or preserved in such place or places.

Approved April 19, A. D. 1927.

CHAPTER 52

STATE BOARD OF HEALTH

REGULATING BOTTLING PLANTS

AN ACT to Amend Chapter 25 of the Revised Code of Delaware, relating to the State Board of Health.

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

Section 1. That Chapter 25 of the Revised Code of Delaware, as amended by Chapter 55, Volume 33, Laws of Delaware, and as further amended by Chapter 63, Volume 34, Laws of Delaware, be and the same is hereby further amended, by striking out 780 A. Section 45 A, and by inserting in lieu thereof the following new section:

780 A. Sec. 45 A. No person, firm or corporation shall manufacture for sale in bottles or jugs any soft drink or other non-alcoholic beverage (except apple cider) within this State without having first applied for and having received a license from the State Board of Health. Said application shall contain the name of the applicant, his address, and the location of his manufacturing plant or plants, the name of the beverage or beverages manufactured, and such other pertinent information as shall be prescribed by the State Board of Health in pursuance of the provisions of this Act. The application shall be accompanied by a fee of twenty-five dollars (\$25.00), upon receipt of which application and fee the State Board of Health shall issue to said applicant a license for the manufacture of the beverages mentioned in this section. Said license shall be for the fiscal year ending June 30, 1928, unless sooner revoked, as herein provided, and shall be renewed annually thereafter. A license may be denied at the time of application if the establishment of the applicant is known to be in an insanitary condition or if the water supply is known to be dangerously polluted. No soft drink or other non-alcoholic beverage (except apple cider) not manufactured in this State shall be sold or offered for sale in the State of Delaware, unless same is first inspected and registered with the State Board of Health, and a license fee of \$50.00 shall be paid

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by said manufacturer, his agent or dealer, to the State Board of Health, same to be renewed annually.

Section 2. That Chapter 25 of the Revised Code of Delaware, as amended by Chapter 55, Volume 33, Laws of Delaware, be and the same is hereby further amended, by striking out paragraph (e) of 780 C. Section 45 C (enrolled and printed "54 C"), and by inserting the following new paragraph:

All bottling establishments shall be equipped with adequate and sufficient machinery for the automatic soaking, cleaning, and rinsing of bottles. All bottles prior to refilling shall be cleansed and sterilized by soaking in a solution of not less than three and one-half per cent caustic alkali, for a period of not less than three minutes, and at a temperature not lower than one-hundred and twenty degrees Fahrenheit, to be followed by spraying and rinsing with water from the same source as used in filling, where practicable, or in any case by water of an accepted degree of purity and safety. Bottles too large for the machine shall be washed in the hot alkali solution and rinsed until free from any trace of alkali before refilling. All capping machines shall be provided with automatic crown feed. The re-use of caps, crowns or corks is prohibited. Such caps, crown, and corks shall be at all times so kept or stored as to be shielded from infection and contamination. All containers for the preparation or storage of syrups, fruit juices, extracts and flavors used in the manufacture of beverages shall be of glass, glazed-lined metal, or stone-ware; provided that this shall not apply to those preparations not removed from the manufacturer's shipping package. In no case shall receptacles of galvanized iron be used for liquids to be bottled. Containers shall be covered at all times. The construction of pumps and piping used for conveying syrups, fruit juices and similar liquids shall be such as to permit of ready disconnection and cleaning. Linings of lead or zinc are prohibited. Proper receptacles shall be provided for solid wastes. Floors, walls, ceilings, doors, windows, window ledges, etc., shall be kept clean and free from dust. All fixtures, machinery, utensils and piping shall be maintained in cleanly condition, using for this purpose

REGULATING BOTTLING PLANTS

hot water, live steam and such chemical agents as may be approved by the State Board of Health.

Section 3. That Chapter 25 of the Revised Code of Delaware, as amended by Chapter 55, Volume 33, Laws of Delaware, be and the same is hereby further amended, by striking out the word "wood" in the ninth line of paragraph "g," of 780 C. Section 45 C (enrolled and printed "54 C"), following the word "brick," and also by adding at the end of said paragraph "g" the following:

It shall be considered a violation of this Act for any person, firm or corporation to fill or refill any glass, jar, bottle or any other container with soda water, mineral water or any other drink or fluid, with attempt to seal or vend such water, drink or fluid, which bears the label of any other person, firm or corporation, or which has blown in such glass, bottle or other container the name of any person, firm or corporation without consent of such person, firm or corporation.

Section 4. That Chapter 25 of the Revised Code of Delaware, as amended by Chapter 55, Volume 33, Laws of Delaware, be and the same is hereby further amended, by adding immediately after 780 K. Section 45 K., the following new section:

780 L. Section 45 L. Any drink product as defined above which contains artificial color or flavor, such facts shall be put on the cap or label. Such cap or label shall also bear the name and address of the bottler or manufacturer of such product except that where the name of the bottler or manufacturer of such product has been blown in the bottle or other container shall be exempt from putting the name and address of the bottler or manufacturer of such product on the cap itself.

Approved March 22, A. D. 1927.

CHAPTER 53

STATE BOARD OF HEALTH

DIPHTHERIA ANTITOXIN

AN ACT to appropriate certain money to the State Board of Health for promotion of the public health.

WHEREAS, Chapter 40 of Volume 32, Laws of Delaware provides for the free distribution of diphtheria antitoxin to all the citizens of the State; and

WHEREAS, the fund for the purchase of this serum will be insufficient for the fiscal year; therefore

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

Section 1. That the sum of Five Hundred Dollars (\$500.00) be and the same is hereby appropriated from any moneys in the hands of the Treasurer not otherwise appropriated for the purchase of diphtheria antitoxin for the period ending June 30, 1927.

Section 2. This Act shall be known as a Supplementary Appropriation Bill.

Approved March 25, A. D. 1927.

CHAPTER 54

STATE BOARD OF HEALTH

AN ACT to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Delaware.

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

Section 1. That in this act, unless the context or subject-matter otherwise requires,

A. The term "dangerous caustic or corrosive substance" means each and all of the acids, alkalis, and substances named below (a) Hydrochloric acid and any preparation containing free or chemically unneutralized hydrochloric acid (HCl) in a concentration of ten per centum or more; (b) Sulphuric acid and any preparation containing free or chemically unneutralized sulphuric acid (H_2SO_4) in a concentration of ten per centum or more; (c) Nitric Acid or any preparation containing free or chemically unneutralized nitric acid (HNO_3) in a concentration of five per centum or more; (d) Carbohc acid ($\text{C}_6\text{H}_5\text{OH}$), otherwise known as phenol, and any preparation containing carbohc acid in a concentration of five per centum or more; (e) Oxalic acid and any preparation containing free or chemically unneutralized oxalic acid ($\text{H}_2\text{C}_2\text{O}_4$) in a concentration of ten per centum or more; (f) Any salt of oxalic acid and any preparation containing any such salt in a concentration of ten per centum or more; (g) Acetic acid or any preparation containing free or chemically unneutralized acetic acid ($\text{HC}_2\text{H}_3\text{O}_2$) in a concentration of twenty per centum or more; (h) Hypochlorous acid, either free or combined, and any preparation containing the same in a concentration so as to yield ten per centum or more by weight of available chlorin excluding calx chlorinata, bleaching powder, and chloride of lime; (i) Potassium hydroxide and any preparation containing free or chemically unneutralized potassium hydroxide (KOH), including caustic potash and Vienna paste, in a concentration of ten per centum or more; (j) Sodium hydroxide and any preparation containing free or chemically unneutralized sodium hydroxide (NaOH), including caustic soda and lye, in a concentration of ten per centum or more; (k) Silver

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nitrate, sometimes known as lunar caustic, and any preparation containing silver nitrate (AgNO_3) in a concentration of five per centum or more, and (l) Ammonia water and any preparation yielding free or chemically uncombined ammonia (NH_3), including ammonium hydroxide and "hartshorn," in a concentration of five per centum or more.

B. The term "misbranded parcel, package, or container" means a retail parcel, package, or container of any dangerous caustic or corrosive substance for household use, not bearing a conspicuous, easily legible label or sticker, containing (a) the name of the article; (b) the name and place of business of the manufacturer, packer, seller, or distributor; (c) the word "POISON," running parallel with the main body of reading matter on said label or sticker, on a clear, plain background of a distinctly contrasting color, in uncondensed gothic capital letters, the letters to be not less than 24 point size, unless there is on said label or sticker no other type so large, in which event the type shall be not smaller than the largest type on the label or sticker, and (d) directions for treatment in case of accidental personal injury by the dangerous caustic or corrosive substance.

Section 2. It shall be unlawful for any person to sell, barter, or exchange, or receive, hold, pack, display, or offer for sale, barter or exchange, in the State of Delaware, any dangerous caustic or corrosive substance in a misbranded parcel, package, or container, said parcel, package, or container being designed for household use, provided, that household products for cleaning and washing purposes, subject to this Act and labeled in accordance therewith, may be sold, offered for sale, held for sale and distributed in this State by any dealer, wholesale or retail.

Section 3. Any person violating the provisions of this act shall upon conviction thereof be punished by a fine of not more than two hundred dollars, or by imprisonment for not more than ninety days, or by both such fine and imprisonment, in the discretion of the Court.

Section 4. The State Board of Health be and it is hereby authorized and empowered to approve and register such brands

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and labels intended for use under the provisions of this act as may be submitted to it for that purpose and as may in its judgment conform to the requirements of this statute; Provided, however, that in any prosecution under this act the fact that any brand or label involved in said prosecution has not been submitted to said State Board of Health, for approval, or if submitted, has not been approved by it, shall be immaterial.

Section 5. This act may be cited as the "Delaware Caustic Alkali or Acid Act of 1927."

Section 6. This act shall take effect six months after the date of its enactment and approval of the Governor.

Section 7. That from and after the date when this Act takes effect, all acts and parts of acts contrary to and inconsistent with the provisions of this act be and the same hereby are repealed.

Approved February 23, A. D. 1927.

CHAPTER 55

STATE BOARD OF HEALTH

AN ACT requiring the Recorder of each County to deliver to the State Board of Health certain books.

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

Section 1. The Recorder of each County shall forthwith, after the approval of this Act, deliver to the State Board of Health the loose leaf binders for births, deaths and marriages which contains the returns of births, deaths and marriages, and shall take from the State Board of Health a receipt therefor.

Approved April 20, A. D. 1927.

CHAPTER 56

STATE BOARD OF PHARMACY

AN ACT to Amend Chapter 28 of the Revised Code of the State of Delaware in relation to the State Board of Pharmacy.

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

Section One. That Chapter 28 of the Revised Code of the State of Delaware be and the same hereby is amended by repealing Paragraph 864 and inserting in lieu thereof the following:

864 Section 9. An applicant to be licensed as a Pharmacist shall be not less than twenty-one years of age; and if said applicant shall have been a resident of the State of Delaware for a period of at least five years previous to the date of taking examination, such applicant shall present to the State Board of Pharmacy satisfactory evidence that he has had a sufficient general education, shall have had at least four years experience in Pharmacy under the instruction of a licensed Pharmacist and shall pass a satisfactory examination by or under the direction of the Board of Pharmacy; if such applicant shall not have been a resident of this State for the period of at least five years previous to the taking of such examination, he shall present to the Board of Pharmacy satisfactory evidence that he is a graduate of a recognized school or college of pharmacy, and shall also pass a satisfactory examination by or under the direction of the Board of Pharmacy.

An applicant to be licensed as an assistant pharmacist shall be not less than eighteen years of age, shall have a general education sufficient in the judgment of the Board of Pharmacy, shall have not less than two years' experience in pharmacy under the instruction of a licensed pharmacist, and shall pass a satisfactory examination by or under the direction of the Board of Pharmacy.

Provided, however, that in the case of persons who have attended a reputable school or college of pharmacy the actual time of attendance at such school or college may, in the discretion of the Board of Pharmacy, be deducted from the time of experience required of pharmacists and assistant pharmacists, but in no case

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shall less than two years' experience be required for registration as a licensed pharmacist.

Section Two. That Chapter 28 of the Revised Code of the State of Delaware be and the same is hereby amended by adding thereto the following new sections to be styled "875-A Section 21" to "875-A Section 24" inclusive, as follows:

875-A Section 21. Every pharmacy or drug store shall be owned by a licensed pharmacist, and no co-partnership shall own a pharmacy or drug store unless all the partners are licensed pharmacists; provided, that any corporation organized and existing under the laws of the State of Delaware, or of any other State of the United States, and authorized to do business in the State of Delaware and empowered by its charter to own and conduct pharmacies or drug stores, and, at the time of the passage of this act, still owns and conducts a pharmacy or pharmacies or a drug store or stores in the State of Delaware, may continue to own and conduct the same and may establish and own additional pharmacies or drug stores in accordance with the provisions of this act; but any such corporation which shall not continue to own at least one of the pharmacies or drug stores theretofore owned by it or ceases to be actively engaged in the practice of pharmacy, shall not be permitted thereafter to own a pharmacy or drug store; and provided further, that the provisions of this act shall not apply to any person who is not a registered pharmacist, who, at the time of the passage of this act, owns a pharmacy or drug store.

875A Section 22. Any licensed pharmacist shall have personal supervision of not more than one pharmacy or drug store at the same time.

875A Section 23. Every person, partnership, association or corporation doing business as the proprietor or proprietors of a pharmacy, drug store or other place of business wherein the retailing, compounding or dispensing of any drugs, chemicals or poisons or the compounding of physicians' prescriptions is carried on, shall cause the name of the proprietor or proprietors to be displayed upon a sign conspicuously placed upon the exterior

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of the premises and this sign shall be presumptive evidence of the ownership of such pharmacy, drug store or other place of business.

875 A. Section 24. Any person, partnership, association or corporation violating the provisions of Section 875A Section 21 to 875A Section 23, inclusive, of this Act, shall be deemed guilty of a misdemeanor, and if a corporation, any officer thereof who knowingly participates in such violation shall also be deemed guilty, and on conviction thereof shall be fined not less than Twenty-five Dollars and not more than One Hundred Dollars, and each day any violation of said Sections of this Act shall continue shall constitute a separate and distinct offense. That jurisdiction of any offense for the violation of Sections 21 to 23 inclusive of this Act, and the right of appeal shall be as provided for in Paragraph 874A Section 19A of this chapter.

Section Three. If any clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Approved March 30, A. D. 1927.

CHAPTER 57

STATE BOARD OF DENTAL EXAMINERS

AN ACT to Amend Chapter 30 of the Revised Code of the State of Delaware, as amended, in relation to the State Board of Dental Examiners.

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

Section 1. That Chapter 30 of the Revised Code of the State of Delaware, as amended, in relation to the State Board of Dental Examiners, be and the same is hereby further amended by adding the following new Sections, to be known as 892 X. Sec. 33, and 892 Y. Sec. 34.

892 X. Sec. 33. Whoever sells or offers to sell a diploma conferring a dental degree, or a license granted pursuant to this Act, or procures such diploma or license with intent to use the same as evidence of the right to practice dentistry as defined by law, by a person other than the one upon whom such diploma was conferred, or to whom such license was granted, or any person who with fraudulent intent alters such diploma or license, or uses or attempts to use the same, shall be punished by a fine of not less than One Hundred Dollars nor more than Two Hundred Dollars.

892 Y. Sec. 34. On and after the passage of this Act, it shall be unlawful for any person or persons to practice or offer to practice dentistry or dental surgery under the name of any company, association or corporation, and any person or persons practicing or offering to practice dentistry or dental surgery shall do so under his name only. Any person convicted of a violation of the provisions of this Section shall be for the first offense fined not less than One Hundred Dollars nor more than Two Hundred Dollars, and upon the second or any subsequent conviction thereof, by a fine not to exceed Five Hundred Dollars, and in either event upon conviction, his license may be suspended or revoked by the Delaware State Board of Dental Examiners.

Approved April 29, A. D. 1927.

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CHAPTER 58

DELAWARE STATE BOARD OF EXAMINERS IN OPTOMETRY

AN ACT to amend Chapter 31 of the Revised Code of the State of Delaware.

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

Section 1. That the Act entitled "Delaware State Board of Examiners in Optometry," approved March 22, 1909, being Chapter 31 of the Revised Code of the State of Delaware, be and the same is hereby amended by repealing all of 896, Section 4 of said Chapter, and inserting in lieu thereof a new section to be known as 896, Section 4.

896. Section 4. Every person before beginning to practice Optometry in this State, after the passage of this Act, must be twenty-one years of age, of good moral character, must have had a preliminary education of at least four years of high school or the equivalent, from a state department of public education, or from a first class university entrance examination, and have graduated from a school or college approved by the Board of Examiners which maintains a course of Optometry of at least three years of residence work in Optometry, and shall take an examination before said Board of Examiners to determine his or her qualifications. Said examination shall consist of tests in Practical Optics, Theoretical Optics, Physiological Optics, Theoretical Optometry, Practical Optometry, Ocular Anatomy and Physiology, General Anatomy, General Physiology, Pathology and Hygiene, and such other knowledge as the Board deems essential to the practice of Optometry. Any person desiring to be examined by said Board shall file his or her application accompanied by an examination fee of Twenty-five Dollars, and shall appear before said Board at such time and place as said Board may designate. All persons successfully passing such examination shall be registered in the Board Register, which shall be kept by the Secretary of said Board, as licensed to practice Optometry, and shall also receive a certificate of such registration, to be signed by the President and Secretary of said Board, which shall be filed as herein provided. If any applicant be rejected, he or she shall be entitled to be admitted to another examination occurring not less

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than three months thereafter without further payment, but for all subsequent examination, which shall not occur at intervals of less than three months, he or she shall pay an examination fee of Five Dollars.

Approved March 18, A. D. 1927.

CHAPTER 59

STATE BOARD OF CHIROPODY EXAMINERS

AN ACT to amend Chapter 66, Volume 33, Laws of Delaware, being

An Act entitled "An Act to regulate the practice of Chiropody in the State of Delaware to provide for the establishment of State Board of Chiropody Examiners, to define the duties and powers of said Board, to provide for examining and registering of chiropodists in this State, and to provide penalties for the violation of this Act."

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

Section 1. That Chapter 66, Volume 33, Laws of Delaware, be and the same is hereby amended by repealing Section 9 thereof and substituting in lieu thereof the following :

Section 9. From and after the passage of this Act, any person not heretofore authorized to practice Chiropody in the State shall file with the Board of Chiropody Examiners an application for examination, accompanied by a fee of Twenty-five Dollars, together with proof that the applicant is more than twenty-one years of age, is of good moral character and has obtained a preliminary education which is equivalent to a four years course in high school. Such applicant, before presenting himself or herself for examination, must be a graduate of a recognized College of Chiropody, acceptable to the Board.

Approved April 20, A. D. 1927.

CHAPTER 60

PUBLIC LANDS COMMISSION

AN ACT to empower the Public Lands Commission for the State of Delaware to expend certain moneys in the hands of said Commission for the construction of roads leading to or through any public lands under the supervision and control of said Commission.

WHEREAS the Public Lands Commission for the State of Delaware now has in its hands certain public moneys amounting to upwards of Six Thousand Dollars (\$6,000.00), and

WHEREAS certain public lands of the State would be greatly enhanced in value by the construction of a road or roads leading to or through the same, and

WHEREAS to increase the value of said public lands it is desirable to empower said Commission to expend said moneys in its hands or so much thereof as said Commission shall with the Governor's approval, deem wise for the construction of such road or roads;

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That said Commission be and it is hereby authorized and empowered to expend with the consent and approval of the Governor, said moneys now in its hands or so much thereof as said commission shall deem wise for the construction of any road or roads leading to or through any public lands now under the supervision and control of said Commission.

Section 2. To carry out the provisions of Section 1 of this act said Commission with the consent and approval of the Governor is hereby authorized to lay out any such road or roads, make surveys, plans, specifications for the same, secure bids for the construction of the same and enter into such contract or contracts for the construction of the same as shall seem wise to said Commission and said Commission is hereby authorized with the consent and approval of the Governor, to pay the costs of such surveys, plans, specifications and construction work out of said moneys now in its hands.

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Provided, however, no public money shall be expended by said Commission under this Act on any road or roads with privately owned lands abutting thereon, unless and until the owners of said abutting lands shall have paid to said Commission, as a contribution toward the cost of such road or roads, a sum equal to twenty-five (25) per centum of the cost of such portion of such road or roads as shall be abutted as aforesaid by such privately owned lands, and where there is more than one such abutting private owner, said Commission shall apportion said twenty-five (25) per centum contribution among such owners, as shall to said Commission, with the Governor's approval, seem best and such apportionment shall be final; said Commission after making such apportionment as aforesaid shall notify each such abutting owner of his, her or its proper proportion.

Section 3. Said Commission shall have no power under this act to condemn any lands or property privately owned or controlled.

Section 4. This act shall be taken and deemed to be a public act.

Approved April 5, A. D. 1927.

CHAPTER 61

PUBLIC LANDS COMMISSION

AN ACT authorizing the Public Lands Commission for the State of Delaware to make deeds for certain lands in the Town of Rehoboth, Sussex County, Delaware.

WHEREAS, pursuant to the authority of an act of the General Assembly approved April 2, 1913, the Public Lands Commission for the State of Delaware caused to be made a survey of public lands bordering along the Atlantic Ocean at the Town of Rehoboth, Sussex County, State of Delaware, which said survey shows certain lots or pieces of land West of Surf Avenue, as said Avenue is designated on the plot of lots of The Rehoboth Beach Camp Meeting Association of the Methodist Episcopal Church, said plot being of record in the office of the Recorder of Deeds, in and for Sussex County, in Deed Book 84, at Page 603, etc., to be within the lines of said survey of said public lands, which said lots or pieces of land are now and for a long period of time, have been held and occupied by private persons under deeds of purchase and who have expended large sums of money in the development and improvement of the same; now, therefore

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

Section 1. That the Public Lands Commission for the State of Delaware, be and it is hereby authorized to make, execute and deliver deeds of conveyance to the respective holders of said lands lying within the said line of said survey west of said Surf Avenue, or to the heirs and assigns of said holders, upon the application by said land holders, their heirs or assigns, for such deeds and the payment by them of all the costs incurred in the preparation and execution thereof; and upon like terms to make deeds conveying the beds of the streets together with the bed of Surf Avenue within the lines of said survey to the Commissioners of the Town of Rehoboth.

Approved April 20, A. D. 1927.

CHAPTER 62

PORTRAIT COMMISSION

AN ACT to appropriate to the Portrait Commission of the State of Delaware the sum of Five Hundred Dollars annually for the general uses and purposes of the Commission.

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

Section 1. That the sum of Five Hundred Dollars be and the same is hereby appropriated annually to the Portrait Commission of the State of Delaware to be used for the general purposes of the Commission.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the general funds of the State Treasury.

Approved March 16, A. D. 1927.

CHAPTER 63

STATE REAL ESTATE COMMISSION

AN ACT to create a State Real Estate Commission: to register, define and regulate real estate brokers and real estate salesmen and to provide a penalty for the violation of the provisions hereof.

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

Section 1. There is hereby created the Delaware Real Estate Commission composed of three persons. The Governor shall appoint three persons, whose vocation, for a period of at least three years prior to the date of their appointment, shall have been that of a real estate broker within the State of Delaware; one member shall be appointed for term of one year; one member shall be appointed for a term of two years; one member shall be appointed for a term of three years, and until their successors are appointed and qualified. Thereafter the term of the members of said commission shall be for three years and until their successors are appointed and qualified. Members to fill vacancies shall be appointed for the unexpired term.

Section 2. The members of said board, before entering upon their duties, shall respectively take and subscribe to an oath to exercise the duties of their office with fidelity, which said oath shall be filed with the Clerk of Peace of the County in which said members reside. The Commission, immediately upon the qualification of its members, shall organize by selecting from its members a Chairman, Secretary and Treasurer, and may do all other things necessary and convenient for carrying into effect the provisions of this act. The Secretary shall keep a full record of the proceedings of the Commission. Each member of the Commission shall receive as full compensation for each day actually spent on the work of said Commission the sum of Ten Dollars per day and actual and necessary expenses incurred in the performance of duties pertaining to his office, said moneys to be paid out of the moneys in the hands of the Treasurer of the Delaware Real Estate Commission; provided, that said compensation shall in no event be paid out of the State Treasury. The Commission shall adopt a seal with such design as the Commission may prescribe

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engraved thereon. The meetings of the Commission shall be at such times and such places as the Commission shall prescribe.

Section 3. After July 1, A. D., 1927, it shall be unlawful for any person, co-partnership, association or corporation to act as a real estate broker or real estate salesman, or to advertise or assume to act as such real estate broker or real estate salesman, without being registered and without a certificate of registration issued by the Delaware Real Estate Commission. No co-partnership, association or corporation shall be granted a certificate unless every member or officer of such co-partnership, association or corporation who actively participates in the brokerage business of such co-partnership, association or corporation shall hold a certificate as a real estate broker and unless every employee who acts as a salesman for such person, co-partnership, association or corporation shall hold a certificate as a real estate salesman.

Section 4. A real estate broker, within the meaning of this Act, is any person, firm, partnership, co-partnership, association or corporation who, for a compensation or valuable consideration, sells or offers for sale, buys or offers to buy, or negotiates a purchase, sale or exchange of real estate or who leases or offers to lease, or rents or offers for rent, any real estate or the improvements thereon for others, as a whole or partial vocation.

A real estate salesman, within the meaning of this Act, is any person who, for a compensation or valuable consideration, is employed, either directly or indirectly by a real estate broker to sell or offer to sell, or to buy or to offer to buy, or to negotiate the purchase or sale or exchange of real estate, or to lease, or rent, or offer for rent, any real estate, or to negotiate leases thereof or of the improvements thereon, as a whole or partial vocation. The provisions of this Act shall not apply to any person, co-partnership, association or corporation, who, as owner or lessor, shall perform any of the acts aforesaid with reference to property owned or leased by them, or to the regular employee thereof, with respect to the property so owned or leased, where such acts are performed in the regular course of or as an incident to the management of such property, and the investment

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therein, nor shall the provisions of this Act apply to persons acting as attorney in fact under a duly executed power of attorney from the owner authorizing the final consummation by performance of any contract of sale, leasing or exchange of real estate; nor shall this Act be construed to include in any way the services rendered by an Attorney at Law, nor shall it be held to include, while acting as such, the receiver, trustee in bankruptcy, administrator or executor, or any person selling real estate under order of any court, nor to include a trustee acting under a trust agreement, deed of trust or will, or the regular salaried employee thereof.

Section 5. A certificate shall be granted only to persons who bear a good reputation for honesty, truthfulness and fair dealing, and are competent to transact the business of a real estate broker or real estate salesman, in such manner as to safeguard the interests of the public.

Section 6. Application for a certificate whether as a Real Estate Broker or a Real Estate Salesman shall be made to the Delaware Real Estate Commission, upon forms prescribed by said Commission, and the applicant shall furnish evidence of good moral character, and in the case of an association or corporation the Directors or Officers thereof shall furnish evidence of good moral character.

Every application for a certificate under the provisions of this Act shall be accompanied by the fee herein prescribed. In the event that the commission does not issue the certificate the fee shall be returned to the applicant.

Section 7. All certificates shall be issued by the commission in such form and size as shall be prescribed by the Commission. Such certificates shall show the name and address of the certificate-holder, and shall have imprinted thereon the seal of the Commission. It shall be the duty of each Certificate-holder to conspicuously display the certificate in his place of business.

Section 8. When a real estate broker's certificate is granted to any co-partnership or association, consisting of more than one person, or to any corporation, this shall entitle the co-partner-

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ship, association or corporation to designate one of its members or officers, who upon the compliance with the terms of this Act, shall without payment of any further fee, upon issuance of said broker's certificate, be entitled to perform all of the acts of real estate salesman contemplated by this Act. The person so designated, however, must make application for a salesman's certificate, which application shall accompany the application of the real estate broker, and be filed with the Commission at the same time. If, in any case, the person so designated by a real estate broker shall be refused a certificate by the Commission, or in any case such person ceases to be connected with such real estate broker, said broker shall have the right to designate another person who shall make application as in the first instance.

The revocation of a broker's certificate shall automatically suspend every real estate salesman's certificate granted to any person by virtue of his employment by the broker whose certificate has been revoked, pending a change of employer and the issuance of a new certificate. Such new certificate shall be issued without charge, if granted during the same year in which the original salesman's certificate was granted.

Every real estate broker in this State shall maintain a place of business. If the real estate broker maintains more than one place of business within the State, a duplicate certificate shall be issued to such broker for each branch office maintained, provided, that if such broker be a co-partnership, association or corporation, a duplicate shall be issued to the members or officers thereof. A single fee of One Dollar (\$1.00) in each case shall be paid for such duplicate certificate.

Notice in writing shall be given to the Commission by each certificate holder of any change of principal business location, whereupon the Commission shall issue a new certificate for the unexpired period, without charge. The change of business location without notification to the Commission shall automatically cancel the license theretofore issued.

When any real estate salesman shall be discharged or shall terminate his employment with the real estate broker by whom

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he is employed, it shall be the duty of such real estate broker to immediately notify the commission of such termination of employment. The Real Estate broker, at the time of the notification to the Commission shall address a communication to the last known address of such Real Estate salesman, which communication shall advise such Real Estate salesman that his employment has been terminated. A copy of such communication to the real estate salesman shall accompany the notification to the Commission. It shall be unlawful for any such real estate salesman to perform any of the acts contemplated by this Act, to engage directly or indirectly in the business of a Real Estate salesman, until the Commission, in its discretion shall issue a new certificate showing change of employment and business location.

Section 9. The Commission may, upon its own motion, and shall upon the verified complaint in writing of any person, provided such complaint, together with evidence documentary or otherwise, presented in connection therewith, shall make out a prima facie case, investigate the actions of any real estate broker or real estate salesman, or any person who shall assume to act in either of said capacities within this State, and shall have the power to suspend or to revoke any certificate issued under the provisions of this Act, at any time where the certificate-holder has by false or fraudulent representation obtained a certificate, or where the certificate-holder in performing or attempting to perform any of the acts mentioned herein, is deemed to be guilty of:

- (a) Making any substantial misrepresentation, or
- (b) Making any false promise of a character likely to influence, persuade or induce, or
- (c) Pursuing a continued and flagrant course of misrepresentation, or the making of false promises through agents or salesmen or advertising or otherwise, or
- (d) Acting for more than one party in a transaction without the knowledge of all parties for whom he acts, or

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(e) Failing, within a reasonable time, to account for or to remit any moneys coming into his possession which belongs to others, or

(f) Being unworthy or incompetent to act as a real estate broker or salesman in such manner as to safeguard the interest of the public, or

(g) Paying a commission or valuable consideration to any person for acts or services performed in violation of this Act, or

(h) Any other conduct, whether of the same or a different character from that hereinbefore specified, which constitutes improper, fraudulent, or dishonest dealing.

And unlaw ful act or violation of any of the provisions of this Act by any real estate salesman, employee, or partner or associate of a licensed real estate broker, shall not be cause for the revocation of a license of any real estate broker, partial or otherwise, unless it shall appear to the satisfaction of the Commission that said employer, partner or associate had guilty knowledge thereof.

Section 10. The Commission shall, before denying an application for certificate, or before suspending or revoking any certificate, set the matter down for a hearing, and at least ten days prior to the date set for the hearing, it shall notify in writing the applicant, or certificate-holder of the charges made, and shall afford said applicant, or certificate-holder, an opportunity to be heard in person or by counsel in reference thereto. Such written notice may be served by delivery of same personally to the applicant, or certificate-holder, or by mailing same by registered mail to the last known business address of such applicant, or certificate-holder. If said applicant, or certificate-holder, be a salesman, the Commission shall also notify the broker employing him, or in whose employ he is about to enter, by mailing notice by registered mail to the broker's last known business address. The hearing on such charges shall be at such time and place as the Commission shall prescribe. The Commission shall have the power to subpoena and bring before it any person in this State, or take testimony of any such person by deposition

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with the same fees and mileage in the same manner as prescribed by law in judicial procedure in courts of this State in civil cases. Any party to any hearing before the Commission shall have the right to the attendance of witnesses in his behalf at such hearing, upon making request therefor to the Commission and designating the person or persons sought to be subpoenaed. If the Commission shall determine that any applicant is not qualified to receive a certificate a certificate shall not be granted to said applicant, and if the Commission shall determine that any certificate-holder is guilty of a violation of any of the provisions of this Act, his or its certificate shall be suspended or revoked. The findings of fact made by the Commission, acting within its powers shall in the absence of fraud be conclusive, but the Superior Court shall have the power to review questions of law involved in any final decision or determination of the Commission; Provided, that application is made by the aggrieved party within thirty days after such determination, by certiorari, mandamus, or by any other method permissible under the rules and practices of said Court, or the laws of this State, and said Court may make such further orders in respect thereto as justice may require.

Section 11. A non-resident of this State may become a real estate broker or a real estate salesman by conforming to all of the conditions of this paragraph and this Act.

In its discretion the Commission may recognize in lieu of the recommendations and statements required to accompany an application for certificate, the certificate issued to a non-resident broker, or salesman in such other state, upon payment of the certificate fee and the filing by the applicant with the Commission of a certified copy of applicant's certificate issued by such other state;

(1) Provided that such applicant, if a broker, shall maintain an active place of business in the state by which he is originally certified.

(2) Provided further that every non-resident applicant shall file an irrevocable consent that suits and actions may be

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commenced against such applicant in the proper court of any county of this State in which a cause of action may arise or in which the plaintiff may reside, by the service of any process or pleading authorized by the laws of this State and the Secretary of the Commission, said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due service had been made upon said applicant in the State of Delaware. Said instrument containing such consent shall be authenticated by the seal thereof, if a corporation, or by the acknowledged signature of a member or officer thereof, if otherwise. All such applications, except from individuals, shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board, authorizing the proper officer to execute the same. In case any processes or pleadings mentioned in the case are served upon the Secretary of the Commission, duplicate copies shall be filed, one of which shall be filed in the office of the Commission and the other immediately forwarded by registered mail to the main office of the applicant against which process or pleadings are directed.

Section 12. Every certificate shall expire on the first day of July of each year. Renewals of certificates will be issued annually upon application of the holders thereof and upon the payment of the fee prescribed in this Act.

Section 13. The Delaware Real Estate Commission shall charge for the certificate provided for in this Act an annual fee of Five Dollars to each real estate broker, and \$2.00 to each real estate salesman. This fee shall be payable by the applicant at the time of making his application. From the fees collected from this Act the Board shall pay all expenses incident to the issuing of certificates, holding of meetings, traveling expenses of the members of the Board and their compensation while performing their duties under this Act.

The Commission shall report annually the number of certificates issued and receipts and expenses under this Act to the Governor and any surplus then in the hands of the Board, above the sum of Five Hundred Dollars, which may be retained to meet

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future expenses, shall be paid at the time of filing said account with the State Treasurer for the use of the State.

The Commission shall publish annually the names of the duly certified real estate brokers and salesmen. Such report shall be mailed by the Commission to any person in this State, upon request.

Section 14. No certificate shall be issued to any real estate broker until the regular annual license fees or taxes, as now provided for both under the laws of this State and under the ordinances or requirements of the cities and towns in the State, shall have been paid; and no certificate shall be issued to any real estate salesman until the regular license fees or taxes aforesaid shall have been paid by the broker by whom said salesman is employed. Nothing herein contained shall eliminate or change in any manner real estate broker's license fees or taxes as now prescribed by the laws of this State or the ordinances of the cities and towns of this State.

Section 15. Any person or corporation violating a provision of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof in the Court of General Sessions, if a natural person, be punished by a fine of not less than Two Hundred Dollars, nor more than One Thousand Dollars, or by imprisonment for a term not to exceed six months or by both, in the discretion of the Court, and if a corporation, be punished by a fine of not less than Two Hundred Dollars nor more than One Thousand Dollars. Any agent or officer of a corporation, or member or agent of a co-partnership or association, who shall personally participate or be accessory to any violation of this Act shall be subject to the penalties herein prescribed for individuals. The Commission shall report all violations of this Act to the Attorney General of the State of Delaware. All fines or penalties shall enure to the State of Delaware.

Section 16. The Commission may report a defendant for violation of this Act before any court of competent jurisdiction and it may take the necessary legal steps for the proper legal of-

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ficers of this State to enforce the provisions hereof and collect the penalties herein provided.

Section 17. If any section, subsection, sentence, clause, phrase, or requirement of this Act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions thereof. The Legislature hereby declares that it would have passed this Act, and each section, subsection, sentence, clause, phrase and requirement thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or requirements be declared unconstitutional.

Section 18. All laws or parts of laws in conflict with this Act be and the same are hereby repealed.

Section 19. Nothing in this Act contained shall affect the power of cities and villages to tax and license real estate brokers. The requirements hereof shall be in addition to the requirements of any existing or future ordinance of any city or village of taxing or licensing real estate brokers.

Section 20. This Act shall become effective on July 1st, A. D., 1927.

Approved April 1, A. D. 1927.

CHAPTER 64

STATE HIGHWAY DEPARTMENT

AN ACT to amend Chapter 84, Volume 34, Laws of Delaware, relating to Traffic Officers.

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

Section 1. That Chapter 84, Volume 34, Laws of Delaware, be and the same hereby is amended by striking out Section 3 of said Chapter, and inserting in lieu thereof a new section to be known as Section 3, as follows:

"Section 3. That each of said captains shall receive a salary not less than Two Hundred Dollars per month; that each of said lieutenants shall receive a salary not less than One Hundred and Eighty Dollars per month; that each of said sergeants shall receive a salary not less than One Hundred and Seventy Dollars per month; that each of said corporals shall receive a salary not less than One Hundred and Sixty Dollars per month; and that each of said privates shall receive a salary not less than One Hundred and Fifty Dollars per month."

Approved April 19, A. D. 1927.

CHAPTER 65

DELAWARE WATERFRONT COMMISSION

AN ACT to create a Delaware Waterfront Commission, prescribing its duties, and making an appropriation for.

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

Section 1. That a Commission to be known as Delaware Waterfront Commission be, and the same is hereby created to maintain interest in and to exercise general supervision over the waterfront and waterways lying and being within the limits of the State of Delaware.

Section 2. The said Commission shall consist of three members, no more than two belonging to the same political party and one member of said Commission shall reside in each county of the State, provided, however, the member from New Castle County shall be a member of the Board of Harbor Commissioners of the City of Wilmington or its Secretary. The members of said Commission shall be appointed by the Governor, one for a term of two years, one for a term of four years, and one for a term of six years, and their successors shall be appointed for a term of six years or until their successors are duly qualified. The term shall begin July 1, 1927. The members first appointed shall be appointed on or before July 1, A. D. 1927. The members of said Commission shall serve without salary. Any member of said Commission may be removed from office by the Governor for cause but a reasonable opportunity shall be given the member of the Commission to make his defense before such removal. The Governor shall have the power to fill a vacancy occurring on the Commission for the unexpired term. Each member of said Commission shall, before entering upon the duties of his office, take and subscribe the oath or affirmation provided for officers of the State in the Constitution of the State of Delaware. A majority of said Commission shall constitute a quorum and may act in all matters.

Section 3. On or before the tenth day of July, A. D. 1927 the said Commission hereby created shall organize by electing one of its members Chairman and a Secretary who may or may

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not be a member of the Commission, both of whom shall hold office for a period of one year or until their successors are elected, unless their membership in said Commission sooner expires.

Section 4. The duties of said Commission in addition to those stated in Section 1 hereof shall include the following:

(a) To examine, investigate, and recommend to the Legislature plans for the protection of the waterfront and waterways of the State against erosion by the action of the elements or other causes and for improvement of said waterfront and waterways.

(b) To recommend to the Legislature policies to be followed by the State with respect to co-operation with political sub-divisions of the State in the development and protection of waterfront property.

(c) To carry out examinations and investigations for the purposes above set forth as the said Commission may determine and to employ from funds appropriated for its use such persons as may from time to time be required.

(d) To carry into effect such plans or recommendations for the improvement or development of waterfront property and waterways within the State as may be adopted by the Legislature.

(e) To represent the State of Delaware in convention or conference of associations or bodies formed for the purpose of discussion of such problems and to become members of such associations or bodies as representatives of the State and to represent the State in all matters affecting waterways and/or waterfront property.

Section 5. The sum of One Thousand Five Hundred Dollars (\$1,500.00) per year for a period of two years is hereby appropriated for the use of said Commission and the State Treasurer is hereby authorized and directed to disburse moneys in the State Treasury not in excess of the above stated amounts upon itemized vouchers signed by any two Commissioners and the Secretary of the Commission and approved by the State Auditor of Accounts.

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Section 6. The said Commission may have an office or offices in the State House.

Section 7. Nothing herein contained shall be construed as limiting or curtailing the powers of the Board of Harbor Commissioners of the City of Wilmington, or the Public Land Commission of the State of Delaware.

Section 8. All acts or parts of acts inconsistent with the provisions of this Act are hereby repealed and the provisions of Section 2, Chapter 123, Laws of Delaware, relating to the disability of members of the Board of Harbor Commissioners of the City of Wilmington to hold any other State office is hereby modified to permit service on the Delaware Waterfront Commission by a member of the Board of Harbor Commissioners of the City of Wilmington.

Approved April 29, A. D. 1927.

TITLE SEVEN

County Government

CHAPTER 66

LEVY COURTS

AN ACT in relation to roads and highways and State and County Bonds issued and State Bonds to be issued for the improvement thereof, and making appropriations for highway purposes and for a sinking fund for State Highway Bonds and for interest on State and County Bonds issued for highway improvement.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three fourths of all the members elected to each Branch concurring therein):

Section 1. That Chapter 63, Volume 29, Laws of Delaware be and the same is hereby amended by repealing Section 14 thereof and inserting in lieu thereof the following section to be known as Section 14:

“SECTION 14. All moneys received by the State Treasurer under the provisions of Sections 197, 199 and 201 of Chapter 6 of the Revised Code of Delaware, and Acts now or hereafter amendatory thereto, for the registration of motor vehicles and licensing the operators thereof, and all moneys received by the State Treasurer under the provisions of Chapter 14, Volume 33, Laws of Delaware, and Acts now or hereafter amendatory thereto, from the license tax on all motor vehicle fuel sold or used in this State, are hereby appropriated for the year 1927 and annually thereafter for the uses and purposes of the State Highway Department during the year in which said motor vehicles are registered and operators thereof licensed upon the payment of the fees required by law therefor, and during that year in which

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said license taxes on motor vehicle fuel sold or used in this State are collected and for the purpose of maintaining a State Sinking Fund for the liquidation of the principal debts on bonds issued under the provisions of this Act and Acts now or hereafter amendatory thereto, and for the further purpose of paying the interest on all bonds issued under the provisions of this Act and Acts now or hereafter amendatory thereto, and also for the further purpose of paying annually the interest on all bonds issued under the provisions of the following Acts of the General Assembly of the State of Delaware, which is due and payable on and after April 1, A. D. 1927, to wit: Chapter 51, Volume 24, Laws of Delaware, Chapter 29, Volume 25, Laws of Delaware, Chapter 25, Volume 26, Laws of Delaware, Chapter 45, Volume 27, Laws of Delaware, Chapter 101, Volume 29, Laws of Delaware, Chapter 97, Volume 30, Laws of Delaware, Chapter 98, Volume 30, Laws of Delaware, Chapter 88, Volume 32, Laws of Delaware, Chapter 94, Volume 33, Laws of Delaware and Chapter 103, Volume 34, Laws of Delaware, being Acts authorizing bonds to be issued by the Levy Court of New Castle County; Chapter 174, Volume 27, Laws of Delaware, Chapter 104, Volume 29, Laws of Delaware, Chapter 97, Volume 33, Laws of Delaware, Chapter 23, Volume 31, Laws of Delaware and Chapter 104, Volume 34, Laws of Delaware, being Acts authorizing bonds to be issued by the Levy Court of Kent County; and Chapter 105, Volume 29, Laws of Delaware, Chapter 92, Volume 32, Laws of Delaware and Chapter 105, Volume 34, Laws of Delaware, being Acts authorizing bonds to be issued by the Levy Court of Sussex County.

From the moneys appropriated for the uses and purposes as aforesaid, the State Treasurer shall annually deduct such an amount as shall be necessary to pay the interest on all bonds issued under the provisions of this Act and Acts now or hereafter amendatory thereto, and such money so deducted shall be so used by the State Treasurer. The State Treasurer shall also annually deduct from said moneys so appropriated such amount as shall be necessary to pay the interest on all bonds issued under the provisions of the Acts of the General Assembly of the State of Delaware, as enumerated in the preceding paragraph of this

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section. The State Treasurer shall also annually deduct from said moneys so appropriated an amount equivalent to two and one-half per centum of the amount of the bonds issued under the provisions of this Act and Acts now or hereafter amendatory thereto, which said last mentioned amount so deducted shall be paid into a Sinking Fund of the State for the liquidation of the principal debt of said bonds.

For the purpose of ascertaining the amount of money to be annually deducted for the payment of interest on bonds issued by the several counties, as hereinbefore provided for, the Levy Court Commissioners of New Castle County, Kent County and Sussex County respectively shall, on or before the first day of April of each year, beginning with the year 1927, certify to the State Treasurer and to the State Highway Department the amount of interest payable on or before the next ensuing April 1st, on the bonds issued by the said Counties under the provisions of the Acts of the General Assembly of the State of Delaware, as hereinbefore enumerated and the date that said interest becomes due. At least ten days before the time for the payment of said interest on said bonds, the State Treasurer shall pay, out of the moneys hereinbefore required to be deducted for such interest payment, to the Receiver of Taxes and County Treasurer of the said respective Counties such sums of money as may be necessary for the purpose of paying the said interest charges on bonds issued under the provisions of the said Acts of the General Assembly of the State of Delaware as enumerated in Paragraph 2 of this Section.

Any money appropriated herein and received to the credit of the State Highway Department in any fiscal year of the said Department, if unexpended during the said fiscal year, shall continue and be for the credit and use of the department and shall not be returned to the General Fund of the State Treasury."

Section 2. The sum of One Hundred and Forty Thousand Dollars (\$140,000.00) is hereby appropriated annually, beginning with the year 1927, for the uses and purposes of the State Highway Department out of the general fund and the said sum shall be credited by the State Treasurer to the said Department

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annually, beginning with the year 1927, and shall be disbursed by him as other moneys appropriated for the uses and purposes of said Department, provided only so much of said appropriation shall be used in the year 1927, as will, with the revenues received from the licenses of automobiles and from the tax on motor fuels, provide a fund for the use of the said Department not exceeding One Million Four Hundred and Sixty-six Thousand Dollars (\$1,466,000.00) and provided further, that only so much of said appropriation shall be used in the year 1928, or any year thereafter as will, with the said revenues, provide a fund for the use of the said Department not exceeding One Million Five Hundred and Fifty-six Thousand Dollars (\$1,556,000.00).

The said Department shall, within thirty days after the passage of this Act prepare a budget for the year 1927 and shall, upwards of thirty days before the Thirty-first day of December of each year, prepare a budget for the next succeeding year. It shall estimate the probable amount of revenue which it will have for its use during the year 1927 and each succeeding year from all sources, basing its estimate for the budget of 1927, upon available appropriations of the General Assembly and the revenue and experiences* of the year 1926 and for each succeeding year upon available appropriations of the General Assembly and the revenues and experiences* of the year during which the budget shall be made. It shall estimate the probable cost of maintenance of its organization, such as the salaries of its regular and usual employees, its offices and the expenses thereof, and such other expenses as are commonly known as overhead expenses; and the fixed charges, if any, of the State Highway constructed or reconstructed from the proceeds of bonds issued under the provisions of any Act relating to the said Department, itemized; and the said estimated costs of maintenance of any State Highways which have not been constructed or reconstructed from the proceeds of such bonds. If there is any excess of revenue for the year 1927 or for such succeeding year, estimated as aforesaid, the said Department may proceed to ascertain what amount of money, if any, such excess of revenue

* so enrolled

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will warrant being borrowed for the construction or reconstruction of State Highways. No amount shall be borrowed greater than an amount upon which such excess of revenue will pay the fixed charges on such highways as it is proposed to construct or reconstruct from the proceeds of bonds proposed to be issued. If it should be found that such excess of revenue warrants the borrowing of any money, and the budget is certified to by a public accountant selected by the Department and approved by the Auditor of Accounts, the said Department shall certify to the Governor, the Secretary of State and State Treasurer, the said budget and the certification of such accountant and the amount which said excess of revenue shall warrant to be borrowed, and the said Governor, Secretary of State and State Treasurer shall, and they are hereby, authorized and directed to sell, execute and deliver bonds in conformity with the provisions of this Act, as amended, to an amount so certified by the Department as warranted to be borrowed upon the further request of said Department that bonds to such amount be sold.

If at the end of any year there are moneys resulting from annual appropriations unexpended and to the credit of the Department, the Department may use such moneys for any of its purposes as set forth in Chapter 63, Volume 29, Laws of Delaware, as amended, and may also use such moneys or any part thereof for the improvement, upkeep and support of the unimproved or unreconstructed public roads of this State, but the said Department shall not include the amount of any of such moneys in ascertaining the excess of revenue in its budget."

Section 3. All acts or parts of acts inconsistent herewith are hereby repealed.

Section 4. This Act shall be known as a Supplementary Appropriation Act, and the funds hereby appropriated shall be paid out of the Highway and General funds of the State Treasury from funds not otherwise appropriated.

Approved March 19, A. D., 1927.

CHAPTER 67

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AN ACT appropriating moneys from the State Treasury for the purpose of paying maturities on certain highway improvement bonds and State aid road bonds, issued by Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal biennium of the State of Delaware ending June 30, 1929.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members of each House agreeing thereto) :

Section 1. On or before June 1, 1927, the Levy Court Commissioners of the Counties of New Castle, Kent and Sussex respectively shall certify to the State Treasurer the sums of money necessary to meet the requirements for paying maturities of principal due on the Highway Improvement Bonds and State Aid Road Bonds of each of said Counties during the fiscal biennium of the State of Delaware beginning on July 1, 1927, and ending on June 30, 1929.

Section 2. The Highway Improvement Bonds and State Aid Road Bonds heretofore referred to in this Act are as follows:

New Castle County Bonds authorized under the following Acts: Chapter 51 of Vol. 24, Laws of Delaware, Chapter 101 of Vol. 29, Laws of Delaware, Chapter 97 of Vol. 30, Laws of Delaware, Chapter 98 of Vol. 30, Laws of Delaware, Chapter 88 of Vol. 32, Laws of Delaware and Chapter 94 of Vol. 33, Laws of Delaware; Kent County bonds authorized under the following Acts: Chapter 23 of Vol. 31, Laws of Delaware, Chapter 97 of Vol. 33, Laws of Delaware and Chapter 104, of Vol. 34, Laws of Delaware; Sussex County bonds authorized under the following Acts: Chapter 105 of Vol. 29, Laws of Delaware and Chapter 105 of Vol. 34, Laws of Delaware.

Section 3. There is hereby appropriated and authorized to be paid out of the State Treasury to the Levy Court Commissioners of New Castle County, and to the Levy Court Commissioners of Kent County, and to the Levy Court Commissioners of Sussex County, for the use of said Counties respectively, such

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sums of money as shall be necessary for the payment of the maturities of principal on all the said bonds as set forth in Section 2 of this Act, to be used by said respective Levy Court Commissioners for the purpose of paying said respective maturities of principals and for no other purpose. The monies hereby appropriated and authorized are intended to embrace the sums necessary to provide for the said maturities of principal on the said Highway Improvement Bonds and the State Aid Road Bonds of each of the said Counties falling due during the period from July 1, 1927, up to June 30, 1929, both inclusive.

Section 4. Within ten days prior to the maturity date of any of the bonds set forth in Section 2 of this Act, it shall be the duty of the State Treasurer and he is hereby directed and required to pay to the Receiver of Taxes and County Treasurer of the respective Counties, the sums of money necessary for the payment of maturities of principal of the said bonds coming due as aforesaid.

Section 5. The Levy Courts of the respective Counties in fixing the annual rate of taxation shall not provide for the raising of any sum of money for the payment of maturities on any of the bonds in this Act referred to during the biennium herein referred to and any sum of money which shall have been raised prior to the passage of this Act for the payment of said maturities and which it shall not be necessary to use for that purpose, shall go into, and become a part of the general fund of the county to be used for general county purposes.

Section 6. This Act shall be known and called a "Supplementary Appropriation Bill" and the monies hereby appropriated shall be paid from the General Fund of the State.

Approved March 23, A. D., 1927.

CHAPTER 68

LEVY COURT OF NEW CASTLE COUNTY

AN ACT to amend Chapter 43 of the Revised Code of the State of Delaware relating to the Levy Court of New Castle County as amended by Chapter 71, Volume 33, Laws of Delaware.

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

Section 1. That Chapter 43 of the Revised Code of the State of Delaware as amended by Chapter 71, Volume 33, Laws of Delaware, be and the same is hereby amended by repealing 1034A. Sec. 22A thereof and by inserting in lieu thereof the following, which shall be styled 1034A. Sec. 22A.

1034A. Sec. 22A. The Levy Court of New Castle County is empowered and directed to appropriate and set aside each year the sum of Fifteen Thousand Dollars (\$15,000.00), to be paid from time to time to The Mayor and Council of Wilmington to defray the whole or a portion of the costs incurred by the said The Mayor and Council of Wilmington during such year, in the construction, maintenance or repair of any public street or streets in the City of Wilmington leading to any bridge or bridges which are under the control and jurisdiction of the said Levy Court. Provided, however, that if the said The Mayor and Council of Wilmington does not expend the sum of Fifteen Thousand Dollars (\$15,000.00), in the construction, maintenance or repair of such street or streets, the said Levy Court shall pay the said The Mayor and Council of Wilmington only the actual amount expended by it, and the balance of the said Fifteen Thousand Dollars (\$15,000.00) shall revert to the general fund of New Castle County.

The said Levy Court of New Castle County is further authorized and empowered to construct under the provisions of Sections 21 to 31 inclusive of Chapter 55 of the Revised Code of the State of Delaware A. D. 1915, as the same has been amended, any street within any incorporated city or town in New Castle County which is the continuation of or which connects with any State Highway, State Aid road or County road.

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The said Levy Court of New Castle County is further authorized and empowered to contribute to the State of Delaware, one-half of the cost for the construction of any street within any incorporated city or town in New Castle County which is built under the provisions of Chapter 70, Volume 30, Laws of Delaware, as amended and which is the continuation of or which connects with any State Highway, State Aid road or County road.

Approved March 25th, 1927.

CHAPTER 69

LEVY COURT OF NEW CASTLE COUNTY

AN ACT to authorize the Levy Court of New Castle County to construct sewage disposal plants and sewers within said county outside of the corporate limits of any city or town and to make charges for connecting with said sewers and providing for the regulation of the use of said sewers.

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

Section 1. The Levy Court of New Castle County is hereby authorized and empowered to construct such sewage disposal plants and sewers within said County outside of the corporate limits of any City or Town as may seem to said Levy Court necessary to meet the requirements thereof. The cost of constructing such sewage disposal plants and such sewers shall primarily be paid as other County expenses out of moneys collected for taxes for County purposes or out of moneys collected for taxes for road purposes in the Hundred in which they are constructed or out of taxes collected both for said County purposes and road purposes, in which case the amount and distribution of such payments shall be made in such a manner as to the Levy Court shall appear fair and equitable. Upon the completion of the construction of any sewer the Levy Court shall determine and fix by resolution the amount which shall be paid by the owner of any buildings for connecting therewith. The amount to be paid shall be based either upon the entire area of the floors including the floor of the cellar or basement of the building or buildings to be drained, or shall be apportioned and paid according to the frontage of the property on which such building or buildings are erected, bordering on the road in or adjacent to which said sewer is constructed.

SECTION 2. Permits for connecting any property by a drain with any sewer constructed under the provisions of this Act must be obtained from the said Levy Court and will be issued only to plumbers licensed to do business in the State of Delaware. No permit will be granted for connecting any property by a drain with any sewer unless application be made therefor to the said Levy Court in writing upon blanks furnished

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by the said Levy Court. The application must state the full name of the owner, the size and kind of drain pipe to be used and a full description of the premises, its location, the number and size of each building located thereon to be drained, the area of each floor thereof, including the floor of the cellar or basement, all of the purposes for which the drain is to be used, the time when the connection is to be made and other particulars for a full understanding of the subject and that the said owner will be subject to all the rules and regulations prescribed by the said Levy Court. The said application must be signed by the owner of the property to be drained and by a plumber licensed to do business in the State of Delaware. The said owner must also execute a release to the said Levy Court releasing the said Levy Court, its officers and agents and New Castle County from all liability or damage which may in any manner result to the premises by reason of such connection. No permit shall be deemed to authorize anything not therein specifically stated.

Section 3. Before any property is connected by a drain with any sewer pursuant to a permit granted by the said Levy Court, the owner of such property shall pay to the said Levy Court for the use of such sewer, the amount theretofore fixed by the said Levy Court by resolution following the completion of the construction of said sewer.

Section 4. All the necessary plumbing work to be done in connecting any property with a sewer constructed under the provisions of this Act shall be done by a plumber licensed to do business in the State of Delaware in a good and workmanlike manner and with good and proper materials, and shall be subject to the approval of the County Engineer of New Castle County.

Section 5. Any person, firm or corporation who shall willfully make any misrepresentation in any application or who shall make or maintain any connection with any sewer contrary to the authority granted by the permit or permits issued therefor by the said Levy Court, or without a permit therefor in accordance with the provisions of this Act, shall be guilty of a misdemeanor and upon conviction shall be fined not less than Five Dollars

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(\$5.00), nor more than Five Hundred Dollars (\$500.00) in the discretion of the Court.

Section 6. The said Levy Court is authorized and empowered to acquire such land, rights of way and other property as shall be necessary for the purpose of building said sewage disposal plants and sewers by dedication, condemnation, deed, gift, devise or otherwise. Whenever it shall be necessary for the said Levy Court for the purpose of building any sewage disposal plant or sewer or any part thereof or for the purpose of making the same accessible, to enter into and occupy any lands the owner or owners of which refuse to permit such entry and occupation, then it shall be lawful for the Superior Court sitting in and for New Castle County in term time, or any Judge of the said Court in vacation, upon the application of the said Levy Court and at the cost and charge of the same, to appoint five freeholders of the said County who shall go upon the said lands and assess the damages of such owner or owners fairly and impartially, and the said freeholders shall certify their findings and award to all parties in interest and make a return of their findings to be filed in the said Superior Court or with the said Judge, as the case may be, appointing them.

The return upon one commission shall not be conclusive, but upon application by any party in interest or by the President of the Levy Court upon resolution of said Court, within fifteen days after the filing of such return, the said Superior Court or said Judge shall issue a commission of review appointing five other freeholders with like instructions as were contained in the first commission, provided that if a review be granted upon the application of a person or persons interested, the review shall extend only to the assessment of damages made in respect to the person or persons making such application. If the return of a commission of review varies in the damages assessed from the return to the original commission the said Superior Court or said Judge shall grant a second commission of review upon the application of the President of the Levy Court upon the resolution of said Court, or any person interested in the return to the commission of review, within ten days after the filing of such return. If a review be not applied for in due time, the return

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to the original commission shall be conclusive as to the amount of damages. If the return to any two commissions correspond as to the amount of damages, such amount shall be conclusive, but if there be more than one return and none conclusive under the foregoing provisions, the said Superior Court or said Judge shall confirm such one of them as he shall deem most just, and the return so confirmed shall be conclusive. The said Superior Court or said Judge may set aside a return to a commission for gross inequality or inequity, in which case he shall issue another commission in its place, and the said Superior Court or said Judge shall have power to fill any vacancy in a commission.

Whenever the damages to any owner or owners shall have been conclusively ascertained in accordance with the foregoing provisions the Levy Court, on paying the damages so assessed and determined upon, shall become entitled to have, use and enjoy the said land for the purpose required by them forever. And in case the owner or owners of any land necessary for the purposes of the Levy Court shall be a minor, or non-resident, or for any cause incapable of receiving, or unwilling or neglecting to receive said damages, the said Levy Court may deposit the amount of the said damages to the credit of such owner or owners in the Farmers' Bank of the State of Delaware, at Wilmington, subject to the order of such owner or owners; whereupon the said Levy Court shall be entitled to have, use and enjoy the said land and premises required for the purposes aforesaid for or on account of which the said damages shall have been assessed. The expenses of the assessment of said damages shall always be paid by the Levy Court.

Approved April 1, A. D. 1927.

CHAPTER 70

LEVY COURT OF NEW CASTLE COUNTY

AN ACT to amend Chapter 55 of the Revised Code of the State of Delaware relating to roads and bridges in New Castle County by authorizing the Levy Court of New Castle County to expend money collected for road taxes in any Hundred to be used for the building and maintenance of sewage disposal plants and sewers in said Hundred.

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

Section 1. That 1487 Sec. 7 of Chapter 55 of the Revised Code of the State of Delaware, A. D. 1915, be and the same is hereby amended by the repeal of the fifth paragraph of said section and by inserting in lieu thereof the following:

5. To the maintenance and improvement of the public roads, bridges and causeways and the building and maintenance of sewage disposal plants and sewers in said Hundred as now or hereafter authorized by law.

Approved April 26, A. D., 1927.

CHAPTER 71

LEVY COURT OF NEW CASTLE COUNTY

AN ACT to amend An Act entitled "An Act for the Relief of the Indigent Sick Resident in New Castle County."

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

Section 1. That Chapter 73, Volume 33, Laws of Delaware, be and the same is hereby amended by repealing Section 1 thereof and inserting in lieu thereof the following:

Section 1. That on and after the First day of July, A. D. 1927, the Levy Court of New Castle County is authorized and empowered, directed and required to appropriate annually, the sum of Seventy-five Thousand Dollars, (\$75,000.00) for the relief of the indigent sick resident in said County.

Section 2. That Chapter 73, Volume 33, Laws of Delaware, be and the same is hereby further amended by repealing Section 2 thereof and inserting in lieu thereof the following:

Section 2. The Levy Court in fixing the rate of taxation shall annually provide for the said sum of Seventy-five Thousand Dollars, (\$75,000.00) which shall, when collected and paid over to the County Treasurer, be set apart by him in a separate account to be opened for that purpose.

Approved March 7, A. D., 1927.

CHAPTER 72

LEVY COURT OF KENT COUNTY

AN ACT to provide for the opening and reopening and maintenance of ditches and drains along public roads in Kent County.

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

Section 1. That the road overseers, supervisors or any other persons who are or may be hereafter entrusted with the improvement and maintenance of the roads under the jurisdiction of the Levy Court of Kent County, are hereby authorized, empowered and required to expend such portion of the money allotted to the district, unincorporated or incorporated town or village, as shall be necessary to open or improve the ditch, ditches or drains adjacent to the roads in the district under the supervision of the supervisor or other official to whom has been entrusted the improvement and maintenance of the roads under the jurisdiction of the Kent County Levy Court.

Provided the one-half ($\frac{1}{2}$) of the actual expense of the opening or improving of the said ditches or drains shall be borne by the property owner or owners whose property is bounded by the ditch or drain.

The county official empowered to direct this work shall give ten (10) days notice in writing to any and all property owners whose real estate is adjacent to the ditch or drain about to be opened or improved and it shall be the privilege of the owner or owners, so notified, to provide any and all assistance that is possible and, should the assistance so rendered exceed the proportionate expense allotted to them, such excess assistance shall be compensated at the same wage and in the same manner, as the workmen under the county official in charge of the work.

In the event that any person or persons do not render the assistance herein mentioned, the official directing such work shall keep a true and accurate account of the work done by those in his service and shall present a bill to the amount of one-half ($\frac{1}{2}$) of the amount of the cost of such work to each and every one of the owner or owners affected by the work. The bill so rendered shall be payable only to the Kent County Levy Court,

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and upon receipt of the amount, the said Court shall issue a receipt signed by all members of the said Court. All moneys so received shall be paid over to the road funds and shall be used for no other purpose.

Provided that if any owner or owners affected by the provisions of this act shall fail to pay the amount of the bill rendered as aforesaid, within six (6) months after the work on the ditch or drain has been finally completed, then the attorney for the Kent County Levy Court is hereby fully empowered and directed to collect the amount so due in an action of debt, in the name of the said Court against the said person or persons so failing to pay as aforesaid.

Provided further, that no individual property owner, trustee or estate shall be required, under the provisions of this act, to assume obligations for the opening or improving of more than one-half ($\frac{1}{2}$) mile of ditch or drain as his, her or their proportionate amount of expense during any one calendar year and any ditch or drain so improved for the one-half ($\frac{1}{2}$) mile limit, shall not be improved or opened again during a period of three years from the final date of last improvement or opening, except where emergency demands immediate action.

Nothing contained in this act shall be taken to conflict in any way with chartered or incorporated ditch or drain companies, now caring for the maintenance of any ditch or drain, or any chartered or incorporated ditch or drain companies that may be hereafter instituted or incorporated in the aforesaid county of this state; provided that not more than three (3) years are allowed to pass without improvements being made. At the expiration of three years, should the occasion be deemed necessary, the official in charge of such work shall proceed with the work in the same manner as hereinbefore provided and shall collect (if necessary) in like manner from the company or corporation, as herein provided.

Should the charter or incorporated rights of the company so affected be defunct, charges for the work shall be made in

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proportion to the amount of taxes levied by such company against any individual owner or owners, trustee or trustees, estate or estates affected by the provisions of this Act.

Approved April 20, A. D., 1927.

CHAPTER 73

LEVY COURT OF SUSSEX COUNTY

AN ACT authorizing and empowering the Levy Court of Sussex County to sell and convey certain real estate situated in Sussex County.

WHEREAS on the fourth day of July A. D. 1918, Jeanette S. Twilley and others did sell and convey to the State of Delaware for the use of Sussex County, All that certain lot of land situated in or near the town of Laurel in Sussex County, Delaware at the North East corner of Willow and Cooper streets, and on the street leading from Parker's blacksmith shop to and across the mill dam, adjoining lands of Frank M. Hearn and Elijah J. Hearn and others, containing three and three-quarters acres of land, more or less;

AND WHEREAS the said lands and premises have been used by the Levy Court of Sussex County in connection with general road work of said County;

AND WHEREAS the said lands and premises are no longer necessary to be used in connection with said road work for the reason that the State Highway Department of the State of Delaware has assumed charge of a large part of the road work of said County;

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That the Levy Court of the County of Sussex, in the State of Delaware, be, and it is hereby authorized and empowered to sell and convey, either at public or private sale, the tract of land above mentioned, to wit, All that certain lot of land situated in or near Laurel, Sussex County, Delaware, at the North East corner of Willow and Cooper Streets, in said town, and lying on the street leading from Parker's blacksmith shop to and across the mill dam, adjoining lands of Frank M. Hearn and Elijah J. Hearn and others, containing three and three-quarters acres of land, more or less, and being the same conveyed to the said State of Delaware for the use of Sussex County, by deed of Jeanette S. Twilley and others, bearing date the

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fourth day of July A. D. 1918, and of record in the office of the Recorder of Deeds, for the County aforesaid, in Deed Book No. 210, page 230; and that the members of the Levy Court of Sussex County are hereby directed, upon sale being made of the above lands and premises, to execute and deliver to the purchaser a deed of conveyance under their respective hands and seals, attested by the Clerk of the Peace, and under the seal of the Court of General Sessions of the State of Delaware in and for the County aforesaid.

Section 2. That the deed of conveyance so as aforesaid executed shall convey to the purchaser all of the right, title, property, interest and demand of the State of Delaware in and to the lands and premises mentioned and described in the preamble to this Act and in Section 1 hereof.

Approved March 18, A. D. 1927.

CHAPTER 74

COUNTY TREASURER AND COLLECTION OF TAXES

AN ACT to amend Chapter 45 of the Revised Code of the State of Delaware relating to the County Treasurer and collection of taxes in New Castle County as amended by Chapter 82, Volume 33, Laws of Delaware and Chapter 92, Volume 34, Laws of Delaware.

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

Section 1. That Chapter 45 of the Revised Code of the State of Delaware, as amended by Chapter 82, Volume 33, Laws of Delaware, and Chapter 92, Volume 34, Laws of Delaware, be and the same is hereby amended by adding to the end of 1155. Sec. 11. thereof the following paragraph:

The Levy Court of New Castle County shall have the authority to authorize any person or persons to make a bid or bids at the sale of any real estate under the provisions of this Act and in the event that such person or persons is the highest and best bidder or bidders therefor, the title thereto shall be taken in the name of the State of Delaware for the use of New Castle County, provided, however, that no such person or persons shall be authorized by the said Levy Court to make any bid or bids in excess of the aggregate amount of the debt, interest and costs due on the order of sale under which said real estate is exposed to sale and of any and all sum or sums due to the said Receiver of Taxes or any of said Collectors for taxes levied against such real estate.

The said Levy Court by resolution duly adopted, is authorized and empowered to sell and convey any real estate so purchased by it under the provisions of this Act for any sum equal to or in excess of the amount paid therefor by the said Levy Court, and a deed therefor, executed and acknowledged by the President of the said Levy Court pursuant to the said resolution and to which is affixed the seal of the Court of General Sessions in and for New Castle County, shall be sufficient to pass title to the said purchaser.

Approved May 4, A. D., 1927.

CHAPTER 75

COUNTY TREASURER AND COLLECTION OF TAXES

AN ACT to amend Chapter 45 of the Revised Code of the State of Delaware (as amended by Chapter 80, Volume 30, Laws of Delaware) in relation to the deputies and clerks or assistants for the Receiver of Taxes and County Treasurer of New Castle County.

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

Section 1. That Chapter 45 of the Revised Code of the State of Delaware as amended by Chapter 80, Volume 30, Laws of Delaware, be and the same is hereby amended:

1179. Section 35. The annual salary of the Receiver of Taxes and County Treasurer shall be four thousand dollars. He may select and employ one Deputy at an annual salary of twenty-one hundred dollars, and two clerks at an annual salary of eighteen hundred dollars each. Provided, however, that the number of Clerks which the said Receiver of Taxes and County Treasurer may select and employ may be increased or decreased from time to time to such number or numbers as the Levy Court of New Castle County shall, in its discretion, deem proper to perform the public work required in said office and shall authorize and direct by resolution duly adopted; and also further provided, that any additional Clerks so to be authorized or employed shall receive annual salaries of eighteen hundred dollars each.

The salaries of the Deputy and Clerks shall be paid to them by warrants drawn by the Levy Court of New Castle County on the County Treasurer in equal semi-monthly installments, upon the certificate in writing of the Receiver of Taxes and County Treasurer that they have faithfully performed their duties during the preceding semi-month. Such Deputy and Clerks shall be under the control of the Receiver of Taxes and County Treasurer by whom they are selected and employed. He shall have the right to discharge such Deputy or Clerks at any time and shall be responsible for all the official acts, neglects and defaults of such Deputy and Clerks as he may employ.

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The salaries of the Collectors provided by this Chapter shall be fixed and determined by the said Levy Court at least five days prior to the appointment of such collectors, and shall be proportioned as near as may be according to the amount of taxes on their respective duplicates, the said salaries to be paid upon warrants drawn by the said Levy Court as other salaries are paid in equal semi-monthly installments.

Section 2. There shall be but one Deputy and the said Deputy shall be empowered to perform all the duties required by law of the Receiver of Taxes and County Treasurer during the absence or disability of the said Receiver of Taxes and County Treasurer. And in the event of resignation or death of the Receiver of Taxes and County Treasurer the said Deputy shall perform all the duties of the said Receiver of Taxes and County Treasurer until the vacancy is filled as required by the Constitution of the State. This Act shall become effective July First, A. D. 1927.

All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved March 25 A. D. 1927.

CHAPTER 76

COUNTY COMPTROLLER

AN ACT to amend Chapter 46 of the Revised Code of the State of Delaware, as amended by Chapter 84 of Volume 30, of the Laws of Delaware, in relation to the Comptroller and Deputy Comptroller of New Castle County.

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

Section 1. That Chapter 46 of the Revised Code of the State of Delaware as amended by Chapter 84, of Volume 30, of the Laws of Delaware, be and the same is hereby amended:

The salary of the Comptroller of New Castle County shall be thirty-six hundred dollars per annum, payable semi-monthly, in installments of one hundred and fifty dollars, by warrants duly drawn upon the County Treasurer of New Castle County. The Comptroller of New Castle County may select and employ one Deputy, at a salary of Twenty-one hundred dollars per annum, to be paid in semi-monthly installments of eighty-seven dollars and fifty cents, by warrants drawn upon the County Treasurer of New Castle County. Such Deputy Comptroller shall be under the control of said Comptroller, who shall have the right to discharge him at any time. Such Deputy Comptroller shall have the authority to sign or execute, in the name of the Comptroller, all checks, books, reports, bills or papers that the Comptroller is now or hereafter may be authorized, empowered or directed to sign or execute.

Section 2. In the event of resignation or death of the Comptroller the said Deputy shall perform all the duties of the said Comptroller, until the vacancy is filled as required by the Constitution of the State. This Act shall become effective July First, A. D. 1927.

All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved March 22, A. D. 1927.

CHAPTER 77

RECORDER OF DEEDS

AN ACT to authorize the Recorder of Deeds in and for New Castle County to procure a new press and seal of office.

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

Section 1. That the Recorder of Deeds in and for New Castle County, be and he is hereby authorized to procure for his office, a new press and seal, said seal to be made of steel or brass, of the same diameter as the present seal of his office and engraved with the same device, and when completed the said seal shall be taken, adjudged and deemed to be the seal of the said office of the said Recorder of Deeds in and for New Castle County.

Section 2. That when the said seal shall be so procured as aforesaid the said Recorder of Deeds shall cause the present seal in his office to be broken and destroyed in the presence of the high sheriff of said County.

Section 3. That the Levy Court of New Castle shall pay the necessary costs and expenses of procuring the said new press and seal.

Approved February 25 A. D. 1927.

CHAPTER 78

CONSTABLES

AN ACT to amend Chapter 51 of the Revised Code of the State of Delaware in relation to the jurisdiction of constables of New Castle County, Kent County and Sussex County.

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

Section 1. That 1398 Sec. 2 of the Revised Code of the State of Delaware be, and the same is hereby amended by inserting a new section to be known as 1398A Sec. 2A., as follows:

"1398A. Sec. 2A. Any constable appointed or elected by the Levy Court of New Castle County for the Hundreds of Blackbird and Appoquinimink shall also have jurisdiction in the first and third representative districts of Kent County.

Any constable appointed or elected by the Levy Court of Kent County for the first and third representative districts, shall also have jurisdiction in the Hundreds of Blackbird and Appoquinimink of New Castle County.

Any constable appointed or elected by the Levy Court of Kent County for the ninth and tenth representative districts shall also have jurisdiction in the first and second representative districts of Sussex County.

Any constable appointed or elected by the Levy Court of Sussex County for the first and second representative districts shall also have jurisdiction in the ninth and tenth representative districts of Kent County."

Approved March 18, A. D. 1927.

CHAPTER 79

SALARIES OF CERTAIN COUNTY OFFICERS

AN ACT to amend Chapter 53 of the Revised Code of the State of Delaware (as amended by Chapter 91, Volume 30, Laws of Delaware) in relation to the deputies and clerks of certain county offices of New Castle County.

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

Section 1. That Chapter 53 of the Revised Code of the State of Delaware, as amended by Chapter 91, Volume 30, Laws of Delaware be and the same is hereby amended:

1439 Section 7. The officers mentioned in the first Section of this Chapter may select and employ Deputies and Clerks to assist them in the performance of the duties of their offices respectively, at the following annual salaries, namely:

In New Castle County, the Clerk of the Peace may select and employ one deputy at a salary of two thousand and one hundred dollars, and three clerks, each at a salary of one thousand and eight hundred dollars; the Sheriff, three Deputies, one at a salary of two thousand and one hundred dollars, two at a salary of one thousand and eight hundred dollars; the Coroner, one deputy at a salary of five hundred dollars; the Prothonotary, one Deputy at a salary of two thousand and one hundred dollars, and one Clerk at a salary of one thousand and eight hundred dollars; the Recorder, one Deputy at a salary of two thousand and one hundred dollars, and four clerks, each at a salary of one thousand and eight hundred dollars; the Register of Wills, one Deputy at a salary of two thousand and one hundred dollars, and one clerk at a salary of one thousand and eight hundred dollars; the Register in Chancery and Clerk of the Orphans' Court may select and employ one Deputy at a salary of two thousand and one hundred dollars; provided, however, that the Levy Court of New Castle County from time to time may authorize and direct, by resolution duly adopted, that any, either or all of said officers may select such other clerks and at such times and in such numbers as it shall, in its discretion deem proper to properly perform the public work required in any office or offices of any, either or all of said offices. And provided, further,

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that any additional Clerks so authorized or employed shall receive the same compensation as is fixed by law for the other Clerks performing like or similar services, and payable in the manner fixed by law.

Section 2. There shall be one Deputy appointed by each of the aforesaid officers. And said Deputy of each office shall be possessed of all the authority of the offices, and in the absence or disability of the duly elected officer shall perform all the duties required by law of the officer so elected. In the event of resignation or death of the elected officer the Deputy shall perform the duties of the office, until the vacancy so created shall be filled as required by the Constitution of the State. This Act shall become effective July First, A. D. 1927.

All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved March 25, A. D. 1927.

CHAPTER 80

THE POOR

AN ACT to amend Chapter 54 of the Revised Code of Delaware in relation to compensation of the Trustees of the Poor of Sussex County.

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

That 1448 Sec. 4, of Chapter 54 of the Revised Code of Delaware, be and the same is hereby amended, by striking out the word "two" where it refers to the compensation of the Trustees of the Poor of Sussex County and by inserting in lieu thereof the word "five".

That the entire allowance to all the Trustees of the Poor of Sussex County, for one year, be amended by striking out the words "two hundred and twenty" and by inserting in lieu thereof the words "four hundred and twenty".

Approved April 1, A. D. 1927.

CHAPTER 81

ROADS AND BRIDGES—NEW CASTLE COUNTY

AN ACT to amend Chapter 55 of the Revised Code of the State of Delaware relating to the roads and bridges of New Castle County.

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

Section 1. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby amended by adding thereto a new section to be styled 1512 I. Sec. 32 I.

1512 I. Sec. 32 I. The Levy Court of New Castle County in addition to the authority conferred on it by law relating to roads in New Castle County, is authorized and empowered to maintain and improve, under the provisions of Sections 1 to 12 inclusive, of Chapter 55 of the Revised Code of the State of Delaware, and the acts amendatory thereof and supplemental thereto, in the manner hereinafter provided, any other roads in said County not within the limits of any City or Town, which have heretofore been or may hereafter be dedicated to the use of the public for highway purposes, or which have heretofore been or may hereafter be dedicated to the use of the owners of the properties abutting thereon or adjacent thereto, after the public has acquired the use thereof for highway purposes by dedication, condemnation, deed, gift, devise or otherwise.

Section 2. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 J. Sec. 32 J.

1512 J. Sec. 32 J. Whenever in the judgment of the said Levy Court any portion of New Castle County in which one or more roads within the class referred to in Section 1 hereof, is sufficiently developed to warrant the expenditure of the moneys collected for taxes for road purposes from the owners of the properties located within said portion of said County for the maintenance and improvement of the said roads, the said Levy Court by resolution duly adopted, shall cause a record to be made of that fact together with a description of the boundaries of said portion of said County and thereupon and thereafter the

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said Levy Court is authorized and empowered to acquire, if and when necessary, by dedication, condemnation, deed, devise, gift or otherwise for the use of the public for highway purposes, the land and right of way included within the right of way lines of the said roads or any of them, located within the said portion of said County and upon such acquisition to improve and maintain the same out of the road taxes thereafter levied and collected in said portion of said County under the provisions of Sections 1 to 12 inclusive, of Chapter 55 of said Revised Code, and the acts amendatory thereof and supplemental thereto.

Section 3. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 K. Sec. 32 K.

1512 K. Sec. 32 K. The said Levy Court shall have the right and authority, from time to time, by resolution duly adopted and recorded, to take from, add to or sub-divide any of said portions of said County which had theretofore been set apart and described pursuant to the provisions of the last preceding section.

Section 4. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 L. Sec. 32 L.

1512 L. Sec. 32 L. The said Levy Court is hereby authorized, empowered and directed to pave or improve any roads or parts thereof within the class referred to in Section 1 hereof, in accordance with any methods now in use or as may hereafter, from time to time, be adopted, provided that before the said Levy Court shall so pave or otherwise improve any of said roads or any parts thereof to which the public has not the use for highway purposes, the said Levy Court shall acquire such use for the public by dedication, condemnation, deed, devise, gift, or otherwise and a portion of the cost for such acquisition and paving or improvement of such roads or parts thereof shall be paid by the owners of the property abutting thereon in such proportions, at such times and as hereinafter set forth. Whenever a petition signed by all of the owners of the frontage on

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any such road or any part thereof between its intersection with two other roads or of more than five hundred feet in length shall be presented to the said Levy Court asking for the paving or improvement of such road or such part thereof, the said Levy Court shall accept and file such petition and upon the paying or the securing of the payment of the amounts so charged to the said owners of the properties abutting thereon in the manner hereinafter provided and as soon thereafter as it shall have sufficient money legally available for such purpose, the said Levy Court shall proceed to acquire, if necessary, for the public the use of such road or such part thereof for highway purposes and to pave or improve the same, and two-thirds of the cost thereof, including the expense, if any, of acquiring the use for the public of such road or such part thereof for highway purposes shall be charged to the respective owners of property abutting thereon. The amount to be apportioned, charged to and paid by the owners of each abutting property, shall be according to the frontage of the property owned by him bordering on such road and shall be paid in the manner hereinafter provided. The balance of the cost thereof, and also the cost of paving and improvement including the expense, if any, of acquiring the use for highway purposes of all portions of such road included within the side lines of two or more roads shall be paid by the said Levy Court out of taxes collected for County purposes or out of taxes collected for road purposes in the Hundred in which such road or such portion thereof is located or out of taxes collected for County purposes and collected for road purposes in the Hundred in which such road or such portion thereof is located, in which case the amount and distribution of such payments shall be made in such a manner as to the Levy Court shall appear fair and equitable.

Any road constructed under the provisions of Sections 4 to 6 inclusive, of this Act, except within the limits of any City or Town, shall forever thereafter be a County Road and the duty of keeping the same in repair, except within the limits of any City or Town, shall devolve upon the Levy Court of New Castle County.

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Section 5. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 M. Sec. 32 M.

1512 M. Sec. 32 M. Before the said Levy Court shall proceed to acquire for the use of the public any road or part thereof for highway purposes, or shall proceed with the paving or improvement thereof pursuant to the provisions of the last preceding section of this Act, the said Levy Court shall ascertain as nearly as may be the approximate cost thereof and apportion and charge the same among and to the several owners of the property abutting thereon according to the frontage of the property owned by them bordering on such road and shall certify to each owner the amount charged against him. Upon the receipt of such certificate the said owner within ten days thereafter shall either cause the said amount so charged against him to be paid to the County Treasurer of New Castle County, or execute and deliver to the County Comptroller of New Castle County his bond with a good and sufficient corporate surety conditioned to pay to the State of Delaware for the use of the said County the amount so charged against him in four equal quarter-yearly payments thereafter. Upon the completion of such paving or improvement of such road or such part thereof, the actual cost thereof shall be ascertained by the said Levy Court and shall be apportioned among the several owners of the property abutting thereon according to the frontage of the property owned by them bordering on such road. Any amount paid or secured to be paid by any of said owners in excess of his apportionate amount of the said actual cost shall be returned or credited to such owner and any amount paid by the said Levy Court in excess of such apportionate amount of the said actual cost shall be charged against and shall be paid by such owner within ten days after the receipt of a bill therefor from the said Levy Court, and upon his failure to pay said bill, the said Levy Court shall have the right to recover the amount thereof in the name of the State of Delaware in any appropriate proceedings in any Court of competent jurisdiction.

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Section 6. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 N. Sec. 32 N.

1512 N. Sec. 32 N. Petitions presented to the said Levy Court under the provisions of this Act, asking for the paving or improvement of any roads or parts thereof by the owners of the property abutting thereon, shall be filed by the said Levy Court with the date of such filing endorsed thereon. The approximate cost of said paving or improvement of the roads or parts thereof referred to in said petitions shall be ascertained and said approximate cost shall be charged against and certified to each owner by the said Levy Court in the order in which the said petitions are filed. Upon the said amount so charged being paid or secured to be paid in the manner hereinabove provided, by all of the said owners asking for the paving or improvement of any road or part thereof, the said Levy Court shall then, or as soon thereafter as it shall have sufficient money legally available for such purpose, proceed to acquire, if necessary, the use for the public of such road or such part thereof for highway purposes and with the paving and improvement thereof. The paving or improvement of such roads or parts thereof by the said Levy Court, under the provisions of this Act, in each Hundred shall be in the order in which the said petitions asking for such paving or improvement in such Hundred have been filed.

Section 7. That Chapter 55 of the Revised Code of the State of Delaware be and the same is hereby further amended by adding thereto a new section to be styled 1512 O. Sec. 32 O.

1512 O. Sec. 32 O. Whenever it shall be necessary for the Levy Court to take and occupy any land or other property for the purpose of opening, laying out, building, improving, repairing or maintaining any road within the class referred to in Section 1 hereof, and the same cannot be acquired by deed, gift or otherwise with the consent of the owner thereof, the proceedings therefor shall be in accordance with Article 7 of Chapter 55 of the Revised Code of the State of Delaware and of the acts amendatory thereof and supplemental thereto, excepting as to the location of and necessity for said road. The existing location of

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said road shall be adopted by the commission or commissions appointed in said proceedings and the necessity therefor shall be taken and deemed by the said commission or commissions to be conclusive.

Approved April 26, A. D. 1927.

TITLE EIGHT

Elections

CHAPTER 82

REGISTRATION OF VOTERS

AN ACT to amend Chapter 106, of Volume 34, Laws of Delaware, in relation to registration of voters.

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

Section 1. That Chapter 106, of Volume 34, Laws of Delaware, being an act entitled: "An Act to repeal 1619 Sec. 1 and 1657 Sec. 39 and the intermediate Sections of Chapter 56 of the Revised Code entitled 'Registration of Voters' and to substitute in lieu thereof new sections providing for the registration of voters," be and the same is hereby amended, by repealing and striking out all of the second paragraph of 1628, Section 10, and by inserting in lieu thereof the following new paragraph:

"You do solemnly swear upon the Holy Evangels of Almighty God (or "You do solemnly, sincerely and truly declare and affirm") that you have not received or accepted or offered to receive or accept, or paid, transferred or delivered, or offered or promised to pay, transfer or deliver, or contributed or offered or promised to contribute to another, to be paid or used, any money or other valuable thing as a compensation, inducement or reward for the registering or abstaining from registering of anyone qualified to register at the registration for this present year, so help you God" (or "so you do solemnly, sincerely and truly declare and affirm").

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Section 2. That said Chapter 106 of said Volume 34, Laws of Delaware, be and the same is hereby further amended, by striking out the words "or unless he shall cease to possess the qualifications of a voter under the Constitution and Laws of this State," in the eighteenth, nineteenth and twentieth lines of the second paragraph of 1630. Section 12, and also by inserting after the word "Registrar" and before the word "the" in the twenty-sixth line of the seventh paragraph of 1630. Section 12, the following words :

"Such entry or endorsement shall be signed by the Registrar."

Section 3. That said Chapter 106 of said Volume 34, Laws of Delaware, be and the same is hereby further amended, by adding at the end of 1632. Section 14, the following :

Provided, however, that if any person, having been previously registered in any election district in this State, shall by his removal therefrom have attained a legal residence in any election district in any other County in this State, such person shall have the right to register as a qualified voter in such other election district in such other County at any supplementary registration, subsequent to his or her aforesaid previous registration, upon proper proof to the registration officers of such other election district, to which such person has removed as aforesaid and to whom he or she shall apply for registration ; and if qualified and registered as a qualified voter in such election district to which application has been made as aforesaid, then and in any such case, such person shall cease to be a qualified voter in the election district from which he has removed as aforesaid. This provision shall be taken to be an exception to the provisions of 1645. Section 27, of Chapter 56 of the Revised Code of Delaware, as amended.

Section 4. That said Chapter 106 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by adding after the word "office" and before the word "which" in the sixth line of the fourth paragraph of 1640. Section 22, the following :

"and the same shall be open to the inspection of the public at all

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convenient times, as other public records in said office; and the other of said "Registers" and also the other of said "Books of Registered Voters" for each election district of the County shall be delivered by the Clerk of the Peace forthwith to some Bank or Trust Company of the County, to be there safely kept until five days before the third Saturday in July of the year in which the next general election is held.

It shall be the duty of the Clerk of the Peace, five days before the third Saturday of July in the year in which a general election is held, to deliver the two "Registers" and the two "Books of Registered Voters" of each election district in the County to the Sheriff of said County, who shall, sometime previous to the third Saturday in July of said year, deliver the said two "Registers" and the said two "Books of Registered Voters" of each election district of the County to the Registrar of said election district; provided that the Clerk of the Peace for New Castle County shall deliver to the Department of Elections for the City of Wilmington the Registration books for all election districts within said City five days before the third Saturday in July of the year of the next succeeding general election, and the said Department of Elections shall, sometime prior to the third Saturday in July of said year, deliver to the Registrar in each election district in said city, the registration books for such district, so delivered by the Clerk of the Peace as aforesaid; provided, further that in any year in which there is a special election the registration books for the election districts in."

Section 5. That said Chapter 106 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by inserting after the word "them" and before the word "provided" in the sixth line of the sixth paragraph of 1642. Section 24, the following words:

"and the cost of the keeping of the Registers and books of Registered Voters in a bank or trust company of the County,"

Section 6. That said Chapter 106 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by inserting after the word "the" and before the word "Saturday" in

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the eighth line of the first paragraph of 1656. Section 38, the word "third."

Section 7. That said Chapter 106 of said Volume 34, Laws of Delaware, as amended by this Act, as hereinabove stated and specified, and each and all of the various sections and paragraphs thereof, be, and the same are hereby ratified and confirmed and declared to be in full force and effect; and said Chapter 106 of said Volume 34, Laws of Delaware, as by this Act amended, as hereinabove stated and specified, and each and all of the various sections and paragraphs thereof, be and the same are hereby declared to be a part of the Revised Code of Delaware, as stated in said Chapter 106 of said Volume 34, Laws of Delaware, with as full force and effect in every particular as any other part or parts of the said Code now in full and complete legal force and effect.

Section 8. That said Chapter 106 of said Volume 34, Laws of Delaware, entitled "An Act to repeal 1619. Sec. 1, and 1657. Sec. 39, and the intermediate sections of Chapter 56 of the Revised Code entitled 'Registration of Voters' and to substitute in lieu thereof new sections providing for the registration of voters," as promulgated, and as printed in pamphlet form, as a part of the election and registration laws of the State of Delaware, by the Secretary of State, as authorized by House Joint Resolution, approved April 9, A. D. 1925, be, and the same is hereby validated, ratified and confirmed, and declared to be, and to have been, a good and valid act from the time of its printing and promulgation as aforesaid, to the date of the approval of this Act, and, from and after the approval of this Act, as herein and hereby amended, with all the force and effect of the law as therein and herein stated, and to all intents and purposes as manifestly intended; and each and every act of each and every person in any capacity whatsoever, done and performed in accordance with the manifest authority or direction contained in said act as printed and promulgated as aforesaid, is hereby validated and fully confirmed.

Approved April 9, A. D. 1927.

CHAPTER 83

PRIMARY ELECTIONS

AN ACT to amend Chapter 108 of Volume 34, Laws of Delaware, in relation to Primary Elections.

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

Section 1. That Chapter 108 of Volume 34, Laws of Delaware, being an act entitled "An Act to amend Chapter 53 of the Revised Code, entitled 'Primary Elections'", be and the same is hereby amended by adding after the word "district," and before the word "Said," in the twelfth line of the first paragraph of 1687. Sec. 10, the following new paragraphs, to-wit:

And also in each year in which a municipal election is held in the said City of Wilmington, as provided for in 1656. Section 38, of Chapter 56, and in 1962. Section 15, of Chapter 58, of the Revised Code of Delaware, as amended, the registration officers of each election district within the said City of Wilmington shall be furnished by the Department of Elections of said City, with two books, to be known as Voting Books of Qualified Voters for Primary Elections, before the first day of any registration of voters in such election district.

The Books known as "Voting Books of Qualified Voters for Primary Elections," which were used in the year 1926, shall also be used in making up the "Voting Books of Qualified Voters for Primary Elections" in succeeding years, until said "Voting Books of Qualified Voters for Primary Elections" shall become so filled with entries that they can no longer be conveniently used for such purposes, or until replaced by Supplementary or Duplicate Books as hereinafter in this Chapter provided.

Section 2. That said Chapter 108 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by adding, at the end of the fourth paragraph of 1687. Sec. 10, the following new paragraphs, to-wit:

And it shall also be the duty of the registration officers of each election district within the City of Wilmington to make up the Voting Books of Qualified Voters for Primary Elections, on

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the registration day in each year in which a municipal election is held in said City, beginning with the year 1927, which registration day shall be the third Saturday of April next before the day set for holding the election for municipal officers in the said City, as provided in 1656. Section 38, of Chapter 56, of the Revised Code of Delaware, as amended; and the said registration officers shall make up the said Voting Books of Qualified Voters for Primary Elections as follows:

They shall enter in the said books, in its proper alphabetical order, the name of every person whose name appears as a registered voter in the Registers and Voting Books of Registered Voters of said election district, and also his residence and date of registration, so that the said Voting Books of Qualified Voters for Primary Elections of said election district shall contain the names of all the qualified voters of said election district who were registered during each and all of the five registration days of the year 1926, and also during any supplementary registration up to and including the last registration day in the month of April of the year in which a municipal election is held in said City and in which year said books are made up. They shall, within three days after the said registration day on the third Saturday in April aforesaid, complete the making up of said books and shall compare the same with the Registers and Books of Registered Voters of said election district, and append to each of said books a certificate, verified by oath or affirmation, that they contain an accurate alphabetical list of the names of all persons whose names appear as registered voters in the Registers and Books of Registered Voters of said election district.

Section 3. That said Chapter 108 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by adding, at the end of the fifth paragraph of 1687. Sec. 10, the following new paragraphs, to-wit:

If, at the completion of the registration in any year, it shall appear that the Voting Books of Qualified Voters for Primary Elections in any election district will not be available for a supplementary registration, either from lack of space or because the said Books, or either of them, have become worn, or for any

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other reason whatever, it shall be the duty of the registration officers immediately to certify this fact to the Sheriff of their County, if such election district be outside of the City of Wilmington, or to the Department of Elections of the City of Wilmington, if such election district be within the City of Wilmington. And it shall be the duty of the Sheriff of each County to examine all such Books immediately after their delivery to him, as in this Chapter provided, in order to determine whether any and what supplementary books will be required for subsequent registration in any election district in his County, without the City of Wilmington. And it shall be the duty of the members of the Department of Elections of the City of Wilmington to examine all such Books immediately after their delivery to said Department of Elections, as in this Chapter provided, in order to determine whether any and what supplementary books will be required for subsequent registration in any election district within the City of Wilmington.

And in addition to the Books required to be furnished by the Sheriff of each County, and by the Department of Elections, as in this Chapter provided, the registration officers of each election district of the several Counties, outside of the City of Wilmington, shall be furnished by the Sheriff of the County, and the registration officers of each election district within the City of Wilmington shall be furnished by the Department of Elections of said City, on or before the first day of any registration of voters in any year in such election district, with all such Books needed by any such election district for subsequent registration as aforesaid, of the form and design hereinbefore provided; and said Books so furnished and delivered shall become and be, and shall be known as "Supplementary Voting Books of Qualified Voters for Primary Elections" for the district for which they were furnished and shall be so endorsed, and all the provisions of this Chapter relative to Voting Books of Qualified Voters for Primary Elections shall apply to them.

And it shall also be the duty of the Sheriff of each County, and the members of the Department of Elections of the City of Wilmington, to examine all such Books immediately after the de-

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livery to him or to them, as in this Chapter provided; and if he or they shall find that any Voting Books of Qualified Voters for Primary Elections or Supplementary Voting Books of Qualified Voters for Primary Elections of any election district, are missing or mutilated or defaced, so that they are no longer available for the purposes for which they were intended, then, and in all such cases, the Sheriff of each County shall furnish all such duplicate Books that may be needed for any of the causes above stated in any such election district in his County, without the City of Wilmington, and the Department of Elections of the City of Wilmington shall furnish all such duplicate Books that may be needed for any of the causes above stated in any such election district within the City of Wilmington, on or before the first day of any registration of voters in any year in such election district. The said Books shall be of the same form and design as hereinbefore described. The said Books shall be known as the Duplicate Voting Books of Qualified Voters for Primary Elections or Duplicate Supplementary Voting Books of Qualified Voters for Primary Elections, as the case may be for Election District of Representative District of County, and the Registrar shall endorse on the back and at the head of the first page of each of said books the same entry as in the case of the original books, except that he shall prefix the word "duplicate" at the beginning of such endorsement, and he shall add the date on which the said book or books were received by him and shall sign each endorsement.

It shall be the duty of the registration officers to make up the Duplicates aforesaid from the Registers, so that the said Duplicates will contain, at any primary election, the names of all the persons who, according to the Registers and Books of Registered Voters of said District, are entitled to vote at such primary election, and all the provisions of this Chapter relative to Voting Books of Qualified Voters for Primary Elections shall apply to such Duplicate Books.

Section 4. That said Chapter 108 of said Volume 34, Laws of Delaware, be and the same is hereby further amended by add-

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ing, at the end of the sixth paragraph of 1687. Sec. 10, the following new paragraph, to-wit:

Provided, however, that no such compensation shall be paid to the registration officers of any election district within the City of Wilmington, until after the last registration day in the month of April in the year immediately succeeding the year of the last preceding general election, beginning with the year 1927, and not until the said registration officers have completed the making up of the said books of their election district and have compared the same and duly certified to the accuracy of the same, as in this Section provided; and provided, further, that no such compensation shall be paid to the registration officers of any election district outside of the City of Wilmington until after the last registration day in the month of August in the year of a general election, beginning with the year 1928, and not until the said registration officers have completed the making up of the said books of their election district and have compared the same and duly certified to the accuracy of the same, as in this section provided.

Section 5. That said Chapter 108 of said Volume 34, Laws of Delaware, be and the same is hereby further amended, by repealing and striking out all of the second paragraph of 1692. Sec. 15, after the word "demand" in the eighth line of said paragraph and by inserting in lieu thereof the following to-wit:

the two "Voting Books of Qualified Voters for Primary Elections" for each election district in the City of Wilmington, to be used for registration purposes in accordance with the provisions of 1687. Section 10, of Chapter 58, of the Revised Code of Delaware, as amended, and all persons, and only they, whose names appear on the said "Voting Books of Qualified Voters for Primary Elections," after the same have been added to as provided in said 1687. Section 10, of Chapter 58, of the Revised Code of Delaware, as amended as aforesaid, shall be entitled to vote at a primary election to nominate candidates to be voted for at the subsequent municipal election in the City of Wilmington.

Section 6. That said Chapter 108 of said Volume 34, Laws of Delaware, be and the same is hereby further amended, by in-

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serting after the word "County" and before the word "If," in the thirty-second line of 1694. Sec. 17, the following, to-wit:

And the Clerk of the Peace of each County shall, at least ten days before the first day of registration of voters in any year, return to the Sheriff of his County the said Voting Books of Qualified Voters for Primary Elections so received by him as aforesaid; and the Clerk of the Peace of New Castle County shall also, at least ten days before the first day of registration of voters in any year return to the Department of Elections of the City of Wilmington the said Voting Books of Qualified Voters for Primary Elections so received by him as aforesaid.

Approved April 9, A. D. 1927.

CHAPTER 84

PRIMARY ELECTIONS

AN ACT making an appropriation for the pay of Registrars and Assistant Registrars for services performed during the year 1926 as required by law.

WHEREAS, under the provisions of 1687, Section 10 of the Revised Code of Delaware as amended by Chapter 108, Volume 34, Laws of Delaware, registrars and assistant registrars were required to perform certain services in connection with primary election books; and

WHEREAS, such services were performed by the duly appointed registrars and assistant registrars during the year 1926; and

WHEREAS, there was not sufficient money appropriated for election expenses to pay for these extra services and the amounts due for such services not having been paid to the respective parties entitled; therefore

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

Section 1. That the sum of Six Thousand One Hundred Dollars, or so much thereof as may be required, is hereby appropriated out of the general fund of the State of Delaware to pay the amounts due to registrars and assistant registrars for work done by them during the year 1926 in connection with primary election books as required by 1687, Section 10 of the Revised Code of the State of Delaware as amended by Chapter 108, Volume 34, Laws of Delaware.

The State Treasurer is authorized and directed to pay out of the money hereby appropriated to the respective officers entitled in rural New Castle, Kent and Sussex Counties the several amounts which have been certified to be due them in the manner now provided by law for the ascertainment of compensation of such officers under the provisions of Chapter 106 of the Revised Code, as amended. He shall pay to the Department of Elections of the City of Wilmington the several amounts which have been certified in like manner to be due the Registration officers in the City of Wilmington.

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Any part of said appropriation not expended within one year after the approval of this Act shall revert to the State Treasury.

Section 2. That this Act is designated and shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the general fund of the State's Treasury.

Approved March 23, A. D. 1927.

TITLE NINE

Corporations

CHAPTER 85

GENERAL PROVISIONS RESPECTING CORPORATIONS

AN ACT to amend Chapter 65 of the Revised Code of Delaware relating to corporations.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all members elected to each branch thereof concurring therein) :

Section 1. That Section 1 of said Chapter 65, being Section 1915 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1915. Section 1. PURPOSES FOR WHICH FORMED:—Any number of persons, not less than three, may associate to establish a corporation for the transaction of any lawful business, or to promote or conduct any legitimate objects or purposes under the provisions of and subject to the requirements of this Chapter as hereinafter provided, excepting for such purposes as are excluded from the operation of the general law by Section 1 of Article 9, of the Constitution of this State, upon making and filing a Certificate of Incorporation in writing in manner hereinafter mentioned. Corporations for constructing, maintaining and operating public utilities outside of this State, may be formed under the general provisions of this Chapter, but corporations for constructing, maintaining and operating public utilities within this State shall be subject to the special provi-

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sions and requirements of this Chapter applicable to such corporations.

Section 2. That Section 2 of said Chapter 65, being Section 1916 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1916. Section 2. POWERS:—Every corporation created under the provisions of this Chapter shall have power:

1. To have succession, by its corporate name, for the time stated in its Certificate of Incorporation, and when no period is limited, it shall be perpetual.
2. To sue and be sued, complain and defend in any court of law or equity.
3. To have a corporate seal, which may be altered at pleasure, and to use the same by causing it or a facsimile thereof to be impressed or affixed or reproduced or otherwise.
4. To hold, purchase and convey real and personal estate, and to mortgage or lease any such real and personal estate with its franchises; the power to hold real and personal estate, except in the case of religious corporations, shall include the power to take the same by devise or bequest.
5. To appoint such officers and agents as the business of the corporation shall require and to allow them suitable compensation.
6. To make by-laws not inconsistent with the Constitution or laws of the United States or of this State, fixing and altering the number of its directors, for the management of its property, the regulation and government of its affairs and for the certification and transfer of its stock, with penalties for the breach thereof not exceeding twenty dollars.
7. To wind up and dissolve itself, or to be wound up and dissolved in the manner hereinafter mentioned.
8. To conduct business in this State, other States, the District of Columbia, the territories and colonies of the United

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States and in foreign countries, and have one or more offices out of this State, and to hold, purchase, mortgage and convey real and personal property out of this State, provided such powers are included within the objects set forth in its certificate of incorporation.

Section 3. That Section 4a of said Chapter 65, being Section 1918A of said Revised Code be and the same is hereby repealed.

Section 4. That Section 5 of said Chapter 65, being Section 1919 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1919. Sec. 5. WHAT CERTIFICATE SHALL SET FORTH:—The Certificate of Incorporation shall set forth:

1. The name of the corporation, which name shall contain one of the words "association", "company", "corporation", "club", "incorporated", "society", "union", or "syndicate" or one of the abbreviations, "co." or "inc." and shall be such as to distinguish it from any other corporation engaged in the same business, or promoting or carrying on the same objects or purposes in this State.

2. The name of the county and the city, town, or place within the county in which its principal office or place of business is to be located in this State, and the name of its resident agent, which agent may be either an individual or a corporation. In towns or cities of over six thousand inhabitants, the street and number of such principal office or place of business shall be stated, and the address by street and number of said resident agent shall be stated. Should such resident agent be not a resident of, nor located in, an incorporated town or city, then the Hundred of its or his location or residence, and postoffice address, shall be stated.

3. The Nature of the business, or objects or purposes to be transacted, promoted or carried on.

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4. Either (a) the amount of the total authorized capital stock of the corporation, which shall not be less than Two Thousand Dollars, and the number and par value of the shares of which it is to consist; or (b) if the corporation is to issue shares without par value, the total number of shares that may be issued by the corporation, the number of such shares, if any, which are to have a par value and the par value of each thereof, and the number of such shares which are to be without par value; and in each case (c) the amount of capital with which the corporation shall commence business, which shall not be less than one thousand dollars in the case of shares with par value, or not less than ten shares in the case of shares without par value. If the corporation is to issue more than one class of stock, there shall be set forth therein a description of the different classes thereof and a statement of the relative rights of the holders of stock of such classes; and if the corporation is to issue in series any class of stock which is preferred as to dividends, assets, or otherwise, over stock of any other class or classes, there shall be set forth in the Certificate of Incorporation the limits, if any, of variation between each series of each class, as to amount of preference upon distribution of assets, rate of dividends, premium or redemption, conversion price, or otherwise. But the provisions of this paragraph shall not apply to corporations not for profit, for which it is desired to have no capital stock; in case any such corporation desires to have no capital stock it shall be so stated, and the conditions of membership shall be also stated.

5. The names and places of residence of each of the original subscribers to the capital stock, or if there be no stock, of the original corporators.

6. Whether or not the corporation is to have perpetual existence, if not, the time when its existence is to commence and the time when its existence is to cease.

7. Whether the private property of the stockholders or, in the case of a corporation which is to have no capital stock, if the members of such corporation shall be subject to the payment of corporate debts, and if so, to what extent.

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8. The Certificate of Incorporation may also contain any provision which the incorporators may choose to insert for the regulation of the business and for the conduct of the affairs of the corporation, and any provisions creating, defining, limiting and regulating the powers of the corporation, the directors and the stockholders, or any class of the stockholders, or, in the case of a corporation which is to have no capital stock, of the members of such corporation; provided, such provisions are not contrary to the laws of this State.

9. The Certificate of Incorporation may also contain the following provision, in *hacce verba*, viz:

“Whenever a compromise or arrangement is proposed between this corporation and its creditors or any class of them and/or between this corporation and its stockholders or any class of them, any court of equitable jurisdiction within the State of Delaware may, on the application in a summary way of this corporation or of any creditor or stockholder thereof, or on the application of any receiver or receivers appointed for this corporation under the provisions of Section 3883 of the Revised Code of 1915 of said State, or on the application of trustees in dissolution or of any receiver or receivers appointed for this corporation under the provisions of Section 43 of this Chapter, order a meeting of the creditors or class of creditors, and/or of the stockholders or class of stockholders of this corporation, as the case may be, to be summoned in such manner as the said Court directs. If a majority in number representing three-fourths in value of the creditors or class of creditors, and/or of the stockholders or class of stockholders of this corporation, as the case may be, agree to any compromise or arrangement and to any reorganization of this corporation as consequence of such compromise or arrangement, the said compromise or arrangement and the said reorganization shall, if sanctioned by the Court to which the said application has been made, be binding on all the creditors or class of creditors, and/or on all the stockholders or class of stockholders, of this corporation, as the case may be, and also on this corporation.”

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10. The certificate of incorporation may also contain such provisions as may be desired limiting or denying to the stockholders the pre-emptive right to subscribe to any or all additional issues of stock of the corporation of any or all classes.

Section 5. That Section 9 of said Chapter 65, being Section 1923 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1923, Sec. 9. BOARD OF DIRECTORS; QUALIFICATIONS; POWERS; CLASSES; COMMITTEES OF DIRECTORS:—The Business of every corporation organized under the provisions of this Chapter shall be managed by a Board of not less than three directors, except as hereinafter provided. They shall hold office until their successors are respectively elected and qualified, and a majority of them shall constitute a quorum for the transaction of business, unless the by-laws shall provide that a different number shall constitute a quorum, which in no case shall be less than one-third of the total number of directors nor less than two directors. The Board of Directors may, by resolution or resolutions, passed by a majority of the whole board, designate one or more committees, each committee to consist of two or more of the directors of the corporation, which to the extent provided in said resolution or resolutions or in the by-laws of the corporation, shall have and may exercise the powers of the Board of Directors in the management of the business and affairs of the corporation, and may have power to authorize the seal of the corporation to be affixed to all papers which may require it. Such committee or committees shall have such name or names as may be stated in the by-laws of the corporation or as may be determined from time to time by resolution adopted by the Board of Directors. The directors of any corporation organized as aforesaid may, by the Certificate of Incorporation or any amendment thereto, or by a vote of the stockholders, be divided into one, two or three classes; the term of office of those of the first class to expire at the annual meeting next ensuing; of the second class one year thereafter; of the third class two years thereafter, and at each annual election held after such classification and election, directors shall be chosen for a full

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term, as the case may be, to succeed those whose terms expire. But the provisions of this Section shall not apply to corporations not for profit, for which it is desired to have no capital stock. The business of every such corporation organized under the provisions of this Chapter shall be managed as provided in its Certificate of Incorporation.

Section 6. That Section 11 of said Chapter 65, being Section 1925 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1925, Sec. 11. FIRST MEETING:—The first meeting of every corporation shall be called by a notice signed by a majority of the incorporators named in the Certificate of Incorporation designating the time and place of the meeting, which place may be either within or without this State, and stating the purpose for which such meeting is called; and such notice shall, at least two weeks before the time of any such meeting, be published three times in some newspaper of the County where the corporation may be established or have its principal place of business, or said first meeting may be called without such publication of notice, if two days' notice be personally served on all the parties named in the certificate of incorporation, or if all the parties named in the Certificate of Incorporation shall, in writing, waive notice and fix a time and place of meeting, then no notice or publication whatever shall be required of such first meeting.

Section 7. That Section 13 of said Chapter 65, being Section 1927 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1927. Sec. 13. KIND OF STOCK; PREFERRED STOCK:—Every corporation shall have power to issue two or more classes or kinds of stock, any of which may be of stock with par value or stock without par value, with full or limited voting powers or without voting powers and with such designations, preferences and relative, participating, optional or other special rights, or qualifications, limitations or restrictions, thereof, as shall be stated and expressed in the Certificate of Incorporation or in any

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amendment thereto, or in the resolution or resolutions providing for the issue of such stock adopted by the Board of Directors pursuant to authority expressly vested in it by the provisions of the Certificate of Incorporation or of any amendment thereto. The power to increase or decrease or otherwise adjust the capital stock as in this Chapter elsewhere provided shall apply to all or any of such classes of stock. Any preferred or special stock may be made subject to redemption at such time or times and at such price or prices and may be issued in such series, with such designations, preferences and relative, participating, optional or other special rights, qualifications, limitations or restrictions thereof as shall be stated and expressed in the Certificate of Incorporation, or any amendment thereto, or in the resolution or resolutions providing for the issue of such stock adopted by the Board of Directors as hereinabove provided. The holders of preferred or special stocks of any class or series thereof shall be entitled to receive dividends at such rates, on such conditions and at such times as shall be expressed in the Certificate of Incorporation, or in any amendment thereto, or in the resolution or resolutions providing for the issue of such stock adopted by the board of directors as hereinabove provided, payable in preference to, or in such relation to, the dividends payable on any other class or classes of stock, and cumulative or non-cumulative as shall be so expressed. When dividends upon the preferred and special stocks, if any, to the extent of the preference to which such stocks are entitled, shall have been paid or declared and set apart for payment a dividend on the remaining classes of stock may then be paid out of the remaining assets of the corporation available for dividends as elsewhere in this Chapter provided. The holders of the preferred or special stocks of any class or series thereof shall be entitled to such rights upon the dissolution of, or upon any distribution of the assets of, the corporation as shall be stated and expressed in the Certificate of Incorporation, or any amendment thereto, or in the resolution or resolutions providing for the issue of such stock adopted by the Board of Directors as hereinabove provided; and any preferred or special stocks of any class or series thereof may be made convertible into, or exchangeable for, shares of any other class or classes or of any other series of the

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same or any other class or classes of stock of the corporation at such price or prices or at such rates of exchange and with such adjustments, as shall be stated and expressed in the Certificate of Incorporation, or any amendment thereto, or in the resolution or resolutions providing for the issue of such stocks adopted by the Board of Directors as hereinabove provided. If the corporation shall be authorized to issue more than one class of stock or more than one series of any class, the designations, preferences and relative, participating, optional or other special rights of the various classes of stock or series thereof and the qualifications, limitations or restrictions of such rights, shall be set forth in full or summarized on the face or back of the certificates which the corporation shall issue to represent such stock, and, when stock of any class or series thereof is issued the designations, preferences and rights of which shall not have been set forth in the Certificate of Incorporation or an amendment thereto the designations, preferences and relative, participating, optional or other special rights of such stock and the qualifications, limitations or restrictions of such rights shall be set forth in a certificate, made under the seal of the corporation and signed by its President or a Vice-President and its Secretary or an Assistant Secretary and acknowledged by such President or Vice-President before an officer authorized by the laws of Delaware to take acknowledgments of deeds, and such certificate shall be filed and a copy thereof recorded in the same manner as Certificates of Incorporations are required to be filed and recorded. In no event shall the holder of any preferred or special stocks be personally liable for the debts of the corporation; but in case of insolvency its debts or other liabilities shall be paid in preference to any rights of the holders of such stock in respect to the assets of the corporation. No corporation shall create any preferred or special stocks unless the creation of such stock shall be authorized by the Certificate of Incorporation or an amendment thereto.

Section 8. That Section 14 of said Chapter 65, being Section 1928 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

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1928. Sec. 14. ISSUANCE OF STOCK FOR CASH, LABOR DONE, OR REAL OR PERSONAL PROPERTY; CONSIDERATION FOR SHARES OF STOCK WITHOUT PAR VALUE; DETERMINATION OF AMOUNT OF CAPITAL; STATEMENTS OF AMOUNT OF PAR VALUE AND OF AMOUNT OF AUTHORIZED OR ISSUED SHARES OF STOCK:—Subscriptions to, or the purchase price of, the capital stock of any corporation organized or to be organized under any law of this State may be paid for, wholly or partly, by cash, by labor done, by personal property, or by real property or leases thereof; and the stock so issued shall be declared and taken to be full paid stock and not liable to any further call, nor shall the holder thereof be liable for any further payments under the provisions of this Chapter. And in the absence of actual fraud in the transaction, the judgment of the directors, as to the value of such labor, property, real estate or leases thereof, shall be conclusive.

Shares of capital stock without nominal or par value, whether common or preferred or special, may be issued by the corporation from time to time for such consideration as may be fixed from time to time by the Board of Directors thereof, pursuant to authority conferred by the Certificate of Incorporation, or any amendment thereto, or, if such authority shall not be so conferred on the Board of Directors, then for such consideration as may be fixed by the consent in writing of, or by vote of, the holders of record of two-thirds of the total number of shares of each class of stock then outstanding and entitled to vote in respect thereto, such vote to be given at a meeting called for that purpose in such manner as shall be prescribed by the by-laws. Any and all shares without nominal or par value so issued for which the consideration so fixed has been paid or delivered, shall be deemed full paid stock and shall not be liable to any further call or assessments thereon, and the holders of such shares shall not be liable for any further payments in respect of such shares under the provisions of this Chapter.

Any corporation may by resolution of its Board of Directors determine that only a part of the consideration which shall be received by the corporation for any of the shares of its capital stock which it shall issue from time to time shall be capital;

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provided, however, that, in case any of the shares issued shall be shares having a par value, the amount of the part of such consideration so determined to be capital shall be in excess of the aggregate par value of the shares issued for such consideration having a par value, unless all the shares issued shall be shares having a par value, in which case the amount of the par value of such consideration so determined to be capital need be only equal to the aggregate par value of such shares. In each such case the Board of Directors shall specify in dollars the part of such consideration which shall be capital. If the Board of Directors shall not have determined (a) at the time of issue of any shares of the capital stock of the corporation issued for cash, or (b) within sixty days after the issue of any shares of the capital stock of the corporation issued for property other than cash what part of the consideration for such shares shall be capital, the capital of the corporation in respect of such shares shall be an amount equal to the aggregate par value of such shares having a par value, plus the amount of the consideration for such shares without par value. The capital of the corporation may be increased from time to time by resolution of the Board of Directors directing that a portion of the net assets of the corporation in excess of the amount so determined to be capital be transferred to capital account. The excess, if any, at any given time, of the total net assets of the corporation over the amount so determined to be capital shall be surplus.

In any case in which the law requires that the par value of the shares of the capital stock of a corporation be stated in any certificate or paper, it shall be stated in respect of any shares without par value that such shares are without par value; and wherever the amount of the authorized or issued capital stock of the corporation is required to be stated and the corporation shall have any shares without par value, it shall be sufficient to state the total number of shares authorized or issued, as the case may be, the number and par value of shares having a par value and the number of shares without par value.

Section 9. That Section 17 of said Chapter 65, being Section 1931 of said Revised Code be and the same is hereby amend-

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ed by striking out said section and inserting in lieu thereof the following:

1931. Sec. 17. POWER OF STOCKHOLDERS TO VOTE IN PERSON OR BY PROXY; LIMITATION OF POWER; CLOSING OF TRANSFER BOOKS OR FIXING DATE FOR DETERMINATION OF STOCKHOLDERS OF RECORD FOR CERTAIN PURPOSES; CUMULATIVE VOTING:—Unless otherwise provided in the Certificate of Incorporation or an amendment thereto, or in the resolution or resolutions providing for the issue of any stock adopted by the Board of Directors as in this Chapter provided, each stockholder, shall at every meeting of the stockholders be entitled to one vote in person or by proxy for each share of the capital stock held by such stockholder, but no proxy shall be voted on after three years from its date, unless said proxy provides for a longer period, and, except where the transfer books of the corporation shall have been closed or a date shall have been fixed as a record date for the determination of its stockholders entitled to vote, as hereinafter provided, no share of stock shall be voted on at any election for directors which shall have been transferred on the books of the corporation within twenty days next preceding such election of directors.

The Board of Directors shall have power to close the stock transfer books of the corporation for a period not exceeding forty days preceding the date of any meeting of stockholders or the date for payment of any dividend or the date for the allotment of rights or the date when any change or conversion or exchange of capital stock shall go into effect; provided, however, that in lieu of closing the stock transfer books as aforesaid, the by-laws may fix or authorize the Board of Directors to fix in advance a date, not exceeding forty days preceding the date of any meeting of stockholders or the date for the payment of any dividend, or the date for the allotment of rights, or the date when any change or conversion or exchange of capital stock shall go into effect, as a record date for the determination of the stockholders entitled to notice of, and to vote at, any such meeting, or entitled to receive payment of any such dividend, or to any such allotment of rights, or to exercise the rights in respect of any such change, conversion or exchange of capital

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stock, and in such case only such stockholders as shall be stockholders of record on the date so fixed shall be entitled to such notice of, and to vote at, such meeting, or to receive payment of such dividend, or to receive such allotment of rights, or to exercise such rights, as the case may be, notwithstanding any transfer of any stock on the books of the corporation after any such record date fixed as aforesaid.

The Certificate of Incorporation of any corporation may provide that at all elections of directors of such corporation, each stockholder shall be entitled to as many votes as shall equal the number of his shares of stock multiplied by the number of directors to be elected, and that he may cast all of such votes for a single director or may distribute them among the number to be voted for, or any two or more of them as he may see fit, which right when exercised, shall be termed cumulative voting.

The provisions of this Section shall not apply, however, to corporations not for profit, for which it is desired to have no capital stock. Unless otherwise provided in the Certificate of Incorporation of a corporation which is to have no capital stock, or in an amendment thereto, each member of such corporation shall at every meeting of members be entitled to one vote in person or by proxy, but no proxy shall be voted on after three years from its date, unless said proxy provides for a longer period.

Section 10. That Section 26 of said Chapter 65, being Section 1940 of said Revised Code be and the same is hereby amended by striking out the said section and inserting in lieu thereof the following:

1940. Sec. 26. CHARTER OR CERTIFICATE OF CORPORATION; HOW AMENDED; WHEN CORPORATION HAS CAPITAL STOCK; WHEN CORPORATION HAS NO CAPITAL STOCK:—Any corporation of this State existing prior to the tenth day of March, 1899, whether created by special Act, or general law, or any corporation created under the provisions of this Chapter, may, from time to time, when and as desired, amend its Certificate of Incorporation by addition to its corporate powers and purposes, or diminution thereof, or both; or by substitution of other powers and pur-

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poses, in whole or in part, for those prescribed by its Certificate of Incorporation; or by increasing or decreasing its authorized capital stock or reclassifying the same, by changing the number, par value, designations, preferences, or relative, participating, optional, or other special rights of the shares, or the qualifications, limitations or restrictions of such rights, or by changing shares with par value into shares without par value or shares without par value into shares with par value; or by changing its corporate title; or by making any other change or alteration in its Certificate of Incorporation that may be desired, and any or all such changes or alterations may be effected by one certificate of amendment; provided that every Certificate of Incorporation as so amended, changed or altered, shall contain only such provisions as it would be lawful and proper to insert in an original Certificate of Incorporation made at the time of making such amendment.

Whenever, under the provisions of this Section (a) shares of capital stock without par value, whether or not issued, are changed into the same or a greater or less number of shares with or without par value whether of the same or of a different class or of different classes of stock, or (b) shares of capital stock with par value, whether or not issued, are changed into the same or a greater or less number of shares without par value whether of the same or of a different class or of different classes of stock, the aggregate amount of the capital of the corporation represented by any issued shares without par value or any issued shares with par value that are to be so changed shall be equal in each case to the aggregate amount of capital of the corporation to be represented by, or the aggregate par value of, the shares which are to be issued in lieu thereof. The certificate of amendment of the Certificate of Incorporation of the corporation effecting any such change shall set forth that the capital of the corporation will not be reduced under or by reason of said amendment.

Every such amendment shall be made and effected in manner following, to-wit:

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1. If the corporation has a capital stock, its Board of Directors, shall adopt a resolution setting forth the amendment proposed, declaring its advisability, and calling a meeting of the stockholders entitled to vote in respect thereof, for the consideration of such amendment. Said meeting shall be called and held upon such notice as the Certificate of Incorporation or by-laws of the corporation shall provide, or, in the absence of such provision, upon notice thereof to each stockholder so entitled to vote, either delivered to such stockholder or mailed to him, at his post-office address, if known, at least ten days before the date fixed for said meeting, said notice to set forth such amendment in full or a brief summary of the changes to be effected thereby, as the directors shall deem advisable. At said meeting a vote of the stockholders so entitled to vote, by ballot, in person or by proxy, shall be taken for and against the proposed amendment, which vote shall be conducted by two Judges appointed for that purpose, either by the directors or by the said meeting. Said Judges shall decide upon the qualifications of voters, and accept their votes, and when the vote is completed, count and ascertain the number of shares voted respectively for and against the amendment, and shall declare whether the persons or bodies corporate holding the majority of the voting stock of said corporation (or of each class of stock entitled to vote thereon, when such vote is to be taken by classes, as hereinafter provided) have voted for or against the proposed amendment; and shall make out a certificate accordingly, stating the number of shares of stock, issued and outstanding and entitled to vote thereon, and the number of shares voted for and the number of shares voted against the amendment respectively, and shall subscribe and deliver said certificate to the Secretary of the corporation. If it shall appear by said certificate of the Judges that the person or bodies corporate holding the majority of the stock of said corporation entitled to vote (or of each class of stock when such vote is to be taken by classes, as hereinafter provided) have voted in favor of the amendment, a certificate setting forth the amendment and certifying that such amendment has been duly adopted in accordance with the provisions of this Section shall be made under the seal of the corporation and signed by its President or a Vice-President, and its Secretary

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or an Assistant Secretary and the President or such Vice-President shall acknowledge the said certificate before an officer authorized by the laws of Delaware to take acknowledgments of deeds; and the said certificate, so executed and acknowledged shall be filed in the office of the Secretary of State, and a copy thereof, certified by said Secretary of State, shall be recorded in the office of the Recorder of the County in which the original Certificate of Incorporation is recorded; or if the corporation shall have been created by special public act of the Legislature, then said certificate shall be recorded in the office of the Recorder of any County where the business of the said Corporation may be conducted. And upon so filing and recording the same, the Certificate of Incorporation of said corporation shall be deemed to be amended accordingly; provided, however, that if any such proposed amendment would alter or change the preferences given to any one or more classes of stock, by the certificate of incorporation, or any amendment thereto, or by the resolution or resolutions providing for the issue of any such stock adopted by the Board of Directors as in this Chapter provided, so as to affect such class or classes of stock adversely, or would increase or decrease the amount of the authorized stock of such class or classes of stock, or would increase or decrease the par value thereof, then the holders of the stock of each class of stock so affected by the amendment shall be entitled to vote as a class upon such amendment, whether by the terms of the Certificate of Incorporation such class be entitled to vote or not; and the affirmative vote of a majority in interest of each such class of stock so affected by the amendment shall be necessary to the adoption thereof, in addition to the affirmative vote of a majority of every other class of stock entitled to vote thereon, but the Certificate of Incorporation may contain provisions requiring the affirmative vote of a larger proportion of such stock for the adoption of such amendment.

2. If the corporation has no capital stock, then the Board of Directors, managers, trustees, or the governing body thereof shall pass a resolution declaring that every such addition, change or alteration is advisable, and if at the next meeting, held not earlier than fifteen days and not later than thirty days from

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the meeting at which such resolution shall have been passed, two-thirds of the whole number of the said Board of Directors, managers, trustees, or the governing body, shall vote in favor of such amendment, addition, change or alteration, a certificate thereof shall be signed by the President and Secretary under the corporate seal, acknowledged by said President before any officer authorized by the Laws of this State to take acknowledgment of deeds, to be the act and deed and certificate of such corporation, and such certificate acknowledged as aforesaid, together with the assent of two-thirds of the whole number of the members of the said Board of Directors, managers, trustees or governing body in writing, shall be filed in the office of the Secretary of State, and a copy thereof duly certified by the Secretary of State shall be recorded in the office of the Recorder of the County in which the original Certificate of Incorporation is recorded; or, if the corporation shall have been created by a special public Act of the Legislature, then said certificate shall be recorded, as above provided, in the County where said corporation has its principal place of business; and upon so filing and recording the same, the Certificate of Incorporation shall be deemed to be amended accordingly.

Section 11. That in lieu of Section 27 of said Chapter 65 being Section 1941 of said Revised Code as repealed by Chapter 113, Volume 29, Laws of Delaware, the following shall be substituted:

1941. Sec. 27. RETIREMENT OF PREFERRED STOCK:—Whenever any corporation organized under this Chapter shall have issued any preferred or special shares it may, subject to the provisions of its Certificate of Incorporation, (1) redeem such shares, if subject to redemption, at such time or times, at such price or prices, and otherwise as shall be stated or expressed in the Certificate of Incorporation or any amendment thereto or in the resolution or resolutions providing for the issue of such shares adopted by the Board of Directors pursuant to authority vested in it by the Certificate of Incorporation or any amendment thereto, or (2) at any time from time to time purchase such shares, in the case of shares subject to redemption, at not exceeding the price or prices at which the same may be re-

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deemed. The corporation may apply to such redemption or purchase an amount out of its capital which shall not be greater than the sum of (1) that part of the consideration received for such shares which shall be capital pursuant to the provisions of Section 14 of this Chapter and (2) that part of any amounts by which the capital of the corporation shall have been increased in accordance with the provisions of said Section 14 which is represented by the shares to be redeemed or purchased; but no such redemption or purchase, shall be made out of capital unless the assets of the corporation remaining after such redemption or purchase, shall be sufficient to pay any debts of the corporation, the payment of which shall not have been otherwise provided for. The stock so redeemed or purchased out of capital shall have the status of authorized and unissued shares of the class of stock to which such shares belong; provided, however, that if the Certificate of Incorporation, or any amendment thereto, prohibits the reissue of such shares, the authorized capital stock of the corporation of the class to which such shares belong shall, upon such redemption or purchase, be deemed to be, and shall be, reduced to the extent of the aggregate par value of the shares so redeemed or purchased, or, if such shares are without nominal or par value, to the extent of the total number of such shares.

Whenever any capital of the corporation is applied to the redemption or the purchase of shares pursuant to the provisions of this section, a certificate shall be made accordingly under the seal of the corporation and the hands of its President or a Vice-President and its Secretary or an Assistant Secretary and the President or such Vice-President shall acknowledge said certificate before an officer authorized by the laws of Delaware to take acknowledgments of deeds; and said certificate, so executed and acknowledged, shall be filed and a copy thereof shall be recorded, in the same manner as Certificates of Incorporation are required to be filed and recorded; and thereupon the capital of the corporation shall be deemed to be and shall thereby be reduced by the amount so applied without the necessity of any other proceedings under any other section of this Chapter

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Nothing contained in this Section 27 shall in any way affect the rights of any corporation to redeem or purchase any of its shares from surplus and to hold such shares or to resell them for such consideration as shall be fixed from time to time by the Board of Directors.

Section 12. That Section 28 of said Chapter 65, being Section 1942 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1942. Sec. 28. REDUCTION OF CAPITAL:—Any corporation organized under this chapter may reduce its capital at any time by the written consent of the holders of record of two-thirds of the total number of shares of the corporation having voting powers at the time outstanding or by resolution adopted by the holders of record of two-thirds of said shares at a meeting of the stockholders called for that purpose upon at least twenty days notice given in accordance with the by-laws of the corporation to said stockholders. Any preferred or special shares which have been called for redemption and the payment of the redemption price of which has been provided for shall not be deemed to be outstanding. A certificate stating the fact of such consent or the adoption of such resolution shall be made under the seal of the corporation and the hands of its President or a Vice-President and its Secretary or an Assistant Secretary and the President or such Vice-President shall acknowledge said certificate before an officer authorized by the laws of Delaware to take acknowledgments of deeds; and the certificate, so executed and acknowledged, shall be filed and a certified copy thereof shall be recorded in the same manner as Certificates of Incorporation are required to be filed and recorded. Upon the completion of such filing and recording the capital of the corporation shall thereby be so reduced. No such reduction, however, shall be made in the capital of the corporation unless the assets of the corporation remaining after such reduction are sufficient to pay any debts, the payment of which shall not have been otherwise provided for.

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Such reduction of the capital of the corporation may be effected by retiring or reducing the outstanding stock of any class or by drawing the necessary number of shares of the outstanding stock of any class by lot for retirement, or by the exchange by the holders of outstanding stock of any class of the stock of such class held by them for a decreased number of shares of stock of the same or of a different class of stock, or by the exchange of stock having par value for stock having no par value, or by reducing the par value of the shares of any class of stock having par value or the amount of capital represented by shares of stock having no par value, or by the purchase of shares for retirement, either pro rata from all holders of shares of that class of stock or by purchasing such shares from time to time in the open market or at private sale in both cases at not exceeding such price or prices as may be fixed or approved by the stockholders entitled to vote upon the reduction of capital to be effected in that manner, or by retiring shares owned by the corporation. If shares having a par value are retired, an amount not exceeding the aggregate par value of such shares may be charged against or paid out of the capital of the corporation in respect of such shares having par value and if shares having no par value are retired, an amount not exceeding that part of the capital of the corporation represented by such shares pursuant to the provisions of Section 14 of this Chapter may be charged against or paid out of the capital of the corporation in respect of such shares having no par value.

When any corporation shall decrease the amount of its capital as hereinbefore provided, the above-mentioned certificate shall be published for three weeks successively at least once in each week, in a newspaper published in the County in which the principal office of the corporation is located; the first publication to be made within fifteen days after the filing of such certificate, and in default thereof the directors of the corporation shall be jointly and severally liable to any creditors of the corporation who shall suffer loss by reason of the non-compliance with the provisions of this Section and the stockholders shall be similarly liable up to the amount of such sums as they may respec-

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tively receive of the amount so reduced; provided that no such decrease of capital stock shall release the liability of any stockholder whose shares have not been fully paid, for debts of the corporation theretofore contracted.

Section 13. That Section 29 of said Chapter 65, being Section 1943 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1943. Sec. 29. VOTING LIST OF STOCKHOLDERS; PREPARATION; INSPECTION; REFUSAL TO PRODUCE; PENALTY; VOTING POWERS OF SECURITY HOLDERS:—After the first election of directors no stock which shall have been transferred on the books of the company within twenty days next preceding such election shall be voted on at such election except as hereinbefore in Section 17 of this Chapter provided, and it shall be the duty of the officer who shall have charge of the stock ledger to prepare and make, at least ten days before every election, a complete list of stockholders entitled to vote, arranged in alphabetical order. Such list shall be open at the place where said election is to be held for said ten days, to the examination of any stockholder, and shall be produced and kept at the time and place of election during the whole time thereof, and subject to the inspection of any stockholder who may be present. Upon the neglect or refusal of the said directors to produce such a list at any election they shall be ineligible to any office at such election. The original or duplicate stock ledger shall be the only evidence as to who are stockholders entitled to examine such list or the books of the company, or to vote in person or by proxy at such election. The original or duplicate stock ledger containing the names and addresses of the stockholders, and the number of shares held by them, respectively, shall, at all times, during the usual hours for business, be open to the examination of every stockholder at its principal office or place of business in this State, and said original or duplicate stock ledger shall be evidence in all courts of this State.

Every corporation, now or hereafter organized under and pursuant to the provisions of this Chapter, may make suitable

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provision in its Certificate of Incorporation, original or amended, and thereby to the extent, in the manner and subject to the conditions provided in the certificate of incorporation, or any amendment thereto, confer upon the holders of any bonds or debentures issued or to be issued by any such corporation, whether secured by mortgage or otherwise, the power to vote in respect to the corporate affairs and management of the company to the same extent and in the same manner as stockholders of the said corporation, as may be provided in the Certificate of Incorporation, and, in case of a default in the payment of the principal or interest on said bonds or debentures, or otherwise, or in any other case, confer upon such bondholders or debenture holders the same right of inspection of the corporate books and accounts and records of any such company, and also any other rights, which the stockholders of the said company have or may have by reason of the provisions of the Statutes of this State or pursuant to the provisions of the Certificate of Incorporation.

Section 14. That Section 30 of said Chapter 65, being Section 1944 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1944. Sec. 30. ELECTION OF DIRECTORS; FILLING OF VACANCIES:—All elections of directors shall be by ballot, unless otherwise provided in the Certificate of Incorporation. The first meeting for the election of directors at which meeting any business may be transacted, shall be held at any place either within or without this State fixed by a majority of the incorporators in a writing signed by them, and thereafter the said directors shall be elected at the time and place within or without this State named in the by-laws, and which shall not be changed within sixty days next before the day on which the election is to be held. A notice of any change shall be given to each stockholder twenty days before the election is held, in person or by letter mailed to his last known postoffice address.

Vacancies shall be filled by a majority of the remaining directors, though less than a quorum, unless it is otherwise provided in the Certificate of Incorporation or the by-laws and the

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directors so chosen shall hold office until the next annual election and until their successors shall be duly elected and qualified, unless sooner displaced; provided, however, that, if the remaining directors shall constitute less than a majority of the whole Board, upon application of any stockholder or stockholders holding at least ten per cent. (10%) of the total number of shares of the capital stock of the corporation at the time outstanding having the right to vote for directors, the Chancellor may in his discretion, summarily order an election to be held to fill any such vacancy or vacancies or to replace the director or directors chosen by the remaining directors as aforesaid, which election shall be governed by the provisions of Section 31 of this Chapter in so far as such provisions are applicable. The person or persons elected pursuant to said order shall serve as a director or as directors until the next annual meeting of stockholders and until their successors shall have been duly elected and qualified, and shall displace any person or persons who may theretofore have been appointed by the remaining directors as aforesaid.

Section 15. That Section 31 of said Chapter 65, being Section 1945 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following :

1945. Sec. 31. ELECTION OF DIRECTORS ON FAILURE TO ELECT ON REGULAR DAY; ELECTION ORDERED BY CHANCELLOR; CONTESTED ELECTIONS; HEARING BEFORE CHANCELLOR; SERVICE:—If the election for directors of any corporation shall not be held on the day designated by the by-laws, the directors shall cause the election to be held as soon thereafter as conveniently may be; no failure to elect directors at the designated time shall work any forfeiture or dissolution of the corporation, but the Chancellor may summarily order an election to be held upon the application of any stockholder, and at any such election the shares of stock represented at said meeting, either in person or by proxy, shall constitute a quorum for the purpose of such meeting, notwithstanding any provision of the by-laws of the corporation to the contrary.

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Upon the application by any stockholder, the Chancellor shall have power to hear and determine the validity of any election of any director or officer of any corporation organized under this Chapter and the right of any person to hold such office, and in case any such office is claimed by more than one person may determine the person entitled thereto; and to that end make such order or decree in any such case as may be just and proper, with power to enforce the production of any books, papers and records of the corporation relating to the issue; and in case it should be determined that no valid election of the corporation has been held, the Chancellor shall have power to order an election to be held in accordance with the provisions of the first paragraph of this Section. In any such application service of copies of such petition upon the corporate resident agent of the corporation shall be deemed to be service upon the corporation and upon the person whose title to office is contested and upon the person, if any, claiming such office; and it shall be the duty of such resident agent to forward immediately a copy of said petition so delivered to him, or it, to the corporation and to the person whose title to office is contested and to the person, if any, claiming such office, in a post-paid, sealed registered letter addressed to such corporation or such person at his or its last known postoffice address; and the Chancellor may make such further or other order respecting notice of such application as he may deem proper under the circumstances.

The Chancellor in any proceeding instituted under this Section shall have power to determine the right and power of persons claiming to own stock, to vote at any meeting of the stockholders authorized by or referred to in this Section.

The Chancellor shall have power to appoint a Master to hold any election provided for in this Section under such orders and powers as he shall deem proper; and he shall also have power to punish any officer or director for contempt, in case of disobedience of any order made by the Chancellor and may, in case of disobedience by any such corporation of any order made by the Chancellor, in his discretion, enter a decree against such corporation for a penalty in a sum not exceeding the sum of Five Thousand Dollars (\$5,000.00).

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Section 16. That Section 34 of said Chapter 65, being Section 1948 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1948. Sec. 34. DIVIDENDS; RESERVES:—The directors of every corporation created under this Chapter, subject to any restrictions contained in its Certificate of Incorporation, shall have power to declare and pay dividends upon the shares of its capital stock either out of its annual net profits or out of its net assets in excess of its capital as determined pursuant to the provisions of Section 14 of this Chapter; provided, however, that if the capital of the corporation shall have been diminished by depreciation in the value of its property, or by losses, or otherwise, to an amount less than the aggregate amount to which the holders of the issued and outstanding stock of all classes having a preference upon the distribution of assets would be entitled upon such distribution, the Directors of such corporation shall not declare and pay out of annual net profits any dividends upon any shares of any classes of its capital stock until such deficiency in its capital assets shall have been repaired. Subject to any restrictions contained in its Certificate of Incorporation, the directors of any corporation engaged in the exploitation of wasting assets may determine the annual net profits derived from the exploitation of such wasting assets without taking into consideration the depletion of such assets resulting from lapse of time or from necessary consumption of such assets incidental to their exploitation.

Nothing contained in this Section shall prevent the stockholders of any corporation; or the directors thereof if the Certificate of Incorporation shall so provide, from setting apart out of any of the funds of the corporation available for dividends a reserve or reserves for any proper purpose or from abolishing any such reserve in the manner in which it was created.

Section 17. That Section 35 of said Chapter 65, being Section 1949 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

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Section 1949. Sec. 35. DIVIDENDS; HOW DECLARED AND PAID; VIOLATIONS OF SECTION; PENALTY; EXONERATION FROM LIABILITY:—No corporation created under the provisions of this Chapter, nor the Directors thereof, shall pay dividends upon any shares of the corporation except in accordance with the provisions of this Chapter. Dividends may be paid in cash, in property, or in shares of the capital stock, in the case of shares with par value at par, and in the case of shares without par value at such price as may be fixed by the Board of Directors. In case of any willful or negligent violation of the provisions of this Section, the Directors under whose administration the same may happen shall be jointly and severally liable, in an action on the case, at any time within six years after paying such unlawful dividend, to the corporation and to its creditors, or any of them, in the event of its dissolution or insolvency, to the full amount of the dividend so unlawfully paid, with interest on the same from the time such liability accrued; provided that any Director who may have been absent when the same was done, or who may have dissented from the act or resolution by which the same was done, may exonerate himself from such liability by causing his dissent to be entered at large on the books containing the minutes of the proceedings of the Directors at the time the same was done, or forthwith after he shall have notice of the same, or by causing a true copy of such dissent to be published, within two weeks after the same shall have been so entered, in a newspaper published in the County where the corporation has its principal office.

Section 18. That Section 59 of said Chapter 65, being Section 1973 of said Revised Code be and the same is hereby amended by striking out said Section and inserting in lieu thereof the following:

1973. Sec. 59. MERGER; PROCEEDINGS FOR:—Any two or more corporations organized under the provisions of this Chapter, or existing under the laws of this State, for the purpose of carrying on any kind of business, may consolidate into a single corporation which may be any one of said constituent corporations or a new corporation to be formed by means of such consolidation; the directors, or a majority of them, of such corpora-

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tions as desire to consolidate, may enter into an agreement signed by them and under the corporate seals of the respective corporations, prescribing the terms and conditions of consolidation, the mode of carrying the same into effect, and stating such other facts required by the provisions of this Chapter to be set out in Certificates of Incorporation, as can be stated in the case of a merger, stated in such altered form as the circumstances of the case require, as well as the manner of converting the shares of each of the constituent corporations into shares of the consolidated corporation, with such other details and provisions as are deemed necessary.

Said agreement shall be submitted to the stockholders of each constituent corporation, at a meeting thereof, called separately for the purpose of taking the same into consideration; of the time, place and object of which meeting due notice shall be given by publication at least once a week for four successive weeks in one or more newspapers published in the county wherein each such corporation either has its principal office or conducts its business, and a copy of such notice shall be mailed to the last known post office address of each stockholder of each such corporation, at least twenty days prior to the date of such meeting, and at said meeting said agreement shall be considered and a vote by ballot, in person or by proxy, taken for the adoption or rejection of the same, each share entitling the holder thereof to one vote; and if the votes of stockholders of each such corporation representing two-thirds of the total number of shares of its capital stock shall be for the adoption of the said agreement, then that fact shall be certified on said agreement by the Secretary of each such corporation, under the seal thereof; and the agreement so adopted and certified shall be signed by the President and Secretary of each of said such corporations under the corporate seals thereof and acknowledged by the President of each of such corporations before any officer authorized by the laws of this State to take acknowledgments of deeds to be the respective act, deed and agreement of each of said corporations, and the agreement so certified and acknowledged shall be filed in the office of the Secretary of State, and shall thence be taken and deemed to be the agreement and act

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of consolidation of the said corporations; and a copy of said agreement and act of consolidation, duly certified by the Secretary of State under the seal of his office, shall also be recorded in the offices of the Recorders of the Counties of this State in which the respective corporations so consolidating shall have their original certificates of incorporation recorded, or if any of the corporations shall have been specially created by a public Act of the Legislature, then said agreement shall be recorded in the County where such corporation shall have had its principal place of business, and such record, or a certified copy thereof, shall be evidence of the agreement and act of consolidation of said corporations, and of the observance and performance of all acts and conditions necessary to have been observed and performed precedent to such consolidation.

Section 19. That Section 60 of said Chapter 65, being Section 1974 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1974. Sec. 60. MERGER; STATUS OF OLD AND NEW CORPORATIONS—When the agreement is signed, acknowledged, filed and recorded, as in the preceding Section is required, the separate existence of all of the constituent corporations, or all of such constituent corporations except the one into which such constituent corporations have been merged, as the case may be, shall cease, and the constituent corporations shall become a new corporation, or be merged into one of such corporations, as the case may be, in accordance with the said agreement, possessing all the rights, privileges, powers and franchises as well of a public as of a private nature, and being subject to all the restrictions, disabilities and duties of each of such corporations so consolidated, and all and singular, the rights, privileges, powers and franchises of each of said corporations, and all property, real, personal and mixed, and all debts due to any of said constituent corporations on whatever account, as well for stock subscriptions as all other things in action or belonging to each of such corporations shall be vested in the consolidated corporation; and all property, rights, privileges, powers and franchises, and all and every other interest shall be thereafter as effectually the

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property of the consolidated corporation as they were of the several and respective constituent corporations, and the title to any real estate, whether by deed or otherwise, under the laws of this State, vested in any of such constituent corporations, shall not revert or be in any way impaired by reason of this Chapter; provided, that all rights of creditors and all liens upon the property of any of said constituent corporations shall be preserved unimpaired, and all debts, liabilities and duties of the respective constituent corporations shall thenceforth attach to said consolidated corporation, and may be enforced against it to the same extent as if said debts, liabilities and duties had been incurred or contracted by it.

Section 20. That Section 61 of said Chapter 65, being Section 1975 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1975. Sec. 61. MERGER; PAYMENT FOR STOCK OF DISSATISFIED STOCKHOLDER:—If any stockholder in any corporation consolidating as aforesaid, who objected thereto in writing, shall within twenty days after the agreement of consolidation has been filed and recorded, as aforesaid, demand in writing from the consolidated corporation payment of his stock, such consolidated corporation shall, within three months thereafter, pay to him the value of his stock at the date of consolidation; if within thirty days after the date of such written demand the corporation and such stockholder fail to come to an agreement as to the value of such stock, such stockholder may demand an appraisal of his stock by three disinterested persons, one of whom shall be designated by the stockholder, one by the directors of the consolidated corporation and the other by the two selected as aforesaid and may serve written notice on such corporation designating therein one appraiser and requiring the corporation to designate a second appraiser within thirty days from the date of service of such notice; if within thirty days from the date of service of such notice the corporation shall have failed to designate a second appraiser or if the two appraisers first designated shall fail to designate a third appraiser within thirty days from the designation of the second appraiser, such stockholder

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may apply to the Chancellor to designate a second and a third appraiser, or a third appraiser, as the case may be; and the decision of the appraisers as to the value of such stock shall be final and binding upon the corporation and such stockholder; in case the value of such stock as so fixed by the appraisers is not paid to such stockholder within sixty days from the date of such decision and of notice thereof given to the corporation, the decision of the appraisers shall be evidence of the amount due from the corporation, and such amount may be collected as other debts are by law collectible; upon receipt of payment in full of the value of such stock, such stockholder shall transfer his stock to the said consolidated corporation, to be disposed of by the directors thereof, or to be retained for the benefit of the remaining stockholders.

Section 21. That Section 71 of said Chapter 65, being Section 1985 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1985. Section 71. STATE FEES:—On filing any Certificate or other paper, relating to corporations, in the office of the Secretary of State, the following fees and taxes shall be collected and paid to the Secretary of State, for the use of the State:

For Certificates of Incorporation, one cent for each share of authorized capital stock having par value and one-half cent for each share of authorized capital stock without nominal or par value up to and including a total authorized capital stock of twenty thousand shares, and one-half cent for each share having par value and one-quarter cent for each share without nominal or par value in excess of a total authorized capital stock of twenty thousand shares; provided, however, that in no case shall the amount paid be less than Ten Dollars and provided further that any number of shares having par value but having a total par value less than or equal to One Hundred Dollars shall be counted as only one share.

For Certificates of Increase of Stock of a Corporation, one cent for each share of such increase having par value and one-

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half cent for each share of such increase without nominal or par value up to and including a total authorized increase of 20,000 shares and one-half cent for each share of increase having par value and one-quarter cent for each share of increase without nominal or par value in excess of a total authorized increase of twenty thousand shares; provided, however, that in no case shall the amount paid be less than Ten Dollars and provided further that any number of shares of such increase having par value and having a total par value less than or equal to One Hundred Dollars shall be counted as one share.

For Certificates of Consolidation or Merger of two or more corporations, one cent for each share having par value and one-half cent for each share without nominal or par value of that part of the authorized capital stock of the consolidated or merged corporation which exceeds the combined authorized capital stock of the corporations so consolidated or merged up to and including twenty thousand shares of such additional or increased capital stock and one-half cent for each share having par value and one-quarter cent for each share without nominal or par value of such additional or increased capital stock in excess of twenty thousand shares; provided, however, that in no case shall the amount paid be less than Twenty Dollars and provided further that any number of shares having par value and having a total par value less than or equal to One Hundred Dollars shall be counted as one share.

Upon receiving and filing a Certificate of Dissolution, change of name, amendment to the Certificate of Incorporation, amended Certificate of organization, certificate of decrease of capital stock or decrease of the number of shares of capital stock, the Secretary of State shall demand and receive Ten Dollars, and for all other certificates relating to corporations and not otherwise provided for, he shall demand and receive Five Dollars, provided that in case of corporations created solely for religious or charitable purposes the tax shall not be charged or collected.

The fees of the Secretary of State under this Chapter shall be as follows:

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For certified copies, the same as is now provided by law for the Secretary of State for certificates and copying; for receiving, filing and indexing certificates, statements, affidavits, decrees, agreements, surveys, reports and any other papers provided for by this Chapter two dollars in each case; for recording and indexing certificates, articles of association and other papers required by this Chapter to be recorded by the Secretary of State one cent a line.

Section 22. That Section 73 of said Chapter 65, being Section 1987 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1987. Sec. 73. RENEWAL, EXTENSION AND RESTORATION OF CHARTER; PROCEEDING FOR:—Any corporation existing under the laws of this State, may, at any time before the expiration of the time limited for its existence and any corporation existing under the laws of this State whose charter has become inoperative of law for non-payment of taxes and any corporation existing under the laws of this State whose charter has expired by reason of failure to renew the same or whose charter has been renewed, but, through failure to comply strictly with the provisions of this act, the validity of whose renewal has been brought into question, may at any time procure an extension, restoration, renewal or revival of its charter, together with all the rights, franchises, privileges and immunities and subject to all of its duties, debts and liabilities which had been secured or imposed by its original charter and all amendments thereto by filing with the Secretary of State a certificate of its last acting president and secretary or treasurer, or other officers to be elected as hereinafter provided, duly sworn or affirmed to by such officers before any person authorized by the laws of this State to administer oaths or affirmations, which certificate shall set forth:

1. The name of the corporation, which name shall be the existing name of the corporation or the name it bore when its charter expired, except as otherwise provided in Section 2 of this Chapter.

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2. The name of the city, town or place within the county in which its principal office or place of business is located in this State and the name of its resident agent and, in towns or cities of over Six Thousand (6,000) inhabitants, the street and number of its said principal office or place of business and its said resident agent.

3. Whether or not such renewal, restoration, or revival is to be perpetual and if not perpetual the time for which such renewal, restoration or revival is to continue and, in case of renewal before the expiration of the time limited for its existence, the date when such renewal is to commence which shall be prior to the date of the expiration of the old charter which it is desired to renew.

4. That the corporation desiring to be renewed or revived and so renewing or reviving its charter was duly organized under the laws of the State of Delaware.

The Certificate shall also state as the case may be, the date when the charter of the corporation would expire or such other facts as may show that the charter has become inoperative or void or that the validity of any renewal has been brought into question and that this certificate for renewal or revival is filed by authority of those who were directors or managers of the corporation at the time its charter expired or who were elected directors or managers of said corporation as hereinafter provided. A copy of said certificate, certified by the Secretary of State, shall be recorded in the office of the Recorder of Deeds in and for the county in which the original charter of said corporation was recorded and thereupon the said corporation shall be renewed and revived with the same force and effect as if its charter had not become inoperative and void or had not expired by limitation. Such reinstatement shall validate all contracts, acts, matters and things made, done and performed within the scope of its charter by such corporation, its officers and agents during the time when such charter was inoperative or void or after its expiration by limitation, with the same force and effect and to all intents and purposes as if said charter had at all times remained in full force and effect; and all real and personal prop-

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erty, rights and credits, which were of said corporation at the time its charter became inoperative or void, or expired by limitation and which were not disposed of prior to the time of such revival or renewal shall be vested in such corporation, after such revival and renewal, as fully and amply as they were held by said corporation at and before the time its charter became inoperative or void or expired by limitation and said corporation after such renewal and revival shall be as exclusively liable for all contracts, acts, matters and things made, done or performed in its name and on its behalf by its officers and agents prior to such reinstatement, as if its charter had at all times remained in full force and effect.

If since said charter became inoperative or void for non-payment of taxes or expired by limitation, any other corporation organized under the laws of the State of Delaware shall have adopted the same name as the corporation sought to be renewed or revived or shall have adopted a name so nearly similar thereto as not to distinguish it from the corporation renewed or revived under the provisions of this section, then in such case such renewed or revived corporation shall not be renewed under the same name which it bore when its charter became inoperative or void or expired but shall adopt and be renewed under some other name which, under existing law, could be adopted by a corporation formed and organized under the provisions of this act and in such case the certificate to be filed under the provisions of this section shall set forth the name borne by the said corporation at the time its charter became inoperative or void or expired and the new name under which said corporation is to be renewed or revived.

Any corporation seeking to renew or revive its charter under the provisions of this act shall pay all franchise taxes and penalties thereon due the State of Delaware which it would by law have been liable to pay if its said charter had not expired and shall present to the Secretary of State together with the certificate of renewal or revival proof of such payment to the Tax Department of the State of Delaware.

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If the last president and secretary or treasurer or the officers performing the functions of said offices or any of them of any such corporation so desiring to renew or revive its charter should be dead at the time of such renewal or should refuse or neglect to act with respect thereto as provided in the first paragraph of this section, the directors of such corporation or the survivors of them, if not less than three, may elect a successor to such officer or officers who are dead or refuse or neglect to act as aforesaid. In any case where there shall be less than three directors of said corporation living or if any of them refuse or neglect to act for the purpose of renewing or reviving the charter the stockholders of such corporation may elect as many directors as may be necessary together with the surviving directors or those who are ready and willing to act to constitute a board of three directors and such board may elect successors to the deceased or the refusing or neglectful officers hereinbefore mentioned. A meeting of the directors of the corporation or of the survivors of them or of the board as elected wholly or partly by the stockholders as provided in this section may be called by the president or any director upon ten (10) days' written notice delivered personally or mailed to the last known post office address of every other director; and a meeting of the stockholders for the purpose of electing directors as aforesaid may be called by the president or by any stockholder upon ten (10) days' written notice delivered or mailed to the last known post office address of every other stockholder. The president and secretary or treasurer or the officers performing the functions of the president and secretary or treasurer so elected may take all steps and do all things necessary and proper to be done for the renewal or revival of the existence of such corporation as hereinbefore provided with the same validity as if performed and done by the last president and secretary or treasurer or the officers performing the functions of said offices of such corporation. And after a renewal or revival of the existence of such corporation shall be effected the then president shall forthwith call a meeting of the stockholders of such corporation upon such notice as is required by the charter or by-laws for a regular meeting thereof and at such meeting the stockholders shall elect a full board of directors which board shall then elect such officers as

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are provided by law, by the charter or the by-laws to conduct and carry on the business and affairs of the corporation.

Section 23. That Section 78 of said Chapter 65, being Section 1992 of said Revised Code be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

1992. Sec. 78. USUARY MAY NOT BE PLEADED:—No corporation or corporations shall plead any statute or statutes against usury in any Court of law or equity in any suit instituted to enforce the payment of any bond, note or other evidence of indebtedness issued or assumed by it.

Section 24. That Section 79 of said Chapter 65, being Section 1993 of said Revised Code be and the same is hereby amended by striking out said Section and inserting in lieu thereof the following:

1993. Sec. 79. CHANGE OF LOCATION OF PRINCIPAL OFFICE; CHANGE OF RESIDENT AGENT:—(1) The Board of Directors of any corporation organized under the laws of this State may change the location of the principal office of such corporation within this State to any other place within this State by resolution adopted at a regular or special meeting of such Board; by like resolution, the resident agent of such corporation may be changed to any other person or corporation. In either such case, such resolution shall be as detailed in its statement as is provided in Paragraph 2, Section 1919, being Section 5 of this Chapter. Upon the adoption of a resolution as aforesaid, a copy thereof shall be filed in the office of the Secretary of State signed by the President and Secretary of such corporation, and sealed with its corporate seal; and a certified copy recorded in the office of the Recorder in and for the County in which said new office may be located; for filing the said certificate, the Secretary of State shall charge a fee of five dollars.

(2) The location of the office of any resident agent of corporations, in any city or town of this State may be transferred from one address to another, in the same City or Town, upon making and executing by such resident agent of a certifi-

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cate, duly acknowledged before an officer authorized by the laws of this State to take acknowledgments of deeds, setting forth the names of all the corporations represented by such resident agent, and the address at which such resident agent has maintained the principal office for each of such corporations, and further certifying to the new address to which such resident agency will be transferred on a given day, and at which new address such resident agent will thereafter maintain the principal office for each of the corporations recited in said certificate. Upon the filing of such certificate, in duplicate, in the office of the Secretary of State, the said Secretary shall furnish a certified copy of the same under his hand and seal of office, and said certified copy shall be recorded in the office of the Recorder of Deeds of the County where the principal office of said corporation is located in this State, in a book kept for that purpose and thereafter, or until further change of address, as authorized by law, the principal office in this State of each of the corporations recited in said certificate shall be located at the new address of the resident agent thereof as given in the certificate. The fees to be charged by the Secretary of State for the use of the State for the filing of said certificate shall be Fifty Dollars, plus the same fees for receiving, filing, indexing, copying and certifying the same as is charged in the case of filing a charter.

(3) The Resident Agent of one or more corporations, organized and operating under the laws of this State, may make and file with the Secretary of State his or its certificate, in duplicate, resigning the said office of Resident Agent, and appointing another person or corporation as such Resident Agent in his or its stead, and stating further the address of such substituted agent, in accordance with the requirements of Paragraph 2, Section 1919, being Section 5, of this Chapter. There shall be attached to such certificate statements, each signed by the President, or a Vice-President, of the corporations for which such agent was appointed, and sealed with the corporate seal thereof, ratifying and approving such change of resident agent, and shall be duly acknowledged before an officer authorized by the laws of this State to take acknowledgments of deeds, and shall be

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executed in duplicate. Upon the filing of such duplicate certificate in the office of the Secretary of State, the substituted Resident Agent shall thereupon become the Resident Agent of such corporations as have ratified and approved such substitution as aforesaid, and the Secretary of State shall then issue his certificate, that the substituted Resident Agent has become the Resident Agent of the said corporations so ratifying and approving such change of Resident Agent, and setting out the names of such corporations, which certificate of the Secretary of State shall be recorded in the office of the Recorder of Deeds, in and for the County in which the Certificate of Incorporation is recorded, and the Recorder shall forthwith make a note of the change of Resident Agent on the margin of the record of the certificates of incorporation of those corporations which have ratified and approved such change. For filing such duplicate certificates of change of Resident Agent the Secretary of State shall charge a fee of fifty dollars and a further fee of two dollars for each corporation whose Resident Agent is changed by such certificate.

(4) The resident agent of one or more corporations, organized and existing under the laws of this State, may make and file with the Secretary of State his or its certificate, in duplicate, resigning the said office of resident agent without appointing any person or corporation as such resident agent in his or its stead; providing that such resignation shall not become effective until thirty days after such certificate is so filed. There shall be attached to such certificate, in duplicate, an affidavit of such resident agent, if an individual, or of the president or secretary thereof, if a corporation, that at least thirty days prior to the date of the filing of said certificate, due notice was sent by registered mail to the corporation for which such resident agent was acting, at the principal office thereof outside the State, if known to such resident agent or, if not, to the last known address of the attorney or other individual at whose request such resident agent was appointed for such corporation, of the resignation of such resident agent, and a certified copy of such certificate with attached affidavit shall be recorded in the office of the Recorder in and for the county in which the certifi-

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cate of incorporation of said company is recorded. After receipt of such notice of the resignation of its resident agent, it shall be the duty of the corporation for which such resident agent was acting to obtain and designate a new resident agent to take the place of the resident agent so resigning in the same manner as is provided in paragraph (1) of this section for change of resident agent, and if such corporation shall fail to obtain and designate a new resident agent as aforesaid prior to the said expiration of said period of thirty days after the filing by the resident agent of said certificate of resignation, such facts shall be duly certified by the Secretary of State to the Attorney General of the State of Delaware, and it shall thereupon be the duty of the Attorney General to forthwith commence proceedings in Quo Warranto against such corporation in a court of competent jurisdiction and such court, upon competent proof of said state of facts and upon appropriate steps taken in such proceedings in Quo Warranto, shall decree the charter of such corporation forfeited. After the resignation of such resident agent shall have become effective as above provided and in the event no new resident agent shall have been obtained and designated in the time and manner aforesaid, service of legal process against the corporation for which said resigned resident agent had been acting shall thereafter be upon the Secretary of State in accordance with the requirements of Paragraph 1962, Section 48 of the Revised Code of Delaware.

Approved March 2, A. D. 1927.

CHAPTER 86

THE CITY OF WILMINGTON

AN ACT relating to the boundaries of The Mayor and Council of Wilmington.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein) :

Section 1. That Section 1 of Chapter 207, Volume 17, Laws of Delaware approved April 13, A. D. 1883, and all Acts amendatory thereof or supplemental thereto, be and the same are hereby further amended by striking out said Section and inserting in lieu thereof the following:

Section 1. The City of Wilmington shall be bounded as follows:

BEGINNING at a point in the Delaware River distant 3000 feet southeasterly from the northwesterly bank of said River and on a line drawn parallel to Tenth Street extended from the intersection of the center line of Todds Lane with the northerly side of the Pennsylvania Railroad main line right of way; thence northwesterly and parallel to Tenth Street 6300 feet more or less to the middle of Shellpot Creek; thence along the middle of Shellpot Creek in a northerly direction about 750 feet more or less to a point; thence northwesterly parallel to Eastlawn Avenue along the present City boundary line 900 feet more or less to the center line of the right of way of the Pennsylvania Railroad; thence northwesterly at right angles to Market Street along the present City boundary line 3700 feet more or less to the northwesterly side of Market Street; thence northeasterly along the said northwesterly side of Market Street 1750 feet more or less to the center line of 43rd Street as the latter is at present established upon the Penn-Rose Development Plans; thence northwesterly along the said center line of 43rd Street extended 2900 feet more or less to the northwesterly side of Van Buren Street extended; thence southwesterly along the said side of Van Buren Street 2900 feet more or less to the center line of 34th Street; thence northwesterly along the center line of 34th Street extended and the present City boundary line 1600 feet more or less to the

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center line of the right of way of the B. & O. Railroad; thence in a southwesterly direction following the said center line of the B. & O. Railroad right of way 4100 feet more or less to the center line of 18th Street extended, as the latter is established southeast of Broome Street; thence westerly at right angles to Concord Avenue and along the present City boundary line 1600 feet more or less to the center line of Brandywine Creek; thence following along the center of Brandywine Creek in a northerly and westerly direction 7800 feet more or less to its intersection with the extension of the easterly side of Rising Sun Lane; thence southwesterly along the said side of Rising Sun Lane 2600 feet more or less to a point distant 150 feet southwesterly from the southwesterly side of Pennsylvania Avenue measured at right angles thereto; thence southeasterly and parallel to the said side of Pennsylvania Avenue 1900 feet more or less to the northwesterly side of Greenhill Avenue; thence southwesterly along the said side of Greenhill Avenue 1950 feet more or less to the northeasterly side of 7th Street; thence northwesterly along the said side of 7th Street extended 2750 feet more or less to the center line of duPont Road; thence southerly along the center line of duPont Road 2200 feet more or less to the southerly side of Lancaster Avenue extended, as the latter is established between Union Street and Greenhill Avenue; thence southeasterly along the said side of Lancaster Avenue extended 2100 feet more or less to the southeasterly side of Greenhill Avenue extended; thence southwesterly along the said side of Greenhill Avenue extended 600 feet more or less to the center line of Linden Street extended, as the latter is established between Van Buren and Union Streets; thence southeasterly along the center line of Linden Street extended 1100 feet more or less to the center line of Woodlawn Avenue extended, as the latter is established between Lancaster and Pennsylvania Avenues; thence southwesterly along the said center line of Woodlawn Avenue extended 2700 feet more or less to the northerly side of the right of way of the P. & R. Railroad; thence southeasterly along the said northerly side of the right of way of the P. & R. Railroad 1400 feet more or less to a point on an extension of the mid distant line between Lincoln and Union Streets; thence northeasterly along said mid distant line and parallel to Union Street 1700 feet more or less

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to the present City boundary line; thence southerly along the present City boundary line 2800 feet more or less to the center line of Maryland Avenue; thence southerly continuing along the present City boundary line 2200 feet more or less to the center line of the right of way of the main line of the Pennsylvania Railroad; thence northeasterly along said right of way center line and along the present City boundary line about 2900 feet to the westerly side of Beech Street extended, as the latter is laid out southerly from and at right angles to Maryland Avenue; thence southerly along the said side of Beech Street extended and along the present City boundary line 2800 feet more or less to a point distant 450 feet southwesterly from the southwesterly side of "F" Street measured at right angles thereto; thence southeasterly parallel to "F" Street 7800 feet more or less to the southeasterly side of the right of way of the New Castle branch of the P. B. & W. Railroad; thence in a southeasterly direction along the said right of way of the New Castle branch of the P. B. & W. Railroad to its intersection with the northerly side of the right of way of the P. & R. Railroad; thence in an easterly direction along the said northerly side of the said right of way of the P. & R. Railroad to its intersection with the westerly bank of the Delaware River; thence southeasterly and parallel to "F" Street to a point distant 3000 feet from the said westerly bank of said Delaware river; thence northeasterly 15,400 feet more or less to the place of BEGINNING.

Within the limits of the territory by this Act included within and made part of the City of Wilmington, The Mayor and Council of Wilmington shall be and is hereby vested with all the powers, rights, privileges and immunities which by law appertain and belong to it as a municipal corporation, and all the laws or ordinances and regulations in force within the limits of the City of Wilmington, as heretofore existing, and not locally inapplicable, shall be extended and applied to the territory comprised within the boundaries as set forth herein.

The real estate by this Act added to and included within the boundaries of the City of Wilmington, and all persons now or hereafter residing within the said boundaries shall be subject to assessment for municipal taxes in the same manner and subject

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to the same rights, rules and restrictions as in other cases within the said City.

Section 2. The new territory hereby added to the said City of Wilmington shall be a part of the Ninth and Twelfth Wards of the said City.

Approved April 29, A. D. 1927.

CHAPTER 87

THE CITY OF WILMINGTON

AN ACT to amend Chapter 163, Volume 32, Laws of Delaware entitled "An Act to further amend Chapter 92, Volume 23, Laws of Delaware, being An Act entitled 'An Act to provide for the organization and control of the Public Schools of the City of Wilmington.'"

Be it enacted by the Senate and House of Representatives in General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein):

Section 1. That Section 9 of Chapter 92, Volume 23, Laws of Delaware as the same was amended by Chapter 163, Volume 32, Laws of Delaware entitled "AN ACT TO FURTHER AMEND CHAPTER 92, VOLUME 23, LAWS OF DELAWARE, BEING AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ORGANIZATION AND CONTROL OF THE PUBLIC SCHOOLS OF THE CITY OF WILMINGTON'", be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

Section 9. Four members shall form a quorum for the transaction of business. The officers of the Board shall be a President, who must be a member, a Secretary, and such other officers and agents as may be found necessary. The Board may appoint a person not a member of the same, Secretary thereof, prescribe his duties, require from him bonds with surety for his faithful performance of said duties, if deemed expedient, and allow his compensation for services by stated salary or otherwise, as may be considered proper.

The Board shall, during the month of April in each year, cause to be prepared and laid before them estimates of their probable revenue and expenses for the ensuing fiscal year, which estimates they shall lay before The Council on or before the first stated meeting of Council in May following. At the time of presenting to Council said estimates of revenue and expenses, the Board shall in addition thereto include the amount necessary to be paid for interest on bonds in the following fiscal year, and also, when necessary, the amount required in that year for the retirement of bonds. The said Board, early in June in each

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year, after The Council shall have made appropriation for the use of the public schools for the following fiscal year as herein provided, shall make the apportionment and appropriations for their expenditures for that year, based as nearly as may be, upon the estimates made by them in April previous, and such apportionment and appropriations shall be specified and arranged under the heads or items designated in said estimates. The said Board shall have no power or authority except when specially authorized by act of the General Assembly to borrow money or contract or create any debt or liability except ordinary debts and liabilities incurred in executing the duties imposed on them by law, to be paid out of the said appropriation made by Council and the receipts of the year for the time then current. No money shall be paid from the treasury of the Board unless the same shall have been appropriated as aforesaid.

Section 2. That Section 11 of said Chapter 92, Volume 23, Laws of Delaware, as the same was amended by Chapter 163, Volume 32, Laws of Delaware, be and the same is hereby amended by striking out said section and inserting in lieu thereof the following:

Section 11. The Council shall, every year, when determining the amount necessary to be raised on the persons and estates in the City of Wilmington for public use, also include the sum necessary to be raised on the persons and estates for executing the foregoing provisions; provided that the amount to be raised by taxation for school expenses in any one year, including all the expenses which the Board of Education is authorized to incur under the provisions of this Act for the maintenance and operation of said schools, but not including interest on bonded debt and retirement of bonds falling due, shall not exceed seven mills on each one dollar of the value of real and personal property as assessed and taxable for City purposes. The amount collected for school purposes shall be paid into the city treasury as other taxes are paid.

Approved May 4, A. D. 1927.

CHAPTER 88

THE CITY OF WILMINGTON

AN ACT to amend Chapter 118, Volume 33, Laws of Delaware, entitled "An Act providing for a Firemen's Pension Fund for members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein):

Section 1. That Section 1 of Chapter 118, Volume 33, Laws of Delaware be and the same is hereby amended by striking out said Section and inserting in lieu thereof the following:

Section 1. Whenever a member of the Bureau of Fire of the Department of Public Safety, shall have become disabled or incapacitated from injuries received while in the active performance of official duty and whenever any member of said Bureau who has performed faithful continuous service as such member for a period of not less than fifteen years shall have become permanently incapacitated from performing such regular active duty, he may be retired by the Directors of the Department of Public Safety from the regular active service and placed upon the retired list and all members of said Bureau who shall have performed faithful continuous service as such member for a period of at least twenty years shall upon their own application be placed upon the retired list whether they are disabled or not. Each person so retiring shall be entitled to receive from the sum herein established an amount equal to one-half of the amount of his salary at the time of retirement, so long as he may remain upon the retired list, said sum to be paid monthly, provided said sum shall be sufficient for the payment of all persons entitled to receive same, and in case it shall not be sufficient for that purpose at any time, then the claim of all persons entitled shall abate proportionately, but said sum at no time shall be reduced below the sum of fifty thousand dollars.

Section 2. That Section 4 of Chapter 118, Volume 33, Laws of Delaware be and the same is hereby amended by striking out all of said Section and inserting in lieu thereof the following:

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Section 4. The widow or sole dependent parent, being resident citizens of the United States of America, of any member of the Bureau of Fire, or retired member thereof, who shall have lost his life in the performance of duty, or who shall have died from other causes after having performed faithful continuous service for a period of not less than fifteen years, shall receive a pension equal in amount to one-half of the amount of pension such member would have been entitled to as a retired fireman at the time of his death, provided, however, that no widow shall be entitled to a pension who shall have married such member during his last illness or after he shall have been placed on the retired list, and provided further, that if any widow entitled to a pension as aforesaid shall remarry, or shall lead and live an immoral life, then such pension shall cease, provided, however, that if any such widow or dependent parent of any member of the Bureau of Fire shall receive any money under and by virtue of the "Delaware Workmen's Compensation Law of 1917", being Chapter 90 of the Revised Code of Delaware as amended by Chapter 233, Volume 29, Laws of Delaware, and Chapter 203, Volume 30, Laws of Delaware, and as further amended by Chapter 206, Volume 33, Laws of Delaware, such money so received by them, or any of them, shall be deducted from the amount that they, or any of them would be entitled to receive under this Section.

Approved March 29, A. D. 1927.

CHAPTER 89

THE CITY OF WILMINGTON

AN ACT to amend Chapter 113, Volume 32, Laws of Delaware, entitled "An Act providing for a Police Pension Fund for members of the police force of the City of Wilmington," as amended by Chapter 123, Volume 34, Laws of Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein) :

Section 1. That Section 4 of Chapter 113, Volume 32, Laws of Delaware entitled "An Act providing for a Police Pension Fund for members of the police force of the City of Wilmington," as the same was amended by Chapter 123, Volume 34, Laws of Delaware, be and the same is hereby further amended by striking out all of said section and inserting in lieu thereof the following :

Section 4. The widow or sole dependent parent, being resident citizens of the United States of America, of any member of the Police Force, or retired member thereof, who shall have lost his life in the performance of duty, or who shall have died from other causes after having performed faithful continuous service for a period of not less than fifteen years, shall receive a pension equal in amount to one-half of the amount of pension such member would have been entitled to as a retired policeman at the time of his death, provided, however, that no widow shall be entitled to a pension who shall have married such member during his last illness or after he shall have been placed on the retired list, and provided further, that if any widow entitled to a pension as aforesaid shall remarry, or shall lead and live an immoral life, then such pension shall cease, provided, however, that if any such widow or dependent parent of any member of the Police Force shall receive any money under and by virtue of the "Delaware Workmen's Compensation Law of 1917," being Chapter 90 of the Revised Code of Delaware as amended by Chapter 233, Volume 29, Laws of Delaware, and Chapter 203, Volume 30, Laws of Delaware, and as further amended by Chapter 206, Volume 33, Laws of Delaware, such money so received by them, or any of

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them, shall be deducted from the amount that they, or any of them, would be entitled to receive under this Section.

Approved March 18, A. D. 1927.

CHAPTER 90

THE CITY OF WILMINGTON

AN ACT to define and remove nuisances; to prevent their proximity to the public highways approaching and entering the City of Wilmington; and to provide penalties for the violation of the provisions of the Act.

WHEREAS, The General Assembly of the State of Delaware has the power to define nuisances and, if it be deemed advisable, to legalize the same, and, if it be deemed an annoyance to the public, to forbid such nuisances; and

WHEREAS, The Council of "The Mayor and Council of Wilmington" may define and remove nuisances that are not clearly within the legal notion of a public nuisance at common law, and has corporate powers and authority to legislate by ordinance respecting nuisances within the said City, or within one mile thereof; and

WHEREAS, The Courts of the State of Delaware have repeatedly held that it is not necessary that a common nuisance shall be offensive or obnoxious to the sense of smell but it is sufficient, if the said nuisance be offensive or obnoxious to any of the senses, when the conditions producing such nuisance are near a public highway and a cause of complaint by a considerable number of the persons traveling such highway; and

WHEREAS, one of the approaches to the City of Wilmington by means of a public highway is unsightly and obnoxious to the sense of sight, and filthy and offensive to the sense of smell due to stagnant pools of water covering the land adjacent to said highway, and to the condition of the buildings and property and other articles permitted to be erected and collected on such land; and

WHEREAS, It is a stigma on the good name of the City of Wilmington and of the State of Delaware to permit the public highways to be a reproach instead of an approach to the said City, and it is a detriment to the commercial prosperity of both the said City and the said State to further delay the elimination of the unhealthy condition and ungainly appearance of these parcels of land and their appurtenances;

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Be it enacted by the Senate and the House of Representatives of the State of Delaware in General Assembly met (two-thirds of both Houses thereof concurring therein) :

Section 1. Under the provisions of and for the purposes to be attained by this Act the term "nuisance" shall be defined to be any condition of the land, or of the buildings erected thereon, or of the trade or business conducted thereon, or of unsightly articles collected thereon or therein, or of obnoxious odors arising thereon, therein or therefrom, which shall cause any annoyance to the persons making use of any public highway, as hereinafter mentioned, by being offensive or obnoxious to the senses of such persons.

Section 2. It shall be unlawful for any corporation, co-partnership, association, firm, person or persons to create, erect, maintain or continue a nuisance, as hereinbefore defined, within two hundred feet of either side of the right of way of any public highway entering into the City of Wilmington for a distance of one mile from the corporate limits of said City, or within the boundaries thereof, upon land of which the said corporation, co-partnership, association, firm, person or persons are the owner or owners, lessees, agents, tenants or occupants.

Section 3. The Council of the "The Mayor and Council of Wilmington" is hereby vested and empowered to abate such nuisance by the enactment of ordinances giving directions for the cleansing, removal, or remedy of the matter or thing complained of, and providing penalties for violations of its orders to be recovered in the Municipal Court of the City of Wilmington. From the judgment of said Court there shall be an appeal to the Superior Court in and for New Castle County as provided in like cases before the said Municipal Court.

Section 4. All Acts or parts of Acts inconsistent herewith be and the same are hereby repealed.

Approved March 25, A. D. 1927.

CHAPTER 91

THE CITY OF WILMINGTON

AN ACT to amend Chapter 108, Volume 28, Laws of Delaware, in reference to the compensation of the Superintendent of the Public Building Commission of the City of Wilmington and New Castle County.

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

Section 1. That Chapter 108, Volume 28, Laws of Delaware be and the same is hereby amended by repealing and striking out all of Section 6 thereof and by inserting in lieu thereof a new Section, as follows:

Section 6. The Commissioners shall elect a Superintendent, who shall hold office at the pleasure of the said Commission and whose compensation shall be fixed by the Commission and shall be payable monthly, one-half of which is to be paid by the Levy Court, and one-half by "The Mayor and Council of Wilmington." It shall be the duty of the said Superintendent, with the consent of a majority of the said Commission, to appoint and supervise and have charge of all the employees in the said County and Municipal Buildings, and it shall be his duty to see and require that the said employees do and perform their work properly and keep the said buildings and every part thereof clean and in good order.

"The salary of the Superintendent elected by the Commissioners shall not exceed the sum of Twenty-five Hundred Dollars, annually."

Approved April 18, A. D. 1927.

CHAPTER 92

THE CITY OF WILMINGTON

AN ACT relating to the Sinking Fund of The Mayor and Council of Wilmington.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein) :

Section 1. From and after the passage of this Act, all bonds issued by The Mayor and Council of Wilmington shall be issued under and subject to the provisions contained in this Act.

Section 2. The Council shall appropriate in the annual appropriation ordinance for each fiscal year a sum, to be paid to the Sinking Fund Commissioners, equivalent to four per centum of the face amount of all bonds which are issued after this act becomes effective and which are not issued as a part of an issue of bonds maturing in annual installments beginning not later than five years from their date (hereinafter called serial bonds) and also a sum sufficient to pay the principal of all other bonds issued after this act becomes effective and maturing during such fiscal year for the payment of which adequate funds are not then in the hands of said Sinking Fund Commissioners and also a sum sufficient to pay the interest on all bonds hereinabove described payable during such fiscal year. Said sum shall be appropriated to and paid to said Sinking Fund Commissioners in lieu of all payments required to be made to the Sinking Fund Commissioners under and by virtue of any and all prior acts relating to the sinking fund.

Said sum so appropriated for the security and payment of bonds other than serial bonds shall be paid to the Commissioners of the Sinking Fund in the month of August, A. D. 1927, and in the month of August in each year thereafter, and shall be by said Commissioners deposited in such bank or trust company in the City of Wilmington as the said Commissioners shall designate; and the same shall be withdrawn only upon orders signed by the President and one other member of the Commission together with the City Treasurer. Such funds shall be invested only in

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the purchase of bonds of the United States of America, of the City of Wilmington, the State of Delaware, or any town or county in said State, and the said Commissioners shall have the right and power to sell said bonds or any of them and to reinvest said funds, and any profits arising therefrom shall be deemed a part of the Sinking Fund.

The Sinking Fund Commissioners shall accept any and all sums of money payable into the Sinking Fund by any Ordinance of The Council and shall invest and reinvest the same.

Any and all premiums received from the sales of bonds of said City on and after July 1, 1927, shall be paid to the Commissioners of the Sinking Fund by The Council, and the same shall be a part of the Sinking Fund.

Any and all surplus revenues of the Board of Harbor Commissioners after the payment of all operating expenses of the Marine Terminal, including interest, but not including the principal due or to become due upon any bonds issued for or on behalf of the construction of the said Marine Terminal, shall be paid to the Sinking Fund Commissioners and shall become a part of the Sinking Fund.

Section 3. The Sinking Fund Commissioners shall determine the dates of maturity of and the rate of interest upon all bonds issued for public improvement.

Section 4. The Commissioners of the Sinking Fund shall immediately upon the passage of this Act, deliver to the City Treasurer any and all bonds that have matured and been paid that may be in their charge; and thereafter all bonds upon maturity and payment shall be delivered to the City Treasurer within ten days after same have been redeemed. The City Treasurer shall then cancel all of said bonds and he shall together with one member of the Commission destroy the same by burning, after having taken a record of all said bonds.

Section 5. The provisions of this Act shall not be deemed to apply to, or in any way effect bonds of the City of Wilmington issued prior to the 1st day of July, A. D. 1927.

Approved March 25, A. D. 1927.

CHAPTER 93

THE CITY OF WILMINGTON

AN ACT to provide for the collection of taxes and assessments for the City of Wilmington.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein) :

Section 1. That in addition to all existing methods and authority for the collection of taxes or special assessments due to The Mayor and Council of Wilmington, the following method and authority is hereby established :

The Mayor and Council of Wilmington may file, or cause to be filed, a Praeceptum in the office of the Prothonotary of the Superior Court in and for New Castle County, which shall contain the name of the person against whom the taxes or assessment sought to be collected were assessed, and a copy of the bills showing the amount of tax or assessment due and the property against which the assessment was laid, and thereupon the said Prothonotary shall make a record of the same on the Judgment Records of said Superior Court against the property mentioned or described in said Praeceptum. Thereafter upon the application by The Mayor and Council of Wilmington, through any person authorized on its behalf to collect taxes or assessments due to said City, a monition shall issue to the Sheriff of New Castle County, which monition shall briefly state the amount of taxes or assessment due and the years thereof, together with a brief description of the property upon which said taxes or assessments are a lien, and a description of such property by street and number shall be a sufficient description. Said monition shall be in substantially the following form :

To all persons having or claiming to have any title, interest or lien upon the within described premises, taking warning that unless the taxes or assessment stated herein are paid within twenty days after the date hereof, or within such period of twenty days, evidence of the payment of the taxes herein claimed shall be filed in the office of the Prothonotary, which evidence shall be in the form of a receipted tax bill or duplicate thereof.

THE CITY OF WILMINGTON

The Mayor and Council of Wilmington may proceed to sell the property herein mentioned or described for the purpose of collecting the taxes or assessment herein stated. Said monition, or a copy thereof, shall, within ten days after its issuance, be posted by the Sheriff upon some prominent place or part of the property against which said taxes or assessment is due and the Sheriff shall make due and proper return of his proceedings under said monition within ten days after the posting of said monition as aforesaid.

At any time after the expiration of twenty days after the return of the Sheriff upon said monition, unless before the expiration of said twenty days the said taxes shall be paid or evidence of the payment of the taxes consisting of receipted tax bills or duplicates thereof shall be filed in the office of said Prothonotary, upon application by The Mayor and Council of Wilmington, through its City Solicitor, or any other person authorized on its behalf to collect taxes or assessment due to the said City, a writ of Venditioni Exponas shall issue out of the office of the said Prothonotary, directed to the Sheriff in the usual form, commanding the Sheriff to sell the property mentioned or described in said Praeceptum and make due return of his proceedings thereunder in the same manner as is now applicable with respect to writs of Venditioni Exponas in the Superior Court.

Section 2. Any property sold under the provisions herein authorized shall vest in the purchaser all the right, title and interest of the person in whose name said property was assessed, and/or all right, title and interest of the person who is the legal owner thereof at the time of the filing of said Praeceptum in the office of the Prothonotary, and likewise freed and discharged from any dower or courtesy, whether absolute or inchoate, in or to said real estate. The owner of any property sold or his legal representatives, may redeem the property at any time within one year from the day the sale is approved by the Court, and if the owner or his legal representatives does not redeem such property within said period, any person having any interest in said property, or lien upon such property, shall be entitled to redeem the same within eighteen months of the date of such ap-

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proval by the Court, by paying to the purchaser or his legal representative the amount of the purchase price, and fifteen per cent in addition thereto, or if the purchaser or his legal representative shall refuse to receive the same, by paying said amount into said Court.

Section 3. Upon the return of the proceedings under said writ of Venditioni Exponas, the Superior Court may inquire into the regularity of the proceedings thereunder, and either approve the sale or set it aside.

Section 4. No proceedings shall be brought under this Act unless the tax or assessment sought to be collected hereunder shall at the time of the filing of said Praeceptum in the office of the Prothonotary be and constitute a lien upon the property against which the tax or assessment was assessed or laid.

Approved April 1, A. D. 1927.

CHAPTER 94

THE CITY OF WILMINGTON

AN ACT relating to the debt of The Mayor and Council of Wilmington.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch of the Legislature concurring therein) :

Section 1. In determining the amount of the funded debt of the City of Wilmington, which by the existing provisions of the Charter of the said City of Wilmington is limited in the aggregate to a sum not in excess of ten per centum of the assessed value of the real estate of said City, based on the City Assessment last preceding the borrowing of said money, bonds of the said City which shall have been issued for the construction of any utilities owned and operated by the City, including the Marine Terminal, which utilities shall, for a consecutive period of five years last past, produced revenues sufficient to pay all operating expenses, including interest on bonds issued for the construction of such utilities and payments into the Sinking Fund, if any, or the payment of bonds maturing during said period, shall not be included.

Approved March 18, A. D. 1927.

CHAPTER 95

CITIES AND TOWNS

AN ACT to authorize "The Commissioners of Bellefonte" to borrow money and issue bonds, to secure the payment thereof, for the purpose of improving its streets and providing a sewage system and to control and regulate the same.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch of the Legislature concurring therein) :

Section 1. That "The Commissioners of Bellefonte," a Municipal Corporation of the State of Delaware, be and it is hereby authorized and empowered to borrow on the faith and credit of the said town, a sum not exceeding Thirty Thousand Dollars (\$30,000.00) which shall be applied, appropriated and expended for the purpose of constructing and improving the streets in said town and for the purpose of building, constructing, maintaining and operating under such rules and regulations as the said "The Commissioners of Bellefonte" may deem necessary and proper, a sewage system for the use and benefit of said town, its inhabitants and the properties located therein, or for either of said purposes. That the said "The Commissioners of Bellefonte" for the purpose of carrying into effect the provisions of this Act, shall have the power and authority, and are hereby authorized and empowered, to issue bonds of the Town of Bellefonte of such denominations as they shall deem best, bearing interest at a rate not exceeding six per cent per annum, payable semi-annually, on the first days of July and January, respectively in each year. The principal of said bonds shall be payable in twenty equal yearly installments of Fifteen Hundred Dollars (\$1500.00) each, on the First day of July in each and every year, commencing with the year A. D. 1930. Said bonds, principal and interest shall be payable at such Bank or Trust Company in New Castle County as the said "The Commissioners of Bellefonte" shall designate. The said bonds may at the option of the said "The Commissioners of Bellefonte," contain a provision for the redemption thereof by "The Commissioners of Bellefonte" at any time after the expiration of five years from the date thereof, at a premium not

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to exceed five per cent. If at any time after the issuance of said bonds and before they are payable or called in, any holder or holders of any such bond or bonds shall offer the same for redemption, "The Commissioners of Bellefonte" may, if it deems it expedient, redeem and pay the bond or bonds so offered and cancel the same, the interest thereon ceasing from the date of such redemption.

Section 2. That "The Commissioners of Bellefonte" shall direct and effect the preparation and printing of the bonds authorized by this Act and shall also prescribe the form of said bonds which shall be signed by the President of "The Commissioners of Bellefonte" and countersigned by the Secretary thereof, and shall be sealed with the Corporate Seal of the said "The Commissioners of Bellefonte." Said bonds shall be exempt from all State, County and Municipal taxation. As the said bonds and coupons thereon are paid, the same shall be cancelled in such manner as "The Commissioners of Bellefonte" shall direct.

Section 3. That the said "The Commissioners of Bellefonte" shall negotiate the sale and delivery of said bonds and shall apply and use all the proceeds from the sale of said bonds for the purpose of constructing and improving the streets in said town and for the purpose of building, constructing, maintaining and operating a sewage system for the use and benefit of said town, its inhabitants and the properties located therein, or for either of said purposes; provided, however, that in the sale of said bonds, the said "The Commissioners of Bellefonte" are required and directed to advertise said bonds for sale at least once a week for at least two weeks in two newspapers published in New Castle County, inviting bids for the same and in which said advertisements shall be stated the denominations of said bonds, the rate of interest, the place and date of opening said bids and such other matters as the said "The Commissioners of Bellefonte" shall deem proper.

The said "The Commissioners of Bellefonte" shall have the right to reject any or all bids but in awarding the sale of the bids, they shall be sold, to the person or persons, firm or corpo-

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ration, offering the most advantageous terms and they may be sold either above or below par.

Section 4. That the said "The Commissioners of Bellefonte" in fixing the rate of taxation, shall annually, until the first installment of said bonds shall become due and payable, provide for a sum equal to the amount of interest due each year upon said bonds and as and when said bonds shall become due and payable shall, in like manner, provide for a sum equal to the amount of such bonds in addition to the amount necessary to pay the interest on the unpaid bonds as before provided, which shall, when collected and paid over to the Treasurer of "The Commissioners of Bellefonte," be set aside by him in a separate account to be opened for that purpose and the said Treasurer of "The Commissioners of Bellefonte" shall apply the said sum annually to the payment of such part of said loan and interest thereon as may, from time to time, become due under the provisions of this Act.

Section 5. That the said "The Commissioners of Bellefonte" are hereby authorized and empowered to do all things necessary for constructing and improving the streets of said town and for the purpose of building, constructing, maintaining and operating a sewage system for the use and benefit of said town, its inhabitants and the properties located thereon, or for either of said purposes.

Section 6. That the said "The Commissioners of Bellefonte" shall not at any time, have authority or power to issue any of said bonds until a special election has been called by "The Commissioners of Bellefonte" and a majority of the legal votes cast at such election has been ascertained to be for issuing bonds for road improvement and sewer purposes. That the Commissioners of the said "The Commissioners of Bellefonte" are hereby authorized to call and provide for such special election whenever they so deem it expedient so to do. If the issuing of said bonds should not be approved by a majority of said votes cast at said special election, the Commissioners of the said "The Commissioners of Bellefonte" are authorized and empowered to call a special election or elections at any time thereafter in like manner and

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the same purpose, provided that a majority of the Commissioners of the said "The Commissioners of Bellefonte" shall deem it expedient so to do and such elections shall be at least six months apart.

Such special election or elections shall be held according to the law governing the annual town election of the Town of Bellefonte. Due notice of the time and place of such special elections shall be given by the Commissioners of the said "The Commissioners of Bellefonte" by advertisements posted in at least ten public places in the said Town of Bellefonte and in two newspapers published within New Castle County at least ten days prior to any such special elections. At such special elections every citizen of said town who shall have attained the age of twenty-one years and who has paid his or her town taxes for the two years preceding such election, shall be entitled to vote.

Section 7. That the faith of the said "The Commissioners of Bellefonte" is hereby pledged for the payment of the bonds authorized to be issued under this Act. The Treasurer of the said "The Commissioners of Bellefonte" shall, to secure the said "The Commissioners of Bellefonte" against loss on account of the said money so derived from said bonds, enter into a special bond with surety in such amount as shall be fixed by the Commissioners of the said "The Commissioners of Bellefonte."

Section 8. That this Act shall be deemed and taken to be a public Act.

Approved April 29, A. D. 1927.

CHAPTER 96

CITIES AND TOWNS

AN ACT to amend Chapter 207, Volume 24, Laws of Delaware, entitled "An Act to incorporate the Town of Bowers."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein) :

Section 1. That Section 14 of Chapter 207, Volume 24, Laws of Delaware, be and the same is hereby amended by striking out the words "one thousand dollars" where they occur in line five of said section, and by inserting in lieu thereof the words "two thousand dollars."

Provided, however, that before the provisions of this Act shall go into effect, the proposed increase of the amount to be raised by taxation in said Town of Bowers, shall be submitted to and approved by the majority of the voters at a Special Election which shall be held in said Town of Bowers, to be held and conducted in all respects as other town elections are held. At such election every person now entitled to vote in town elections in Bowers shall be entitled to one vote. The ballots used at such election shall have written or printed thereon the words "For Increased Taxation" and the words "Against Increased Taxation." If at such Referendum the majority of votes cast shall be "For Increased Taxation," then such additional tax may be levied; but if the majority of said votes cast shall be "Against Increased Taxation," then no additional tax shall be levied, and this Act shall be deemed null and void.

Approved March 23, A. D. 1927.

CHAPTER 97

CITIES AND TOWNS

AN ACT authorizing the Commissioners of Bridgeville to borrow money and issue bonds to secure the payment thereof, for the purpose of providing a sewerage system for Walnut Street in said Town of Bridgeville, and to control and regulate the same.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each branch concurring therein):

Section 1. That the Commissioners of Bridgeville be and are hereby authorized, empowered and directed to borrow, on the credit of the Town of Bridgeville, a sum of money not exceeding Six Thousand (\$6000) Dollars, which shall be applied, appropriated and expended for the purpose of constructing a proper Sewer System for the drainage of Walnut Street in said town and for the private use. That the said Commissioners of Bridgeville, for the purpose of carrying into effect the provisions of this Act, shall have power and authority, and are hereby directed to issue bonds of the town of Bridgeville of such denominations as they shall deem best, bearing interest at a rate not exceeding six per centum per annum, payable semi-annually on the first days of July and January, respectively, in each year at such bank or trust company in Sussex County, Delaware, as the Commissioners shall designate. The principal of said bonds shall be payable in fifteen years from the date of the issue thereof, the said Commissioners of Bridgeville reserving the power and authority of redeeming said bonds or any part of them at any time or from time to time after the expiration of five years from the date of the issue of the same; provided, however, that if the said Commissioners of Bridgeville elect to redeem any of said bonds after the expiration of five years, as aforesaid, such election shall be effective on the first days of July or January in the year of such election, and in pursuance of a notice to that effect published by the said Commissioners of Bridgeville in at least two issues of one newspaper, published in the town of Milford. In calling said bonds for redemption and payment they shall be called consecutively, commencing with the lowest number; the interest on all said bonds so called shall cease from the date of

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the redemption thereof and said bonds when paid shall be cancelled.

If at any time after the issue of said bonds and before they are payable or called in, any holder or holders of any such bond or bonds shall offer the same for redemption, the Commissioners of Bridgeville may, if they deem it expedient, redeem and pay the bond or bonds so offered and cancel the same, the interest thereon ceasing from the date of such redemption.

Section 2. That the Commissioners of Bridgeville shall direct and effect the preparation and printing of the bonds authorized by this Act, and shall also prescribe the form of said bonds, which shall be signed by the President of the Commissioners of Bridgeville and countersigned by the Secretary of the said Commissioners, and shall be sealed with the corporate seal of said Commissioners, and be exempt from all State, County and Municipal taxation. As the said bonds and coupons thereon are paid the same shall be cancelled in such manner as the said Commissioners shall direct, and it is further provided that the said Commissioners of Bridgeville shall negotiate the sale and delivery of said bonds, and the money, the proceeds of the sale of said bonds, shall be deposited with the Treasurer of the town of Bridgeville, or with some one of the Commissioners of Bridgeville, whom the said Commissioners shall designate to act as treasurer to be used for the purpose of carrying into effect the provision of this Act. The Commissioners of Bridgeville may, if they deem it advisable, compel the Treasurer of said town or the member designated to act as Treasurer to enter into bond with sufficient surety, for such a sum as they shall name, said bond to continue in force as long as said money arising from the sale of said bonds, or any portion thereof is in his control.

Section 3. That the Commissioners of Bridgeville are authorized and required to levy upon all the assessable real estate and other property now subject to assessment by law in the town of Bridgeville, annually, a special tax sufficient to pay all the interest accruing on said bonds, and all the expenses of properly keeping up and operating the said Sewer System which the rents and revenues derived from said Sewer System may be

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inadequate to meet; provided that this special tax shall not exceed One Thousand (\$1000) Dollars in any one year.

The said Commissioners of Bridgeville are further authorized and empowered at their discretion to levy a further special tax upon all the assessable real estate and other property now subject to assessment by law in the town of Bridgeville, annually, for the purpose of establishing a sinking fund adequate to the redemption, at or before maturity, as prescribed in this Act of all the bonds which may be issued under the provisions of this Act; provided that the amount to be raised for this purpose shall not exceed the sum of Two Hundred and Fifty (\$250) Dollars in any one year. The special taxes provided for in this Section shall be collected from the owners of real estate and other property now subject to assessment by law in the town of Bridgeville, in the same manner as the other taxes levied by the said Commissioners of Bridgeville are collected; to be levied on the regular annual assessment of said town. The sinking fund provided for this Act shall be deposited in any bank or trust company in Sussex County, or may be invested by the Commissioners of Bridgeville, until such time as it may be needed for the redemption of the bonds, on such security as the Commissioners of Bridgeville may approve of. The Treasurer of the town shall give additional bond, with sufficient surety, for such sum as the commissioners of Bridgeville may determine and approve.

Section 4. The said Commissioners of Bridgeville are hereby authorized and empowered to do all things necessary for the location, erection, construction, equipment and operation of said Sewer System, for furnishing Walnut Street in the town of Bridgeville with a sewer system for the same, as aforesaid, and to purchase all such instruments, machines, appliances and supplies as may be necessary for the purpose of establishing said Sewer System on said Walnut Street in the said town of Bridgeville and for furnishing the citizens and inhabitants of said Walnut Street in said town with a sewerage system for private use, and to effect this object shall have power to lay pipes under or along any of the streets, lands or alleys of said Walnut Street or any road adjacent thereto.

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Section 5. That the said Commissioners of Bridgeville are authorized to engage the services of a practical engineer and such agents and servants as the said Commissioners of Bridgeville may deem necessary for the work herein devolved upon them.

Section 6. It shall be the duty of the President of the Commissioners of Bridgeville to sign all orders on the Treasurer of the town or member designated to act as treasurer of the fund arising from the sale of said bonds for all bills and expenses contracted for and approved by said Commissioners for the construction of said Sewer System, and to sign all contracts and notices. It shall be the duty of the Secretary to keep an accurate record of all the business transacted by the said Commissioners in relation to and during the construction of said Sewer System, and to attest all orders signed by the President of the town on the Treasurer or the person designated to act as Treasurer and other papers signed by the President.

Section 7. That before the provisions of this Act shall go into effect the borrowing of a sum of money not to exceed Six Thousand (\$6,000) Dollars as aforesaid shall be submitted to and approved by a majority of the votes cast at a special election which the said Commissioners of Bridgeville are hereby authorized and directed to call within sixty days after the approval of this Act by the Governor. At such special election every citizen of the town who has paid his or her town taxes for the two years preceding such election shall be entitled to one vote, and each resident freeholder male and female shall in addition be entitled to one vote for every dollar and fractional part of a dollar of town tax assessed upon his or her real estate. The said election shall be called by the Commissioners of Bridgeville and shall be held, certified to and recorded in the same manner as the election of the Alderman of said town. If the borrowing of the said money shall not be approved by a majority of the said votes at said special election, the said Commissioners of Bridgeville are authorized and directed to call another special election not less than ninety days or more than six months thereafter to be held in like manner and for the same purpose. If at the second special election the borrowing of the said sum of money shall not be approved by a majority of the said vote,

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then the said Commissioners of Bridgeville are authorized and directed to submit the question to the voters, qualified as aforesaid, at the annual election of Alderman and Commissioners in the year 1928.

Section 8. That the faith of the said town of Bridgeville is hereby pledged for the payment of the bonds authorized to be issued under this Act.

Section 9. This act shall be deemed and taken to be a public act.

Approved February 2, A. D. 1927.

CHAPTER 98

CITIES AND TOWNS

AN ACT to authorize the Town of Clayton to borrow Seven Thousand Dollars, and to issue bonds therefor.

WHEREAS, various improvements and needs of the Town of Clayton make it necessary that the said Town shall in the near future borrow money, and secure the same by the bonds of the said Town, now therefore

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein) :

Section 1. That the said The Town of Clayton is hereby authorized and empowered to borrow on the credit of the said Town, a sum or sums of money not exceeding in the aggregate the sum of Seven Thousand Dollars (\$7,000).

Section 2. That the said sum of money or any part thereof shall be borrowed whenever in the judgment of the Town Council of said Town, it shall be necessary, and the said Town Council of the said The Town of Clayton shall have full power and authority to issue coupon bonds of the said The Town of Clayton to an amount not exceeding the said sum of Seven Thousand Dollars (\$7,000). The denominations of the said bonds shall be as determined by the said Council, and they shall be numbered consecutively beginning with number one, and shall bear interest at a rate not exceeding Five (5%) per centum per annum, payable on the first days of March and September in each and every year, at The Clayton Bank, at Clayton, Delaware, on the presentation of the coupons attached to said bonds, representing said semi-annual interest.

Section 3. Said bonds shall bear date on the first day of March or the first day of September in the year in which the same shall be issued, and the principal thereof shall be payable at The Clayton Bank at Clayton, Delaware, at the expiration of Fifteen years from their date. The said bonds, or any of them, may be redeemed at the option of the said Town Council of the Town of Clayton at par and accrued interest, at any interest period after the expiration of two years from the date of said bonds, pro-

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vided, however, that if the Town Council, aforesaid, shall at any time after the expiration of two years from the date of said bonds elect to redeem any of said bonds, such redemption shall be made in pursuance of notice signed by the President of said Town Council, and by the Treasurer of the said Town, published once a week for two consecutive weeks in a newspaper published in said Town of Clatyon, if one, and in a newspaper published in the City of Wilmington, and a newspaper published in the Town of Smyrna. Such notice shall indicate the bonds called and such bonds shall be called according to their number beginning with the lowest number, and the interest on the bonds so called shall cease from the date named for payment thereof.

Section 4. The Town Council of The Town of Clayton shall direct and effect the preparation, printing, and sale of said bonds at such time or times and on such terms as it may deem expedient.

Section 5. The form of said bonds and the coupons thereof attached shall be as prescribed by the Town Council of The Town of Clayton, and said bonds shall be signed by the President of the Town Council of The Town of Clayton, and by the Treasurer of said Town, and sealed with the corporate seal of said corporation, and shall be exempt from State, County and Municipal Taxes.

Section 6. The said Town Council of the said Town of Clayton is hereby authorized and required to levy and raise by taxation in each year, upon all assessable real estate in said Town, a sum of money sufficient to pay all interest accruing on said bonds, or any of them, whilst any of said bonds shall remain unpaid, and the said Town Council is further authorized and empowered to levy and raise by taxation from time to time such sum or sums as said Council shall deem proper, to establish a sinking fund adequate for the redemption of said bonds at or before their maturity. Said taxes shall be in excess of and in addition to the sum or amount authorized to be raised by the said Council by any other Act, and shall be levied and raised upon assessable real estate in said Town.

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CITIES AND TOWNS

AN ACT to authorize the Town of Clayton to borrow Seven Thousand Dollars, and to issue bonds therefor.

WHEREAS, various improvements and needs of the Town of Clayton make it necessary that the said Town shall in the near future borrow money, and secure the same by the bonds of the said Town, now therefore

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch thereof concurring therein) :

Section 1. That the said The Town of Clayton is hereby authorized and empowered to borrow on the credit of the said Town, a sum or sums of money not exceeding in the aggregate the sum of Seven Thousand Dollars (\$7,000).

Section 2. That the said sum of money or any part thereof shall be borrowed whenever in the judgment of the Town Council of said Town, it shall be necessary, and the said Town Council of the said The Town of Clayton shall have full power and authority to issue coupon bonds of the said The Town of Clayton to an amount not exceeding the said sum of Seven Thousand Dollars (\$7,000). The denominations of the said bonds shall be as determined by the said Council, and they shall be numbered consecutively beginning with number one, and shall bear interest at a rate not exceeding Five (5%) per centum per annum, payable on the first days of March and September in each and every year, at The Clayton Bank, at Clayton, Delaware, on the presentation of the coupons attached to said bonds, representing said semi-annual interest.

Section 3. Said bonds shall bear date on the first day of March or the first day of September in the year in which the same shall be issued, and the principal thereof shall be payable at The Clayton Bank at Clayton, Delaware, at the expiration of Fifteen years from their date. The said bonds, or any of them, may be redeemed at the option of the said Town Council of the Town of Clayton at par and accrued interest, at any interest period after the expiration of two years from the date of said bonds, pro-

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vided, however, that if the Town Council, aforesaid, shall at any time after the expiration of two years from the date of said bonds elect to redeem any of said bonds, such redemption shall be made in pursuance of notice signed by the President of said Town Council, and by the Treasurer of the said Town, published once a week for two consecutive weeks in a newspaper published in said Town of Clatyon, if one, and in a newspaper published in the City of Wilmington, and a newspaper published in the Town of Smyrna. Such notice shall indicate the bonds called and such bonds shall be called according to their number beginning with the lowest number, and the interest on the bonds so called shall cease from the date named for payment thereof.

Section 4. The Town Council of The Town of Clayton shall direct and effect the preparation, printing, and sale of said bonds at such time or times and on such terms as it may deem expedient.

Section 5. The form of said bonds and the coupons thereof attached shall be as prescribed by the Town Council of The Town of Clayton, and said bonds shall be signed by the President of the Town Council of The Town of Clayton, and by the Treasurer of said Town, and sealed with the corporate seal of said corporation, and shall be exempt from State, County and Municipal Taxes.

Section 6. The said Town Council of the said Town of Clayton is hereby authorized and required to levy and raise by taxation in each year, upon all assessable real estate in said Town, a sum of money sufficient to pay all interest accruing on said bonds, or any of them, whilst any of said bonds shall remain unpaid, and the said Town Council is further authorized and empowered to levy and raise by taxation from time to time such sum or sums as said Council shall deem proper, to establish a sinking fund adequate for the redemption of said bonds at or before their maturity. Said taxes shall be in excess of and in addition to the sum or amount authorized to be raised by the said Council by any other Act, and shall be levied and raised upon assessable real estate in said Town.

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Section 7. The bonds authorized by this Act may be issued at one time and in one series or at different times and in different series, as the Town Council of said The Town of Clayton shall determine, and the authority to issue and sell any bonds or number of bonds under this Act shall not be deemed to be exhausted until the aggregate of the amount of bonds issued under this Act shall be Seven Thousand Dollars (\$7,000).

Section 8. The faith and credit of the said The Town of Clayton is hereby pledged for the payment of all of the bonds that may be issued under the provisions of this Act.

Section 9. That before any bonds shall be issued under the provisions of this Act, a special election shall be held in the same place and in the same manner as other town elections are held in said Town. Notice of such election shall be given by advertising in a newspaper published in Kent County and by posting notices in at least five public places in said Town at least ten days before the said election, which said advertisement and notices shall state the time and place of the election and the amount of bonds proposed to be borrowed. At said election every resident and non-resident taxable of said Town, having paid all taxes assessed against them and due and payable at the time of such election, shall be entitled to vote and shall have one vote for each dollar or fractional part of a dollar of taxes paid by him or her according to the last assessment in the said Town. At said election the ballots used shall have written or printed thereon the words "for the bond issue" or the words "against the bond issue." If at such election a majority of the votes cast shall be for the bond issue, then bonds to the amount voted on may be issued as in this Act provided, but if at such election the majority shall be against the bond issue, then no bonds shall be issued under this Act.

Approved February 25, A. D 1927.

CHAPTER 99

CITIES AND TOWNS

AN ACT to amend Section 4, Chapter 158, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Dagsboro" by granting additional powers to the "Commissioners of the Town of Dagsboro."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each house concurring therein) :

Section 1. That Section 4 of Chapter 158, Vol. 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Dagsboro" be and the same is hereby amended by adding at the end of said Section 4 the following words, to wit:

"Said Commissioners may also, at any regular or special meeting, by majority vote, have authority to pass ordinances granting franchises to any proper persons, firms or corporations, for such a number of years as shall seem wise to said Commissioners, to use the present and future streets, highways, avenues, lanes and alleys of the town, for the purpose of furnishing light, heat, power or water to said Town and to persons, firms or corporations residing therein or adjacent thereto, or for the purpose of transmitting light, heat, power or water through said public streets, highways, avenues, lanes and alleys or any of them, to points outside the limits of said town, any such franchise to contain such restrictions, conditions and stipulations as shall to said Commissioners seem wise; and said Commissioners, by majority vote, may also enter into contracts with any proper persons, firms or corporations for the furnishing of light, heat, power or water, to the Town or to persons, firms or corporations resident therein or adjacent thereto; and said Commissioners, by majority vote, are also empowered to sell and convey or to lease to any proper persons, firms or corporations, any and all real or personal property, or both, now or hereafter owned by the Town and used for furnishing light, heat, power or water or any of them and to execute to the purchaser or purchasers thereof proper deeds or bills of sale for the same and to use the pur-

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chase money arising from any such sale or sales as said Commissioners shall deem wise for the benefit of said Town."

Approved March 16, A. D. 1927.

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AN ACT to reincorporate the Town of Delmar, Sussex County, Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch of the Legislature concurring therein) :

Section 1. That the inhabitants of the town of Delmar, in the County of Sussex, are hereby constituted a municipal corporation and body politic. The name and style of said corporation shall be "The Mayor and Council of the Town of Delmar."

Section 2. The said town of Delmar shall include within its corporate limits the land, as shown by the plot of said town, recorded in the office of the Recorder of Deeds, in and for Sussex County, at Georgetown, in Deed Book C. C. I. No. 134, folios 268 and 269, which plot was made and recorded under the provisions of Section 1, Chapter 286, Volume 21, of the Laws of Delaware, and shall also include certain other real estate contiguous to the land shown by said plot, so that the territory to be included within the corporate limits of said town shall be within the following lines, to wit: beginning at a point in the line dividing the States of Delaware and Maryland in what is known as State Street in said town of Delmar, marked by a concrete post set at the North edge of said State Street on the line between the properties of Sallie Lowe and W. H. Aydlotte; thence running in a westerly direction along said Delaware-Maryland line a distance of three thousand eight hundred and seventy-one (3871) feet to lands of the Delaware Railroad Company; thence continuing in the same course a distance of one hundred and seventy-five (175) feet to the Western side of the lands of said Railroad Company; then still continuing with the said Delaware-Maryland line a distance of nine hundred and ten and one-half (910½) feet (making the total length of said first line four thousand nine hundred and fifty-six and one-half (4956½) feet, to a point marked by a concrete post in the north curb line of the said State Street, it being the southwest corner of lands of Herbert Brittingham; thence due North three hundred eighty-three and three-fourth (383¾) feet to a concrete post; thence south eighty-

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chase money arising from any such sale or sales as said Commissioners shall deem wise for the benefit of said Town."

Approved March 16, A. D. 1927.

CHAPTER 100

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AN ACT to reincorporate the Town of Delmar, Sussex County, Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch of the Legislature concurring therein) :

Section 1. That the inhabitants of the town of Delmar, in the County of Sussex, are hereby constituted a municipal corporation and body politic. The name and style of said corporation shall be "The Mayor and Council of the Town of Delmar."

Section 2. The said town of Delmar shall include within its corporate limits the land, as shown by the plot of said town, recorded in the office of the Recorder of Deeds, in and for Sussex County, at Georgetown, in Deed Book C. C. I. No. 134, folios 268 and 269, which plot was made and recorded under the provisions of Section 1, Chapter 286, Volume 21, of the Laws of Delaware, and shall also include certain other real estate contiguous to the land shown by said plot, so that the territory to be included within the corporate limits of said town shall be within the following lines, to wit: beginning at a point in the line dividing the States of Delaware and Maryland in what is known as State Street in said town of Delmar, marked by a concrete post set at the North edge of said State Street on the line between the properties of Sallie Lowe and W. H. Aydlotte; thence running in a westerly direction along said Delaware-Maryland line a distance of three thousand eight hundred and seventy-one (3871) feet to lands of the Delaware Railroad Company; thence continuing in the same course a distance of one hundred and seventy-five (175) feet to the Western side of the lands of said Railroad Company; then still continuing with the said Delaware-Maryland line a distance of nine hundred and ten and one-half (910½) feet (making the total length of said first line four thousand nine hundred and fifty-six and one-half (4956½) feet, to a point marked by a concrete post in the north curb line of the said State Street, it being the southwest corner of lands of Herbert Brittingham; thence due North three hundred eighty-three and three-fourth (383¾) feet to a concrete post; thence south eighty-

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eight (88) degrees thirty-five (35) minutes east one hundred and twenty (120) feet to a concrete post in the southerly curb line of an old East and West Street, and in the West line of a proposed new street; thence due north nine hundred and eighty-three (983) feet to a concrete post in a line of the poles of the Eastern Shore Gas and Electric Company; thence along said pole line of said Company south eighty-seven (87) degrees forty (40) minutes east eight hundred and eighty-one (881) feet to a concrete post at the intersection of said pole line and fence of the said Delaware Railroad Company; thence north sixteen and three-quarter ($16\frac{3}{4}$) degrees East nine hundred and fifty-three and one-half ($953\frac{1}{2}$) feet to a concrete post on the Western side of the lands of the said Delaware Railroad Company and one hundred and one (101) feet distant from the western rail of the southbound main track of said railroad; thence south eighty-two and one-quarter ($82\frac{1}{4}$) degrees east eleven hundred and seven and one-half ($1107\frac{1}{2}$) feet to a concrete post in the eastern edge of the State Highway near the north edge of a county road and standing in line of the south end of two head walls on said State Highway; thence along the easterly edge of said State Highway south seven and three-quarter ($7\frac{3}{4}$) degrees west eight hundred and eighty-five (885) feet to a concrete post at the southern edge of Rose Street; thence with said Rose Street south eighty-two (82) degrees five (5) minutes east one hundred and forty (140) feet to a concrete post in line with the back line of lots owned by G. G. Phillips; thence with said lots south seven (7) degrees fifty-five (55) minutes west one hundred and forty-four (144) feet to a concrete post a corner for said Phillips' lots; thence continuing with said Phillips' lots south eighty-two (82) degrees five (5) minutes east four hundred ninety-four and one-half ($494\frac{1}{2}$) feet to a concrete post which is fifty-eight (58) feet beyond the east curb line of North Fifth Street; thence parallel with North Fifth Street south eight (8) degrees five (5) minutes west four hundred twenty-five (425) feet to a concrete block in the North curb line of Delaware Avenue, being at the Southeast corner of a lot owned by one M. F. Bradley; thence south eighty-two and one-quarter ($82\frac{1}{4}$) degrees east twenty-one hundred and sixty-six (2166) feet to a concrete post in an old property line (now of

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various owners) ; thence along said line south seven (7) degrees forty (40) minutes west ten hundred and ninety-five (1095) feet to the place of beginning in the said Delaware-Maryland State line.

Section 3. That the said municipal corporation shall be governed and its affairs managed and conducted by a Mayor and four Councilmen; that Norman E. McAlister shall be Mayor and Howard E. Le Cates, Clarence H. Matthews, Gardner L. Hastings and Howard C. Kirk shall be Councilmen of said town of Delmar and shall continue to serve as such Mayor and Councilmen for the terms following to wit; that Norman E. McAlister shall serve as Mayor until the first Monday in April 1927; that the said Howard E. Le Cates and Clarence H. Matthews shall serve as Councilmen until the first Monday in April, 1927; and the said Gardner L. Hastings and Howard C. Kirk shall serve as Councilmen until the first Monday in April 1928; the said Mayor and Councilmen shall serve the terms hereinabove specified or until their successors shall have been duly elected and qualified, as hereinafter provided, with full power to fill any vacancy or vacancies that may occur in their number by death, resignation, removal from said town, refusal to serve or otherwise; and the person or persons so chosen to fill such vacancy or vacancies shall serve until the term of the person or persons in whose place he, she or they may be chosen will expire, in accordance with the foregoing provisions of this Section.

Section 4. The corporation shall also have power :

(1) To make and use a corporate seal, and to break, alter, and renew the same at pleasure.

(2) To sue and be sued, plead and be impleaded, answer and be answered, defend and be defended, in all courts of law or equity, or any other place whatsoever.

(3) To have, take, purchase, receive, possess, enjoy and retain by lawful means, to it and its successors within said town, or beyond the limits thereof, lands, tenements, hereditaments, goods, chattels and effects of what kind, nature or quality soever

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necessary for municipal purposes, and the same to sell, grant, demise, alien or dispose of at pleasure.

(4) To receive devises, bequests and donations of all kinds of property within said town and beyond the limits thereof, for its own use and benefit, or in trust for charitable, benevolent, educational or other public purposes, and to do all acts necessary to carry out the purposes of such devises, bequests, gifts and donations.

(5) To acquire or erect and maintain public buildings, libraries, hospitals, asylums and reformatory institutions, and to regulate and control the management of the same.

(6) To appropriate annually under proper regulations and conditions, a sum of money to aid in the relief and care of sick, infirm and deceased persons, residents of said town.

(7) To lay out, establish, maintain or vacate, public parks and squares; to lay out, open and reopen, grade, extend, widen, improve or vacate, curb and recurb, pave and repave, streets and alleys, sidewalks, crossings and other highways; to construct, keep in repair or vacate, bridges and viaducts; to construct, cleanse, maintain or vacate sewers, drains, gutters and other works for the disposition of drainage and sewerage of said town; to regulate and control the use of such parks, squares, streets, alleys, sidewalks, crossings and other highways, bridges and viaducts, sewers, drains, gutters and other works for the disposition of sewage and the drainage of said town, and to provide, by ordinance, for the removal of snow from the sidewalks and pavements in said town, at the expense of property owners or occupiers; the jurisdiction and control over the squares, streets and alleys, sidewalks, crossings and other highways to extend from building line to building line.

(8) To acquire or construct, cleanse and maintain, sewers outside of and within one mile of said town; to acquire and control, cleanse, keep open, clear and unobstructed, or confine, wall up and cover over, alter and change, the courses or direction of the natural water courses, runs or rivulets outside of and within one mile of said town.

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(9) To enter upon and condemn, private property required for municipal purposes within said town, or within one mile of its limits, and assess the benefits and damages thereof, and have the same ascertained, collected and paid in the manner now or hereafter to be prescribed by law for the condemnation of land for municipal purposes in said town.

(10) To lay out streets and fix the grade thereof on any land immediately contiguous to the boundary line of said town and within one mile thereof.

(11) To prescribe the height, thickness of walls, and the material of all buildings, public or private in said town, and the mode of erecting and maintaining the same; to fix the said lines beyond which buildings shall not be erected; to prescribe the extent of steps, porches, cellar doors and other inlets to buildings; to require the owners of public halls and other buildings, where deemed necessary, to provide safe and sufficient means of exit and fire escapes, and to regulate the manner in which party walls and partition fences shall be constructed and maintained.

The Mayor and Council of the Town of Delmar shall have power and authority, by ordinance, to issue permits for the erection and repair of buildings, and to regulate and control the issuance of such permits, and to provide for the punishment of all persons who shall erect, or attempt to erect, or to repair, or to attempt to repair, any buildings or structure, without first having obtained a permit therefor from The Mayor and Council of the Town of Delmar.

(12) To provide for the supplying said town and its inhabitants with water, and for the protection of the water to be used from contamination; to provide for the erection and maintenance of such work, as may be necessary or convenient for supplying water, and to fix, alter, regulate and control the prices and uses of water so supplied.

(13) To provide for lighting the streets and all public places in said town, and for supplying the inhabitants thereof with lights; to provide for the acquisition or erection and maintenance of such works as may be necessary or convenient for

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supplying such lights, and to fix, alter, regulate and control the price and use of lights so supplied.

(14) To license, tax, regulate and control, auctions and auctioneers; to license, tax, regulate and control the storage within said town of gun powder, or any other dangerously combustible matter, and any explosive oil or compound; to license, tax, regulate and control or prohibit shows, exhibitions, public representations and amusements of every kind within said town; to grant licenses or issue permits for any lawful purposes, and fix the amount to be paid therefor; to define the purpose for which licenses or permits shall be required, and to make and enforce such regulations as may be necessary with respect to the collection of the fees and charges for any license or permit granted and for the collection of any taxes imposed; to suppress, by ordinance, games of chance, gaming devices, the use of slot machines, and any or all devices or contrivances where the return to the player of the machine, or the user of the device, is dependent upon an element of chance.

(15) To make and enforce sanitary regulations; to regulate the burial of the dead; to define, abate and remove nuisances injurious to the public health, or dangerous or intolerable to the inhabitants of said town; and to prevent the introduction of infectious or contagious diseases for which purpose its jurisdiction shall extend to any distance within one mile of the limits of said town.

The Mayor and Council of the Town of Delmar shall provide, by ordinance, for the punishment of all persons who shall be found guilty of maintaining a nuisance within the limits of the town of Delmar; or said The Mayor and Council of the Town of Delmar may proceed summarily to abate said nuisance, after notice to the person or persons responsible therefor, and after hearing and determination by said The Mayor and Council of the Town of Delmar that a nuisance exists, and any expense or cost incurred shall be paid by the person found responsible.

(16) To prohibit the going at large of any horse, dog, or other animal except under regulations prescribed by said corpo-

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ration; to lay and collect fines on the owners or harborers of any horse, dog or other animal found going at large, in violation of such regulations, and to provide for the registration and taxation of dogs, both male and female, in said town.

(17) To provide an efficient fire and police force and to make and enforce within said town, such fire and police and other regulations as are deemed expedient to protect persons and property, maintain the public peace, prevent crime and promote the public morals.

(18) To require the registration of the real estate within said town in such manner as to show who are the owners thereof, and to facilitate the assessment of said real estate.

(19) To make general assessments of property not exempt from taxation for public purposes in said town, and assess and collect taxes, licenses, poll taxes and fines for municipal uses and purposes, provided, that in no year shall the said The Mayor and Council of the Town of Delmar raise a sum by taxation in excess of Four Thousand Dollars.

(20) To make the violation of its ordinances a misdemeanor in all proper cases, and to prescribe the punishment thereof, by fine or imprisonment, or both, provided that such fine shall not exceed fifty dollars, and such imprisonment a term of one month; to carry out the provisions of this article the keeper of the jail of Sussex County shall be required to receive and keep any and all such persons committed to his custody, under the provisions of this Act.

All prosecutions for the violation of ordinances shall be before the Alderman, or before any Justice of the Peace of the State of Delaware, resident of the Town of Delmar, and shall be in the name of the State of Delaware.

(21) To exercise all municipal powers necessary to the complete and efficient management of the municipal property for the proper administration of the municipal government, and for the well being of the inhabitants of said town, whether such powers be expressly enumerated herein or not.

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(22) To alter, amend and substitute from time to time as necessity may require, any of the ordinances of the said Council as may be deemed necessary and proper, provided, that all such alterations, amendments and substitutions shall be published and made public through advertisement in one of the newspapers of the said town of Delmar.

(23) To levy, and impose a tax on all telegraph, telephone and electric light poles erected within the limits of the town, at a certain price of each and every pole, and also levy a tax or assessment on the business of saloons, restaurants, barber shops, pool rooms, peddlers, teamsters, livery stables, fire and life insurance agents, amusement halls or places of public entertainment and prescribe the time within which such tax or assessment shall be paid, and to enforce its collection.

Section 5. That said Corporation shall have power to annex any territory contiguous to that defined on Section 2 of this Act, upon the petition of three-fourths of the freeholders of such contiguous territory and to extend and apply to such contiguous territory all laws, ordinances, resolutions, rules and regulations in force within said town, so far as the same may be legally applicable.

Before any such contiguous territory shall be so annexed to said town, the said The Mayor and Council of the Town of Delmar shall adopt a resolution describing and defining accurately the territory proposed to be annexed and shall give notice that the petition for such annexation has been presented by causing said resolution to be published in one newspaper in said town, if there shall be a newspaper published therein, or in case there shall be no newspaper published in said town, then by posting a copy of said resolution in five or more of the most conspicuous places in said town; and within sixty days thereafter, if sufficient cause to the contrary be not shown to The Mayor and Council of the Town of Delmar, it may by ordinance, two-thirds of all the members concurring thereto, annex to said town the territory described and defined in the resolution, and such territory thereupon shall become part of said town.

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Section 6. The Mayor and Councilmen, herein named, shall continue in office until the expiration of their respective terms as stated in Section 3 of this Act. At least ten days prior to the first Monday in April of each and every year after the approval of this Act, the said The Mayor and Council of the town of Delmar shall call a public town meeting of the qualified voters of said town for the purpose of nominating candidates to be voted for at such election, by posting notices in ten or more of the most public places in said town, at least five days prior to the time designated in said notices for the said town meeting, giving the date, hour and place for the holding of said town meeting, and the offices for which nominations are to be made at such town meeting. The Secretary of the Town Commissioners shall call the meeting to order and thereupon a Chairman and Secretary of the meeting shall be elected by a majority of the qualified voters present. At such meeting, nominations shall be made for the various offices to be voted for at such election, by a majority of the qualified voters present, and no person shall be voted for at such election, for any of the offices to be voted for at such election, except such person as has been duly nominated as aforesaid at such meeting. Provided that in case of any vacancy for any of the said offices occurring between the holding of said town meeting and the time for the holding of such election, caused by any person duly nominated as aforesaid, refusing to be a candidate, or otherwise, then and in such event, The Mayor and Council of the Town of Delmar shall nominate a qualified person or persons to fill such vacancy or vacancies on the ticket.

No person shall be nominated or elected to hold any of the aforesaid offices except citizens of said town who shall have attained to the age of twenty-one years or upwards, and who are taxables of said town, and who shall have paid all town taxes theretofore levied and assessed against them.

Not less than five days prior to the date for holding such election, the Town Commissioners shall cause the election ballots to be printed. Upon such ballots the names of the candidates for the offices to be filled, arranged alphabetically under each office, shall be placed, and immediately below each group

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of names, instructions as to how many to vote for; for instance, "Vote for One," or "Vote for Two," or as many as the voter shall be entitled to vote for in any particular case. The voters shall designate their choice of candidates to be voted for, for each particular office, at such elections, by drawing a line through the names of all persons who are candidates for each particular office, except those candidates in each group desired to be voted for; provided, however, that no elector at any such election shall be allowed to vote for more candidates for any particular office (but may vote for less) than the number to be elected at said election. Defective designation of a voter's choice under the head of one or more of such groups of candidates shall not invalidate such ballot so far as there shall appear to be a proper designation of choice in any other of said groups of candidates.

The method of voting shall be by striking out the names of those not voted for, so that the eligible number of candidates for any particular office shall remain on the ballot.

If after the approval of this Act, there is not sufficient time, before the first annual election on the first Monday in April, nineteen hundred and twenty-seven, as herein provided, to comply with all the provisions of this Act in reference to calling a town convention for the purpose of nominating candidates to be voted for at said election, posting notices thereof, giving notice of said election, and printing ballots, etc.; then and in such event it shall be lawful to defer said first election for one or more weeks in order to give sufficient time to comply with all of the provisions of this Act, in all other respects, except as to the actual date for holding said first election; provided, however, that said first annual election shall not be deferred for a greater number of weeks than is reasonably necessary to give sufficient time for making nominations and holding said election according to the provisions of this Act; and provided further that, in all other respects, in holding said first election, the provisions of this Act shall be complied with; and provided further that, in the event that said first election under this Act shall be deferred as herein stated, then and in such event all officers whose terms expire on the first Monday of April, nineteen hun-

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dred and twenty-seven, shall continue until such election and until their successors are elected.

That on the first Monday in April, A. D. 1927, (or as hereinabove provided), and on the same day in every year thereafter, there shall be held an election at the town hall in Delmar, at which election two Councilmen, or two Councilmen and a Mayor, as the case may be, shall be elected to serve for a term of two years. The polls shall remain open from two o'clock until four o'clock in the afternoon of said first Monday in April, and the persons to be chosen as Councilmen and Mayor shall be resident freeholders in said town, and said Councilmen and Mayor shall be elected to serve for a term of two years, or until his or their successor or successors shall have been elected and qualified; said election shall be held by two freeholders of said town, to be named by the said The Mayor and Council of the Town of Delmar, who shall be judges of the election and decide upon the legality of the votes offered. The said judges of said election may appoint one or more citizens of said town of Delmar to act as Clerk or Clerks of said election. At such election every taxable of the said town of the age of twenty-one years and upwards who shall have paid the town tax last assessed against him or her, shall be entitled to vote.

Section 7. There shall be twelve stated meetings of the said The Mayor and Council of the Town of Delmar, each year, the same to be held on the first Monday evening of each and every month, at which stated meetings it may adopt such ordinances as it may deem necessary for the government of said town, the improvement of the streets, the paving or other improvements of the sidewalks, the planting and protection of ornamental trees, the repair and making of public pumps, and for all other matters relating to the general welfare of said town, provided the same be not inconsistent with the provisions of the Constitution or the laws of the State of Delaware, or of the United States. By such ordinances it may impose fines, penalties or forfeitures and provide for their collection. The Mayor also, at the request of two or more of the Councilmen, may call such special meetings as may be deemed necessary properly to

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look after the interests and welfare of said town, of which special meetings, members of said Council shall be notified, and at such special meetings it shall have the right to transact any business that it may have the power to transact at any stated meeting. The Mayor shall preside at the meetings of the Council, but shall have no vote on any question except in case of a tie of the members. He shall have general supervision of the streets of said town, and of the persons who may be employed by the Council, and receive complaints of nuisances and other complaints of citizens of violation of laws and ordinances, which complaints shall be in writing and signed by the complainants, and present the same to the Council at its first meeting thereafter for action, and shall cause anyone who violates the laws and ordinances of the town to be proceeded against before the Alderman. He shall sign all warrants drawn on the Treasurer for the payment of any money and shall perform such other duties as may be prescribed by any ordinance or ordinances of the town. He may be paid for his services any sum which may be unanimously agreed upon by the other members of the Council, provided said sum does not exceed Fifty Dollars in any one year. Each of said Councilmen shall receive the sum of One Dollar for attendance upon each of the stated meetings provided for in this Section, as full compensation for services rendered to said town.

Section 8. The said The Mayor and Council of the town of Delmar shall at its first stated meeting in every year determine the amount of taxes to be raised in said town for that year, provided that the amount to be raised shall not in any year be more than Four Thousand Dollars (\$4,000.00); and it shall appoint an assessor, who may or may not be one of the Councilmen, to make an assessment of persons and property in said town; and it shall also appoint a collector and treasurer who may or may not be the same person. It shall be the duty of the assessor of said town within two weeks from his appointment to make a true, just and impartial valuation and assessment of said town, and also an assessment of all the citizens of said town, both male and female, of the age of twenty-one years and upwards, as well those owning real estate as those not own-

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ing real estate, of One Dollar as a poll tax. Provided, however, that nothing herein contained shall in anyway render subject to levy and taxation any property in said town that may now be expressly exempted from taxation and assessment by law. The said assessor, after making said assessment, shall forthwith deliver to The Mayor and Council of the Town of Delmar a duplicate containing the names of all persons assessed and the amount of the assessment, distinguishing the real and personal property of each. The Council shall assess the real and personal estate of the assessor. The said The Mayor and Council of the Town of Delmar shall within fifteen days after receiving said duplicate assessment list cause a complete and full transcript of said duplicate to be hung up in a public and conspicuous place in said town, there to remain for the space of twenty days thereafter for public inspection; and the said The Mayor and Council of the Town of Delmar shall on the Wednesday next after the expiration of the said period of twenty days, from two o'clock to four o'clock in the afternoon, sit to hear appeals from said assessment. Notice of the hanging up of the list, and also at the same time notice of the time and place of hearing appeals shall be given by notices posted in at least six public places in said town. They shall have the power on such day to add to or take from the amount of any assessment, except that of poll tax which shall always remain at One Dollar per capita. The decision of a majority of the said The Mayor and Council of the Town of Delmar, upon any appeal, shall be final and conclusive. No member of said Council shall sit upon his own appeal, but the same shall be heard and determined by the others. Immediately after the appeal day the said The Mayor and Council of the Town of Delmar shall cause the assessment list to be transcribed and the transcript to be delivered to the Collector. He thereupon shall collect from each taxable his proportion of the tax assessed and pay over the whole amount, after deducting his commissions and any delinquencies which may be allowed to the Treasurer, on or before the thirtieth day of June next after the receipt of his duplicate. The Collector shall have the same power in the collection of said taxes as is conferred by law upon the Receiver of Taxes and County Treasurer of Sussex County.

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All taxes shall be due and payable as soon as the warrant for the collection thereof is placed in the hands of the collector; and upon all taxes which are not paid within sixty days after said warrant is placed in the hands of the Collector there shall be added and collected, in addition to the original amount of said tax, a penalty of one per centum per month, so long as such tax shall remain unpaid.

Section 9. The said The Mayor and Council of the Town of Delmar shall have authority to use the money in the Treasury of the town for the general improvement, benefit and ornamentation of said town, and all money paid out by the Treasurer shall be paid only upon order of the said The Mayor and Council of the Town of Delmar; provided, that the said The Mayor and Council of the Town of Delmar shall have no authority to create debts or obligations on said town to an amount greater than is authorized to be raised by taxation, together with what it may receive from the Levy Court of Sussex County. At the end of each year a financial statement, showing in detail the receipts and expenditures of the town for the year then closing, shall be made and published in a newspaper published in the town of Delmar, or posted in some public and conspicuous place in said town.

Section 10. Any ordinances which may be adopted for the paving or improving of the sidewalks of the town, shall apply only to those persons owning the property along or in front of which said pavements are to be laid, and said persons so owning said property in fee shall bear the expense of making the pavement or other improvements when the same shall be ordered. If such ordinances be not complied with in three months after proper notice upon such owner or owners, the said The Mayor and Council of the Town of Delmar may procure the materials and do the work ordered, and collect the costs of the same, after thirty days notice by advertisements in some newspaper in the town of Delmar, or by posting in five or more of the most public and conspicuous places in said town, out of the personal property or real estate of the person or persons in default, situated in said town; the sale may be made by any person whom the Council may deputize for that purpose, and if the proper notice

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has been given, the sale shall be valid, and shall transfer all of the title of the person or persons in default in such property to the purchaser or purchasers, subject to prior liens and encumbrances. The money realized from said sale shall be paid to the Treasurer for the use of the town, but if there be any surplus, after paying the claim for which the sale was made, such surplus shall be paid over to the person or persons owning said property; the person seizing and selling any such property shall be allowed reasonable compensation therefor.

Section 11. The collector and treasurer shall be severally sworn or affirmed to discharge the duties of their respective offices with fidelity; such oath or affirmation to be administered by any person authorized by the laws of this State to administer oaths, or by the Mayor of the town. They shall also before entering upon the duties of their offices, give bond to The Mayor and Council of the Town of Delmar, with sufficient surety or sureties to be approved by it, in such sum as may be required by the said The Mayor and Council of the Town of Delmar, conditioned for the faithful discharge of the duties of their said offices, and for the payment to their successors in office of all sums of money belonging to said town which may remain in their hands upon the settlement of their accounts, to which said bond and condition there shall be annexed a warrant of attorney for the confession of judgment for said penalty. The said The Mayor and Council of the Town of Delmar may at any time, in its discretion, require such officers to furnish additional bond as aforesaid, as the amount of money which will come into the hands of said officers may increase. And it shall be the duty of the said The Mayor and Council of the Town of Delmar to require bond of said officers in at least double the amount of money likely to come into his or their hands. The said Treasurer shall pay all orders drawn on him by the said The Mayor and Council of the Town of Delmar, and signed by the Mayor, out of any moneys in his hands belonging to said town. He shall settle his accounts annually on or before the first Monday in April, and shall make settlements at such other time as may be required of him.

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Section 12. The Mayor and Council of the Town of Delmar, at its first meeting after the annual election, or as soon thereafter as convenient, shall proceed to elect by ballot some suitable person resident in said town to be Alderman of the town of Delmar, who may or may not be a Justice of the Peace of said town, to serve as such for the term of one year, or until his successor shall be duly elected and qualified, subject to the removal from office at any time by a majority vote of the said The Mayor and Council of the Town of Delmar. Before entering upon his duties he shall be sworn or affirmed by the Mayor or by anyone of the Councilmen to perform the duties of his office honestly, faithfully and imparitally.

Section 13. The said The Mayor and Council of the Town of Delmar shall appoint a town clerk whose duties shall be to keep an accurate record of all the transactions of the said The Mayor and Council of the Town of Delmar and shall perform such other duties as the said The Mayor and Council of the Town of Delmar may require of him. The said town clerk may be a member of the Council or any other qualified citizen of the town of Delmar, and shall be paid for his services such sum as the said The Mayor and Council of the Town of Delmar may fix, provided that said compensation shall not exceed the sum of Twenty-five dollars (\$25.00) per annum; and provided further, that if said Town Clerk is chosen from among the members of the said The Mayor and Council of the Town of Delmar, he shall not receive the monthly compensation of One Dollar, herein provided to be paid to the members of the Council, in addition to the compensation to be paid him for his services as clerk.

The Treasurer of the said The Mayor and Council of the Town of Delmar also shall receive for his services as treasurer such sum as may be determined upon by the said The Mayor and Council of the Town of Delmar, provided that the compensation to be paid the said treasurer shall not exceed the sum of Twenty-Five Dollars (\$25.00) per year.

Section 14. The said The Mayor and Council of the Town of Delmar shall appoint a Town Constable, and it shall be the duty of said Town Constable and of the Alderman to suppress

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all riotous, turbulent, disorderly and noisy assemblages or gatherings of persons, at any time or anywhere within the corporate limits of the town of Delmar. It shall be the duty of the Constable to seize and arrest any persons so offending, and take them before the Alderman of said town, whose duty it shall be to hear and determine the case, and upon conviction before him, he may fine such persons so convicted a sum not exceeding Ten Dollars, and in default of payment of such fine, may commit such persons to the County Jail for a period not exceeding thirty days. In all such cases the fees of the Alderman and of the Constable shall be One Dollar each, and in any case where the fees of the said officers are not specified they shall receive such fees as may be specified by law in similar cases. Any fines imposed and collected by the Alderman shall be paid into the town treasury, to be used for municipal purposes.

Section 15. All manufacturing industries that may locate in said town, after the adoption of this Charter, shall be exempt from all town tax for a period of ten years.

Section 16. The said The Mayor and Council of the Town of Delmar is authorized, empowered, and directed to appropriate, out of the funds raised in said town by taxation, a sum not to exceed Five Hundred Dollars (\$500.00) in any one year, for the support and maintenance of the fire company of said town of Delmar. The funds so to be appropriated to said fire company shall be used for the purpose of keeping the fire fighting equipment in good condition and to add thereto as necessity may arise.

Section 17. All ordinances, rules and regulations adopted or passed by the said The Mayor and Council of the Town of Delmar shall be preserved and recorded at length in a suitable book kept for that purpose, and all ordinances of a general or permanent nature and those imposing a fine or penalty, shall be published at least twice in some newspaper published in the town of Delmar, or shall be posted in five or more public and conspicuous places in said town. All ordinances, rules and regulations heretofore adopted or passed by the said The Mayor and Council of the Town of Delmar, whether published in any newspaper or

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not, shall be valid and binding upon all persons in anywise affected thereby.

Section 18. The said The Mayor and Council of the Town of Delmar shall be vested with all the powers, rights, privileges, franchises, and immunities heretofore belonging to The Mayor and Council of the Town of Delmar, as a municipal corporation, and generally shall have all the powers, privileges and franchises incident to a municipal corporation or body politic.

That all previous Acts to incorporate the town of Delmar are hereby made null and void from the date on which this Act becomes effective and operative, saving and excepting, however, from the effects of such repeal and hereby expressly declaring that all ordinances, rules and regulations heretofore adopted and enacted and now in force in pursuance of any law of this State, shall continue in full force and effect until repealed, altered or amended by the said The Mayor and Council of the Town of Delmar. That all the acts and doings of the said The Mayor and Council of the Town of Delmar, or of any officer of said town lawfully done or performed under the provisions of any law of this State, or of any ordinances of the said The Mayor and Council of the Town of Delmar are hereby ratified and confirmed. That all the debts, fines, penalties and forfeitures due to the said The Mayor and Council of the Town of Delmar, and all debts due from the said The Mayor and Council of the Town of Delmar to any person or persons whomsoever, or to any corporation, are hereby declared to be unaffected and unimpaired by this repeal, and all laws of this State for the collection and enforcement thereof shall continue in full force until the same shall be fully paid and discharged. That all powers now conferred by law upon the collector for the collection and enforcement of all taxes in said town heretofore assessed and uncollected, shall continue in full force and effect until all of said taxes shall be fully collected and paid. That the official bonds of the collector and other officials required to give bond, shall be unaffected and unimpaired by this repeal, and they and their sureties therein shall continue liable for any breaches of any of the conditions of said bonds, and that all of the proceedings heretofore commenced for the collection of any penalty, fine, forfeiture or debt to said town,

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under any law or ordinance, shall in nowise be affected or impaired by this repeal, but the same shall be prosecuted to judgment and execution until fully paid, liquidated and discharged.

Approved March 25, A. D. 1927.

CHAPTER 101

CITIES AND TOWNS

AN ACT authorizing the Town Council of "The Town of Dover" to borrow Two Hundred Thousand Dollars (\$200,000) and to issue bonds therefor, for the purpose of defraying the expenses incident to the improvement of the streets and the extension of the sewers and sewer system of "The Town of Dover."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch of the Legislature concurring therein):

Section 1. That the Town Council of "The Town of Dover", a municipal corporation created by and existing under the laws of the State of Delaware, be and it is hereby authorized and empowered to borrow, on the faith and credit of the said Town, a sum of money not exceeding Two Hundred Thousand Dollars (\$200,000) to be used for the purpose of defraying the expenses incident to the improvement of the streets and the extension of the sewers and sewer system of "The Town of Dover."

Section 2. That the Town Council of the said "The Town of Dover" for the purpose set forth in Section 1 of this Act, shall have full power and authority to issue bonds of the said "The Town of Dover" to an amount not exceeding in the aggregate the sum of Two Hundred Thousand Dollars (\$200,000) to be known as "Dover Street and Sewer Bonds series of 192—", the year in which they are issued.

Section 3. The said bonds shall be issued in such denominations as the said Town Council of "The Town of Dover" may deem proper and shall be numbered consecutively, beginning with number one, and shall bear interest at a rate not exceeding four and one-half per centum per annum, payable on the first days of January and July in each and every year, at the Farmers Bank of the State of Delaware, at Dover, on the presentation of the coupons attached to said bonds, representing said semi-annual interest.

Section 4. Said bonds shall bear date on the first day of January or on the first day of July of the year in which the same

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shall be issued, and the principal thereof shall be payable at the Farmers Bank of the State of Delaware, at Dover, at the expiration of thirty years from their date, and the said bonds, or any of them, may be redeemed at the option of the said Town Council at par and accrued interest at any interest period after the expiration of five years from the date of said bonds; provided, however, that if the Town Council shall at any time after the expiration of five years from the date of said bonds, elect to redeem any of said bonds, such redemption shall be made in pursuance of notice signed by the President of the said Town Council and by the Treasurer of said Town, published once a week for two consecutive weeks in each newspaper published in said town. Such notice shall indicate the bonds called, and in making such calls the Town shall call the bonds according to their number, beginning with the lowest number, and the interest on any of said bonds shall cease from the date named in any of said calls for redemption.

Section 5. The Town Council of "The Town of Dover" shall direct and effect the preparation, printing and sale of said bonds authorized by this Act at such time or times and on such terms as it may deem expedient, and all the moneys arising from said sale shall be applied to carrying into effect the provisions of this Act.

Section 6. The form of said bonds, with coupons thereto attached, shall be prescribed by the Town Council of "The Town of Dover" and said bonds shall be signed by the President of the Town Council of "The Town of Dover" and by the Treasurer of said Town, and sealed with the corporate seal of said corporation, and shall be exempt from State, County and Municipal taxes. As said bonds and coupons thereto attached shall be paid the same shall be cancelled as the said Town Council shall direct.

Section 7. The said Town Council of "The Town of Dover" is hereby authorized and required to levy and raise by taxation in each year, a sum of money sufficient to pay all interest accruing on said bonds or any of them, whilst any of said bonds shall remain unpaid, and the said Town Council is further authorized and empowered to levy and raise by taxation from time to time

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such sum or sums as said Town Council shall deem proper to establish a sinking fund adequate for the redemption of said bonds or any of them, at or before their maturity.

The taxes for the said purposes shall be levied and collected as other taxes in said Town are, and shall be assessed on the head and on real estate and assessable personal property, and such taxes shall be in excess of and in addition to the sum or amount heretofore authorized to be raised by the said Council. The Treasurer of the Town may, if the Town Council deems proper, be required to give additional bond, with sufficient surety, for such sum as said Town Council shall determine and approve.

Section 8. The bonds authorized by this Act may be issued at one time and in one series or at different times and in different series, as the Town Council of "The Town of Dover" shall determine, and the authority to issue and sell any bonds or number of bonds under this Act shall not be deemed to be exhausted until the aggregate of the amount of bonds issued under this Act shall be Two Hundred Thousand Dollars (\$200,000).

Section 9. The faith and credit of the said "The Town of Dover" are hereby pledged for the payment of all of the bonds that may be issued under the provisions of this Act.

Section 10. That before any bonds shall be issued under the provisions of this Act a special election shall be held in the same place and in the same manner as other Town elections. Notice of said election shall be given by advertisements published in at least one issue of a newspaper published in the Town of Dover at least two weeks before the day of such election, and printed notices of the election shall be posted in at least ten public places in said Town at least two weeks before the holding of said election, which advertisements and notices shall state the time and place of the election, and the amount of bonds proposed to be issued and the purpose for which the money is to be borrowed. At said election every taxable paying Town taxes in said Town and not delinquent in such payment at the time of such election, shall be entitled to vote, and shall have one vote for each dollar or fractional part of one dollar of taxes paid by such taxable according to the last assessment in said Town, and for the purpose of this

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election, residence shall not be a qualification to voting in said Town. At said election the ballots used shall have written or printed thereon the words "For the bond issue" or the words "Against the bond issue." If at such election a majority of the votes cast shall be for the bond issue, then bonds to the amount voted on and not exceeding in the aggregate Two Hundred Thousand Dollars (\$200,000) may be issued as in this Act provided, but if at such election the majority shall be against the bond issue, then no bonds shall be issued nor money borrowed under this Act.

A statement appearing in the bonds issued under the provisions of this Act to the effect that the bonds have been duly authorized, shall be deemed and held to be conclusive evidence in favor of the holder of any of such bonds that the terms and conditions of this section and of this Act as a whole, have been fully met and complied with.

Approved March 18, A. D. 1927.

CHAPTER 102

CITIES AND TOWNS

AN ACT to amend Chapter 186, Volume 23, Laws of Delaware, entitled "An Act to incorporate the Town of Ellendale," by authorizing the Town of Ellendale to borrow not exceeding Seven Thousand Dollars (\$7000) and to issue bonds to secure the payment thereof.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That Chapter 186, Volume 23, Laws of Delaware, be the same is hereby amended by adding to said Chapter a new section to be known as Section 23, as follows:

Section 23. The Board of Commissioners of the town of Ellendale, is hereby authorized and empowered to borrow upon the faith and credit of the said Town, a sum of money not to exceed the sum of Seven Thousand Dollars (\$7000), and to issue Bonds to secure the payments thereof.

The money so borrowed shall be used for the purpose of and to contribute toward the erection of a Power and Light Line not to exceed the sum of Twenty Five Hundred Dollars (\$2500), to be built by the Eastern Shore Gas and Electric Company, or any other Company having the right to erect such a Line, and the balance thereof to be used in building and equipping a Fire House, and a Community Building, combined.

The said Bonds shall be prepared under the direction of said Board of Commissioners of the Town of Ellendale and shall have such form and bear such rate of interest not to exceed the legal rate, and may contain provisions for redemption before maturity, and have such date of maturity as the said Board of Commissioners of the Town of Ellendale shall determine.

The said Bonds shall be sold as and when the Board of Commissioners of the Town of Ellendale may determine and upon such terms as shall be most advantageous for the Town of Ellendale.

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The Board of Commissioners of the Town of Ellendale is hereby authorized and empowered to impose and levy a special tax upon the persons and property of the persons subject to assessment for the purpose of defraying the annual interest on said Bonds and an adequate sinking fund for the redemption thereof at maturity, provided, that the special tax shall not in any one year exceed the sum of One Thousand Dollars (\$1000.00).

Section 3. This Act shall not become effective until it shall have been approved by a majority of the voters in the Town of Ellendale, legally qualified to vote at the last Town Election, and who have not since been disqualified for any cause; and for that purpose the Board of Commissioners of the Town of Ellendale are hereby authorized and directed to provide for, regulate and announce the result of said Election, the same to be held on a day and date the said Board of Commissioners shall hereafter designate; if a majority of the ballots cast at the said Election shall be for the Bond Issue the said Board of Commissioners shall have the right to exercise all the powers above specified; but if a majority of the ballots shall be against the Bond Issue the said Board of Commissioners shall not have the right to exercise any such powers.

Section 3. This Act shall be deemed and taken to be a Public Act.

Approved March 16, A. D. 1927.

CHAPTER 103

CITIES AND TOWNS

AN ACT increasing the amount to be raised by taxation by the Town of Ellendale.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein) :

Section 1. That from and after the passing of this Act the amount to be raised by taxation by the Town of Ellendale, Sussex County, Delaware, shall be any amount determined upon by the Commissioners of said Town not exceeding Two Thousand Dollars (\$2000) in any one year; and all parts of the charter of said town and the amendments thereto in conflict with this Act be and the same are hereby repealed.

Approved March 16, A. D. 1927.

CHAPTER 104

CITIES AND TOWNS

AN ACT to amend An Act entitled "An Act to Incorporate the Town of Frankford," being Chapter 438, Volume 22, Laws of Delaware, as amended.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That the act entitled "An Act to Incorporate the Town of Frankford," being Chapter 438, Vol. 22, Laws of Delaware, as heretofore amended, be and the same is hereby further amended by striking out all of the last paragraph of Section 23 thereof and inserting in lieu thereof the following:

"The amount to be raised by taxation under this Section shall not exceed the sum of Two Thousand Dollars (\$2,000) in any one year, provided however that the Council of said town, whenever authorized by referendum vote duly held and conducted in all respects as provided for in Section 23 of said Act as amended, may raise by taxation any amount above and exceeding the sum of Two Thousand Dollars (\$2,000). At such referendum one set of ballots used shall have written or printed thereon the words "for increased taxation," and another set of ballots shall have written or printed thereon the words "against increased taxation" and both sets of ballots shall specify thereon the amount proposed to be raised; when, however, any sum in excess of Two Thousand Dollars (\$2,000) shall have been authorized and approved at such a referendum it shall be lawful to raise by taxation such approved sum from year to year without the necessity of holding a referendum election each year, when, however, it shall be proposed to increase the sum to be raised each year by taxation above the amount approved at the last referendum then in order to authorize any such increase a new referendum shall be necessary and whenever any increased sum shall be authorized at any referendum said sum shall represent the maximum amount authorized to be raised from year to year by taxation until an increase shall have been authorized by referendum duly held as aforesaid.

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The Council of said Town shall publish and post, in three of the most public and conspicuous places in the said Town, at least ten days before the annual Town election in June of each year, an itemized account of all receipts and expenses for said year; and the said Council shall also cause the said account to be read to the public, at the time and place of said election, each year, immediately prior to the opening of said election.

Approved March 22, A. D. 1927.

CHAPTER 105

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AN ACT to amend An Act entitled "An Act to Incorporate the Town of Frankford," being Chapter 438 of Volume 22, Laws of Delaware as amended, by granting to "The Town of Frankford" additional powers.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each house concurring therein):

Section 1. That the act entitled "An Act to Incorporate the Town of Frankford" approved March 17, 1903, being chapter 438, Vol. 22 Laws of Delaware, which was revived, renewed, re-enacted and amended by Chapter 187, Vol. 23 Laws of Delaware, be and the same is hereby amended by adding at the end of Section 14 of said act the following words:

"The Council of said Town shall also be authorized and empowered at any regular or special meeting, by majority vote, to pass ordinances granting franchises to any proper persons, firms or corporations, for such a number of years as shall seem wise to said Council, to use the present and future streets, highways, avenues, lanes and alleys of the Town of Frankford for the purpose of furnishing light, heat, power or water or any of them to said Town and to persons, firms or corporations residing therein or adjacent thereto, or for the purpose of transmitting light, heat, power or water or any of them through, over or under said public streets, highways, avenues, lanes and alleys to points outside the limits of said town; any such franchise to contain such restrictions, conditions and stipulations as shall to said Council seem wise; and said council by majority vote shall also have authority to enter into contracts with any proper persons, firms or corporations for the furnishing of light, heat, power or water or any of them to said town and to persons, firms and corporations resident therein or adjacent thereto; and said Council by majority vote are also authorized and empowered in their discretion to sell and convey or lease to any proper persons, firms or corporations, any and all real or personal property or both now or hereafter owned by the Town and used for furnishing light, heat, power or water or any of them and to

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execute to the purchaser or purchasers thereof proper deeds or bills of sale for the same and to use the purchase money arising from any such sale or sales as said Council shall deem best for the benefit of said Town.

Approved March 16, A. D. 1927.

CHAPTER 106

CITIES AND TOWNS

AN ACT to amend Chapter 238, Volume 26, Laws of Delaware, entitled "An Act to Reincorporate the Town of Georgetown," by increasing the amount which may be raised annually by taxation in the Town of Georgetown, and authorizing the appropriation of a sum not to exceed One Thousand Dollars in any one year for the maintenance and support of the property and equipment of the Fire Company of the Town of Georgetown.

Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met, (two-thirds of all the members elected to each house concurring therein):

Section 1. That Section 6, Chapter 238, Volume 26, Laws of Delaware, entitled "An Act to Reincorporate the Town of Georgetown," be and the same is hereby amended by striking out the word "Twenty-Five" at the end of the seventh line in said Section, and inserting in lieu thereof the words "Forty-Five."

Section 2. That said Section 6, Chapter 238, Volume 26, be further amended by adding the following after the first paragraph in said Section 6: "That from the amount so to be raised by way of a tax, the Town Council of Georgetown is authorized, empowered and directed to appropriate in the years 1927, 1928, 1929 and 1930 to the Georgetown Fire Company for the maintenance and upkeep of its property and equipment such sum as may be necessary for the proper maintenance and upkeep of said property and equipment, provided that the sum so to be appropriated shall not exceed One Thousand Dollars in any one year; and provided further, that before any appropriation shall be made, as herein provided, the said Georgetown Fire Company shall file with the Town Council of Georgetown a statement sworn to by the President and Treasurer of said Georgetown Fire Company, showing what amounts had been expended during the preceding year for the maintenance and upkeep of the property and equipment of said Georgetown Fire Company, together with a statement showing the probable needs of the Fire Company for said purpose for the ensuing year.

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Section 3. That Chapter 243, Volume 27, Laws of Delaware, and all other Acts or parts of Acts inconsistent with the provisions of this Act, are hereby repealed.

Section 4. That before the provisions of this Act shall go into effect, the increase of the amount to be raised by taxation in said town of Georgetown, and the provision authorizing the Town Council of Georgetown to appropriate a sum not to exceed One Thousand Dollars each year for the support of the Fire Company of Georgetown, as herein provided, shall be submitted to and approved by a majority of the voters at a special election which the said Town Council of Georgetown is hereby authorized and directed to call within sixty days after the approval of this Act by the Governor. At such election every person now entitled to vote in town elections in Georgetown, shall be entitled to one vote; and if a majority of the votes cast at such special election shall be in favor of the provisions of this Act, all of said provisions immediately shall become operative; but if a majority of the votes cast at such special election shall be against the provisions of this Act, then the entire Act shall be null and void.

Approved March 22, A. D. 1927.

CHAPTER 107

CITIES AND TOWNS

AN ACT to authorize the Town Council of Georgetown to adopt an ordinance or ordinances providing rules for conducting pool tables and billiard tables, pool rooms and billiard rooms, open to public use within the Town of Georgetown, and to regulate the hours of opening and closing the same.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: (two-thirds of all the members elected to each Branch concurring therein):

Section 1. That the Town Council of Georgetown be and it is hereby authorized to adopt an ordinance or ordinances providing rules for conducting pool tables and billiard tables, pool rooms and billiard rooms, open to public use within the Town of Georgetown, and to regulate the hours of opening and closing of the same, provided that no ordinance or ordinances shall be made directing the same to be closed before twelve o'clock, midnight, and providing for the punishment of the violation of such ordinance or ordinances.

Section 2. That all acts or parts of acts inconsistent herewith are hereby repealed.

Approved March 25, A. D. 1927.

CHAPTER 108

CITIES AND TOWNS

AN ACT to amend an Act entitled, "An Act to Reincorporate the Town of Harrington," approved April 11, 1907, being Chapter 209 of Volume 24 of the Laws of Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each Branch of the Legislature concurring therein):

Section 1. That the Act entitled "An Act to Reincorporate The Town of Harrington" approved April 11, 1907 being Chapter 209 of Volume 24 of the Laws of Delaware be and the same is hereby amended as follows:

I. By striking out all of the third sentence of Section 7 of said Act, being that portion of said Section 7 relating to the opening of new streets.

II. By striking out all of Section 8 of said Act and by inserting in lieu thereof a new Section 8 as follows—

"Section 8. The said Commissioners or a majority of them shall have power and authority to lay out, locate and open new streets and to widen and to alter existing streets or parts thereof, and to vacate or abandon streets or parts thereof, whenever they shall deem it for the best interest of the Town of Harrington. The procedure in every case as aforesaid shall be as follows: The said Commissioners shall, by a majority vote, adopt a resolution favorable to the opening of the new street, or to the widening or altering of a street, or to the vacating or abandoning of a street, or any part thereof, as the case may be, and giving a general description of the street to be opened or widened, or altered, or of the street or part thereof to be vacated or abandoned, as the case may be. The said resolution shall also state the day, hour and place when the said Commissioners or a majority of them will sit to hear objections and to award just and reasonable compensation to anyone who will be deprived of property. A copy of such resolution shall be posted in five or more public places in the Town of Harrington at least five days before the day fixed for the hearing aforesaid.

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At the time and place fixed in the said resolution, said Commissioners, or a majority of them, shall hear such residents of the town or owners of the property affected as shall attend and shall at said meeting, or at a subsequent day, as they shall deem proper, adopt a resolution by a majority vote to proceed with or to abandon, as they shall deem for the best interest of the said town, the opening of a new street or the widening, altering, vacating or abandoning of an existing street or part thereof, as the case may be, as contemplated in their prior resolution. And in case the determination of the said Commissioners, or a majority of them, shall be to proceed with the plan contemplated by the resolution first aforesaid, they shall also award just and reasonable compensation to anyone who will be deprived of property in consequence thereof. Such compensation, if any be awarded, shall be paid by the treasurer of the Town of Harrington, out of moneys of said Town, on a warrant drawn on him by authority of the Commissioners aforesaid. If anyone who will be deprived of property as aforesaid be dissatisfied with the compensation awarded by the Commissioners aforesaid, he may within five days after the award of the Commissioners as aforesaid appeal from such award by serving written notice to that effect on the said Commissioners or any one of them. In order to prosecute said appeal such appellant shall within five days after the expiration of the five days allowed for the appeal as aforesaid apply to the Judge of the Superior Court for the State of Delaware resident in Kent County, or in his absence at said time, to the Chief Justice of the said Court for the appointment of freeholders to hear and determine the matter of compensation to such appellant for any property of which he will be deprived as aforesaid, and thereupon the said Judge or Chief Justice, as the case may be, shall issue a commission under his hand directed to five impartial freeholders of Kent County commanding them to determine and fix the damages which the said appellant will sustain by reason of being deprived of any property as aforesaid, taking into consideration the benefits or advantages that will enure to the said appellant, and to make return of their findings to the said Judge or Chief Justice, as the case may be, at a time therein appointed. The said freeholders shall give notice of the day, hour and place

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when they will meet to view the premises and to assess the damages, if any, as aforesaid. Such notice shall be served upon the appellant personally or by posting a copy on the premises affected at least five days before the day when they are to view the premises as aforesaid and a copy of such notice shall also be served on the President of the Commissioners of the Town of Harrington or their Secretary at least five days before the day of such meeting.

The freeholders named in such commission being first sworn or affirmed on the day and at the hour and place stated in the notice aforesaid, shall view the premises and hear the appellant and his witnesses and the Commissioners of the Town of Harrington and their witnesses, and shall without delay, determine and fix the damages, if any, which the said appellant will sustain by reason of being deprived of any property as aforesaid. Thereupon and without delay the said freeholders shall make return in writing of their proceedings in the premises to the said Judge or Chief Justice, as the case may be, who shall cause the said return to be delivered to the said Commissioners of the Town of Harrington, and such return shall be final and conclusive. The said Judge or Chief Justice shall have power to fill any vacancy among the freeholders. The amount of damages being ascertained as aforesaid, the said Commissioners of the Town of Harrington may pay or tender the same to the person or persons entitled thereto, within one month after the same shall be finally ascertained, or may deposit the same to his or her credit in any bank in the Town of Harrington to the credit of the person or persons entitled thereto within the said period of one month, and thereupon the said Commissioners of the Town of Harrington may carry into effect the plan contemplated in their resolutions aforesaid. In the ascertainment and assessment of damages by the freeholders appointed by the Judge or Chief Justice aforesaid, if the damages shall be increased, the costs of the appeal shall be paid by the Treasurer of the town out of any money in his hands belonging to the town, but if said damages shall not be increased the costs of the appeal shall be paid by the party appealing. The fees to the freeholders shall

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be two dollars per day to each, which shall be taxed as part of the costs.

Whenever the land comprehended or included in any street, or part thereof, vacated or abandoned under this Section is owned by the Commissioners of the Town of Harrington, or by the Town of Harrington, the said Commissioners or a majority of them may, in their discretion, sell such land either at private or public sale and for such consideration as the said Commissioners shall deem proper, and shall have the right and power to convey to the purchaser or purchasers thereof a good and sufficient title thereto.

The word street shall be deemed and held to comprehend and include sidewalks, lanes and alleys."

III. By striking out the first sentence of Section 13 of said Act after the word and number "Section 13," and by inserting in lieu thereof—"That the Commissioners shall at the first stated meeting in every year determine the amount of tax to be raised in said town for that year which amount shall not exceed fifteen thousand dollars (\$15,000.00) excluding the dog tax."

Approved March 25, A. D. 1927.

CHAPTER 109

CITIES AND TOWNS

AN ACT to amend an Act entitled "An Act to Reincorporate the Town of Harrington" approved April 11, 1907, being Chapter 209 of Volume 24 of the Laws of Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members elected to each branch of the Legislature concurring therein) :

Section 1. That the Act entitled, "An Act to Reincorporate The Town of Harrington," approved April 11, 1907, being Chapter 209 of Volume 24 of the Laws of Delaware, as amended, be and the same is hereby amended as follows:

1. By striking out the words "an Assessor" in the first sentence of Section 3 of said Act.

2. By adding to Section 3 and at the end thereof the following:

"That at the regular town election held in the year 1928 and also at the regular town election held in each fourth year thereafter, there shall be elected three assessors (each of whom must be the owner of a free hold estate in real property situated within the corporate limits of the town of Harrington and must have been such owner for the six months next preceding his election) who shall hold office for the term of one year from the date of their election. At the regular town election held in each year, except that held in the year 1928 and also except that held in each fourth year after the year 1928, there shall be elected one assessor (who must be the owner of a freehold estate in real property situated within the corporate limits of the town of Harrington and must have been such owner for the six months next preceding his election) who shall hold office for the term of one year from the date of his election and until his successor has been duly elected and qualified."

3. By striking out all of Section 13 of said Act and by inserting in lieu thereof a new Section 13 as follows:

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"Section 13. That the Commissioners shall, at the first stated meeting in every year, determine the amount of tax to be raised for said town for that year, not exceeding Fifteen Thousand Dollars (\$15,000.00), exclusive of the dog tax.

In the year 1928 and in each fourth year thereafter, there shall be made between the date of the town election and the eighth day of February in such year a true, just and impartial valuation and assessment of all the real property within the said town and of all the personal property within said town subject to county taxation (except personal property on any farm land in the corporate limits of the town of Harrington actually used in the farming of such land), and also an assessment of all the male residents of said town above the age of twenty-one years, as well those owning as those not owning real or personal property. Such valuation and assessment of the real property and of the personal property shall be according to the true market value thereof at the time the assessment is made. The assessment shall show the names of all the persons assessed and the amount of their assessment distinguishing the real, poll and personal assessment of each. Every dog in the corporate limits of the town of Harrington shall be assessed at fifty cents, and the assessment shall show the names of persons owning such dogs and the number of dogs owned by each.

In the year 1928 and in every fourth year thereafter, the three assessors elected in such year shall between the day of their election and the eighth day of February in such year make an assessment in accord with the foregoing provisions of this Section. In case any assessor shall be unable to act by reason of sickness, absence, change of residence from the town of Harrington, or for any cause whatever, the Commissioners of the town of Harrington shall appoint an assessor or assessors in the place of the one or ones so unable to act as aforesaid. The acts and decisions of any two of the three assessors shall be as effective as if done or made by all three. Before acting, each assessor shall be sworn or affirmed to perform the duties of the office faithfully and impartially.

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The assessment shall be made in duplicate and as soon as made shall be delivered with the duplicate to the Commissioners of the town of Harrington.

The said Commissioners shall without delay cause the duplicate assessment to be hung up in some public place in the said town, and there to remain for the period of five days thereafter for public information, together with a notice that on a day and time and at a place stated in said notice the assessment will be revised and corrected and appeals heard. On the day and time and at the place designated in the said notice, the three assessors together with the President and the Secretary of the Commissioners of the town of Harrington, shall sit as a Board of Revision and Appeal. At such sitting, the said Board shall go over the assessment and shall hear appeals, and shall without unnecessary delay revise and correct the assessment. In making such revision and correction the said Board shall have full power and authority to alter, add to, deduct or take from the assessment as first made up. The decision of a majority of the said Board shall be final. The assessment as revised and corrected by the Board of Revision and Appeal in the year 1928 and in each fourth year thereafter shall be known as the Town of Harrington General Assessment. If at any sitting of the aforesaid Board of Revision and Appeal, any member of the said Board shall for any cause be unable to sit, the Commissioners of the Town of Harrington shall appoint one or more of their own number to sit on the said Board of Revision and Appeal in place of the member or members of said Board unable to act as aforesaid.

The Town of Harrington General Assessment when made as aforesaid shall constitute the assessment for the town of Harrington until a scrap assessment is made as hereinafter provided.

In each year (except the year 1928 and except also every fourth year after the year 1928) the assessor elected in such year shall make a scrap assessment between the day of his election and the eighth day of February in such year assessing all improvements made since the assessment of the preceding year and all real and personal property inadvertently omitted from

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the prior assessment, and all male persons above the age of twenty-one years who have taken up their residence in the town of Harrington since the assessment of the preceding year, and making such changes as to the number of dogs and owners thereof taxable under the provisions of this Act as shall accord with the facts. The valuation and assessment of the improvements and of real and personal property as aforesaid shall be according to the true market value thereof at the time the scrap assessment is made. The assessor shall also make a duplicate of such scrap assessment. The assessor shall deliver the scrap assessment and the duplicate to the Commissioners of the town of Harrington on or before the eighth day of February in such year, and the said Commissioners shall cause the said duplicate to be hung up in some public place in the said town, and there to remain for the period of five days thereafter for public information, together with a notice that on a day and time and at a place stated in said notice, the scrap assessment will be revised and corrected and appeals heard by the Commissioners of the town of Harrington. On the day, and at the time and place designated in the said notice, the Commissioners of the town of Harrington shall sit to correct and revise the scrap assessment and to hear appeals from the scrap assessment. At such sitting the said Commissioners shall go over the scrap assessment and shall hear appeals relating to the scrap assessment and shall without unnecessary delay revise and correct the said scrap assessment. In making such revision and correction, the said Commissioners shall have full power and authority to alter, add to, deduct and take from the said scrap assessment as first made up. The decision of a majority of the said Commissioners shall be final. The scrap assessment as revised as aforesaid together with the Town of Harrington General Assessment next preceding shall constitute the assessment for the town of Harrington until a new scrap assessment or a new general assessment is made, as the case may be.

Before beginning his duties under this Section, the assessor shall be sworn or affirmed to perform the duties of the office faithfully and impartially.

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In case the assessor elected at the town election shall be unable to perform his duties by reason of sickness, absence, change of residence from the town of Harrington, or for any cause whatever, the Commissioners of the town of Harrington shall appoint an assessor in his place.

All taxes for the town of Harrington shall be levied and raised on the real property, personal property and persons according to the assessment then in force in just and reasonable proportions and rates.

The Commissioners of the town of Harrington shall in each year and as soon as practicable after the assessment or scrap assessment, as the case may be, has been revised and corrected, as hereinbefore provided, cause the assessment list to be transcribed, and the transcript to be delivered to the Collector, who shall thereupon collect from each taxable his proportion of the tax laid, and pay over the whole amount (deducting commissions and delinquencies allowed by the Commissioners), to the Treasurer by the first day of July following. The Collector shall have the same powers for the collection of the said tax as are conferred by law on the Collectors of county taxes and of school taxes. The Collector, before entering on the duties of his office, shall give bond with sufficient surety in the penal sum of double the amount of money to be by him collected each year to "The Commissioners of the Town of Harrington" conditioned for the payment to the Treasurer of all moneys collected and for the settlement of his accounts with the Treasurer in the month of July for the year for which he is elected Collector, and at such other times as the Commissioners may require. The treasurer shall in like manner, before entering upon the duties of his office, give bond with sufficient surety, in such amount as shall be determined by the Commissioners of the town of Harrington, conditioned in substance for the faithful discharge of his duties and for the just and true accounting and payment over of all moneys coming into his hands.

Each assessor making the quarterly general assessment shall be entitled to Seventy-five Dollars (\$75.00) for the faithful performance of his duties. The assessor making the scrap assess-

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ment shall be entitled to Fifty Dollars (\$50.00). The President and Secretary of the Commissioners of the town of Harrington (or the member or members filling their places) shall be paid Three Dollars (\$3.00) each for sitting on the Board of Revision and Appeal.

The Treasurer shall be paid the sum of Fifty Dollars (\$50.00) for the faithful performance of his duties.

The Collector and Treasurer of the said town shall annually on or before the first Monday in November prepare a true and correct list of all uncollected taxes and furnish a true copy of the same to the said Commissioners at the first meeting thereafter, a copy of which list shall be posted in one or more public places within said town."

Section 2. This Act shall go into effect on the ninth day of January, 1928. This Act shall not affect the assessment of the town of Harrington made for the year 1927 nor the taxes due thereunder, nor the liability of taxables therefor, nor the rights, powers and duties of the Collector of said town to enforce the payment of taxes under said assessment.

Approved April 29, A. D. 1927.

CHAPTER 110

CITIES AND TOWNS

AN ACT authorizing the "Town of Hartly" to borrow Five Hundred Dollars (\$500.00) to install an electric light system and to issue bonds therefor.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House thereof concurring therein) :

Section 1. That the "Town of Hartly" be and is hereby authorized and empowered to borrow upon the faith and credit of the said town of Hartly, a sum not exceeding Five Hundred Dollars (\$500.00), to be expended as hereinafter provided, and to issue bonds of the said Town of Hartly for the payment thereof.

Section 2. The form of the aforesaid bonds, their denominations, their name, their date, number, time of maturity, rate of interest, not exceeding six per cent per annum, and the times of interest payments, shall be as prescribed by the said Town Commission of Hartly, but it shall be the duty of said Commission to pay the principal of at least one of said bonds each year beginning with the year 1928, and the bonds shall be framed to permit such payment. The said Town Commission of Hartly may also reserve the option of calling the said bonds prior to their maturity provided the said option is expressly reserved by the terms of the said bonds.

The said bonds may or may not have coupons attached as the said Commission shall determine.

The principal and interest of the said bonds shall be payable at The West Dover Trust Company at Hartly, Delaware.

Section 3. The Town Commissioners of Hartly, shall direct and effect the preparation, and printing of said bonds authorized by this Act.

The said bonds shall be signed by the President of said Town Commissioners and by the Treasurer of said Town, and

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sealed with the corporate seal of the said corporation, and shall be exempt from State, County and municipal taxation.

As said bonds shall be paid, the same shall be cancelled as the said Town Commissioners shall direct.

Section 4. As soon as the said bonds have been prepared and printed as aforesaid, the Town Commissioners of Hartly shall negotiate the sale and delivery of the same at such times and upon such terms as the said Hartly Town Commissioners shall determine. The Town Commissioners shall have authority in their discretion to pledge said Bonds as collateral with any reputable Bank of the State of Delaware for a loan not in excess of Five Hundred Dollars (\$500.00). The moneys, the proceeds of the sale of the said bonds, or the moneys, the proceed of such loan as may be made thereon, shall be deposited with the Treasurer of the said Town Commissioners, to be used for the purpose of improving the Light System of the Town of Hartly by the improving of the wiring of the said Town.

Section 5. That the Town Commissioners of Hartly are authorized and required to levy upon all assessable real and lease hold estates, or houses on ground rent in the said town annually, an additional tax sufficient to pay the principal of one of the said bonds and also all interest accruing on said bonds whilst any of said bonds shall remain unpaid; provided that the said principal and interest, or any part thereof, may be paid out of the rents and revenue derived from the said Light System, if such rents and revenues justify such payment, in which case the tax aforesaid may be reduced pro tanto.

Section 6. That the faith and credit of the Town of Hartly is hereby pledged for the payment of the principal and interest of all bonds that are issued under this Act in accordance with the terms of the said bonds.

Approved April 29, A. D. 1927.

CHAPTER 111

CITIES AND TOWNS

AN ACT to amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An Act to Reincorporate the Town of Lewes."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: (with the concurrence of two-thirds of all the members elected to each branch of the General Assembly):

Section 1. That Section 2 of Chapter 199, Volume 22, Laws of Delaware, be and the same is hereby amended by adding at the end of Section 2, the following:

"No person shall be voted upon as a candidate for either the office of Mayor, Commissioners, Treasurer or Assessor unless at least one week before the date set for the said election, he, or some freeholder for him, shall have filed with the Secretary of said Town Commissioners, a letter or certificate endorsed by at least five substantial freeholders, setting forth his intentions to become a candidate for the designated office for a like designated term. Immediately after the expiration of the time for filing names of the candidates, the Town Commissioners shall cause the election ballots to be printed. Upon such ballots the names of the candidates for the office to be filled, arranged alphabetically under each office, shall be placed, and immediately below each group of names, instructions as to how many to vote for. The voters shall designate their choice of candidates to be voted for, for each particular office, at such elections, by drawing a line through the names of all persons who are candidates for each particular office except those candidates in each group desired to be voted for; provided, however, that no Elector at any such election shall be allowed to vote for more candidates (but may vote for less) than the number to be elected at said election. Defective designation of a voter's choice under the head of one or more of such groups of candidates shall not invalidate such ballot so far as there shall appear to be a proper designation of choice in any other of said groups of candidates.

The form of ballot shall be substantially as follows:

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OFFICIAL BALLOT

Candidates for election to elective offices in the Town of
Lewes:

MAYOR, For 1 year
(Vote for one)

COMMISSIONER, For Two years
School District No. —
(Vote for one)

COMMISSIONER, For Two years
School District No. —
(Vote for one)

TREASURER, For One Year
(Vote for one)

ASSESSOR, For One Year
(Vote for one)

The method of voting shall be by striking out the names of
those not voted for so that the eligible number of candidates
for any particular office shall remain on the ballot.

Approved March 25, A. D. 1927.

CHAPTER 112

CITIES AND TOWNS

AN ACT to amend an Act entitled "An Act to Incorporate the Town of Little Creek," by increasing the amount of taxes to be levied by the Town Commissioners.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each Branch concurring therein) :

Section 1. That Section 14 of Chapter 283, Volume 21, Laws of Delaware entitled "An Act to Incorporate the Town of Little Creek" be and the same is hereby amended by striking out the words "Five Hundred" in the fourth line of said Section and inserting in lieu thereof the words "One Thousand."

Approved February 21, A. D. 1927.

CHAPTER 113

CITIES AND TOWNS

AN ACT authorizing the "Town of Little Creek" to borrow Three Thousand Dollars (\$3000) to install an electric light system and to issue bonds therefor.

Be it enacted by the Senate and House of Representatives of the State of Delaware in the General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein).

Section 1. That the "Town of Little Creek" be and is hereby authorized and empowered to borrow upon the faith and credit of the said town of Little Creek, a sum not exceeding Three Thousand Dollars (\$3000), to be expended as hereinafter provided, and to issue bonds of the said Town of Little Creek for the payment thereof.

Section 2. The form of the aforesaid bonds, their denominations, their name, their date, number, time of maturity, rate of interest, not exceeding five per cent per annum, and the times of interest payments, shall be as prescribed by the said Town Commission of Little Creek, but it shall be the duty of said Commission to pay the principal of at least one of said bonds each year beginning with the year 1928, and the bonds shall be framed to permit such payment. The said Town Commission of Little Creek may also reserve the option of calling the said bonds prior to their maturity provided the said option is expressly reserved by the terms of the said bonds.

The said bonds may or may not have coupons attached as the said Commission shall determine.

The principal and interest of the said bonds shall be payable at The Farmer's Bank at Dover, Delaware.

Section 3. The Town Commissioners of Little Creek shall direct and effect the preparation, and printing of said bonds authorized by this Act.

The said bonds shall be signed by the President of said Town Commissioners and by the Treasurer of said Town, and

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sealed with the corporate seal of the said corporation, and shall be exempt from State, County and municipal taxation.

As said bonds shall be paid, the same shall be cancelled as the said Town Commissioners shall direct.

Section 4. As soon as the said bonds have been prepared and printed as aforesaid, the Town Commissioners of Little Creek shall negotiate the sale and delivery of the same at such times and upon such terms as the said Little Creek Town Commissioners shall determine. The Town Commissioners shall have authority in their discretion to pledge said Bonds as collateral with any reputable Bank of the State of Delaware for a loan not in excess of Three Thousand Dollars (\$3000). The moneys, the proceeds of the sale of the said bonds, or the moneys, the proceeds of such loan as may be made thereon, shall be deposited with Treasurer of the said Town Commissioners, to be used for the purpose of improving the Light System of the Town of Little Creek by the improving of the wiring of the said Town.

Section 5. That the Town Commissioners of Little Creek are authorized and required to levy upon all assessable real and lease hold estates, or houses on ground rent in the said town annually, an additional tax sufficient to pay the principal of one of the said bonds and also all interest accruing on said bonds whilst any of said bonds shall remain unpaid; provided that the said principal and interest, or any part thereof, may be paid out of the rents and revenue derived from the said Light System, if such rents and revenues justify such payment, in which case the tax aforesaid may be reduced pro tanto.

Section 6. That the faith and credit of the Town of Little Creek is hereby pledged for the payment of the principal and interest of all bonds that are issued under this Act in accordance with the terms of the said bonds.

Section 7. That the said Town of Little Creek shall not issue any bonds under the provisions of this Act until a special election has been called by the Town Commissioners of the said town, and held by the officers provided for in this Act, and until a majority of the legal votes cast at such election has been

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ascertained to be "For issuing Electric Light Bonds." The said town commissioners are hereby authorized to call and provide for such special election whenever it shall deem it expedient to do so, provided that such special election shall not be held within thirty days after the approval of this Act by the Governor. If the issuing of said bonds should not be approved by a majority of the votes cast at said special election, the Town Commissioners are authorized and directed to call other special elections at any time thereafter, in like manner, and for the same purposes, provided that not more than one such election may be held in any one year, and that such election shall be at least six months apart. Any such special election shall be held by the Alderman, and two Commissioners, of the said town, who shall be selected and appointed for that purpose by the Town Commissioners. The Alderman shall be the presiding officer at such special election, but if for any reason the Alderman is not available, the Town Commissioners shall select and appoint some other male qualified voter of the said town to be the presiding officer at such special election. Except as otherwise provided by this Act, any such special election shall be held according to the laws and regulations governing the annual town election of the said Town of Little Creek, but the ballot shall contain the words "for issuing electric light bonds" and "against issuing electric light bonds", and any person desiring to vote "for issuing electric light bonds" shall strike out the words "against issuing electric light bonds," and any person desiring to vote "against issuing electric light bonds" shall strike out the words "for issuing electric light bonds." Due notice of the time and place of such special election shall be given by said Town Commissioners by advertisements posted in at least ten public places in said town, at least ten days prior to any such special election. Every citizen of the said Town of Little Creek, both male and female, of the age of twenty-one years or over who shall have been a resident of said town for four months or longer next preceding such special election and who shall owe no town tax to the said town other than the tax assessed against him or her by the said town for the year in which such special election shall be held, upon personally appearing before the election officers provided for in this Act, shall be entitled to one vote for every one hundred dol-

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lars of assessment for town tax which shall be assessed against him or her by the said town for the year in which such special election shall be held. No fraction of one hundred dollars of assessment shall be considered.

Section 8. Any person who shall wilfully vote or attempt to vote illegally at such special election, or any person acting as an election officer at such special election, who shall wilfully receive or consent to the receiving of an illegal vote, or who shall wilfully refuse or consent to the refusal to receive a legal vote, or who shall in any way act in a fraudulent or illegal manner at such special election shall be guilty of a misdemeanor and upon conviction thereof, shall be fined or imprisoned, or both, in the discretion of the Court. Should a voter be challenged on the ground of non-payment of tax, the presiding officer of the election or person receiving the votes shall cause the person so challenged to swear that he or she has paid all the town tax assessed against him or her for the year next preceding the year in which such special election is held, otherwise his or her vote shall not be received, and any person so swearing who shall swear falsely shall be deemed guilty of false swearing and shall be punishable accordingly.

Approved March 23, A. D. 1927.

CHAPTER 114

CITIES AND TOWNS

AN ACT to amend an Act entitled "An Act to Reincorporate the Town of Milford" being Chapter 210 of Volume 24 of the Laws of Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein) :

Section 1. That the Act entitled, "An Act to Reincorporate the town of Milford, "being Chapter 210, Volume 24 of the Laws of Delaware, be and the same is hereby amended by striking out all of Section 1 of said Act and inserting in lieu thereof the following new Section 1: .

"Section 1. That the limits of the Town of Milford be and the same are hereby established and declared to be as follows, that is to say: Beginning at Bowen Landing on the Bowen (Dorsey) Farm in Kent County; thence in a direct line in a Northerly direction to the Du Pont Boulevard at the intersection with it and the concrete highway leading into the Town of Milford; thence continuing the same line in a Northwesterly direction across the said Du Pont Boulevard a distance of Five Hundred Feet beyond the Western boundary line of said Boulevard; thence in a Southerly direction and parallel with and Five Hundred Feet from the Western boundary of the said Du Pont Boulevard to the Haven Lake; thence across said lake and continuing parallel with and Five Hundred feet from the Western boundary of the said Du Pont Boulevard to the Southern or Southeastern line of what is known as the William I. Simpson property; thence in a Northerly direction in a direct line to the bridge over the stream of water known as the Deep Branch, (which bridge crosses said stream on the county road leading to the town of Lincoln) ; thence following the course of the aforesaid Deep Branch to the Lake known as Marshall Mill Pond; thence down the course of the water or stream running from said Marshall Mill Pond to the Misspillion River; thence following the course of said River to Bowen Landing aforesaid.

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The Town Council of Milford may, at any time hereafter, cause a survey and plot to be made of the said town, and the said plot, when made and approved by said Council, shall be recorded in the office of the Recorder of Deeds, etc., of the State of Delaware, in and for Kent County, and the same, or the record thereof, or a duly certified copy of said record, shall be evidence in all courts of law and equity in this State.

No farm lands hereby included within the limits of the Town of Milford shall be subject to any Town Tax unless the same shall be laid out as building lots and unless the same shall front upon some public street of the Town of Milford which shall be laid out and improved, and all farm lands within the aforesaid limits which shall be laid out as building lots and which shall front upon some public street of the Town of Milford laid out and improved shall be subject to be taxed to the depth of One Hundred and Fifty Feet from said street line for town purposes. Nor shall the farm buildings and personal property located on any such farm lands included within the limits of the town of Milford, be subject to any town tax.

The Town Council of Milford shall be the sole judges of what lands are, and what lands are not, "farm lands" within the meaning of this Act.

Approved April 25, A. D. 1927.

CHAPTER 115

CITIES AND TOWNS

AN ACT authorizing the Town Council of Milford to borrow money for the improvement of the Water and Light Plant in the Town of Milford and to issue bonds therefor.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly concurring therein) :

Section 1. That the Town Council of Milford be and is hereby authorized and empowered to borrow upon the faith and credit of the said Town of Milford, a sum not exceeding Thirty Thousand Dollars, to be expended as hereinafter provided, and to issue bonds of the said Town of Milford for the payment thereof.

Section 2. The form of the aforesaid bonds, their denomination, their name, their date, number, time of maturity, rate of interest, not exceeding six per cent per annum, and the times of interest payments, shall be as prescribed by the said Town Council of Milford. The said Town Council of Milford may also reserve the option of calling the said bonds prior to their maturity provided the said option is expressly reserved by the terms of the said bonds.

Section 3. The Town Council of Milford shall direct and effect the preparation, and printing of said bonds authorized by this Act when requested so to do by the Board of Light and Water Commissioners of the said Town of Milford.

The said bonds shall be signed by the President of said Town Council and by the Treasurer of said Town, and sealed with the corporate seal of the said corporation, and shall be exempt from State, county and municipal taxation.

As said bonds shall be paid, the same shall be canceled as the said Town Council shall direct.

Section 4. The said bonds, principal and interest, shall be payable at The First National Bank of Milford, at Milford, Delaware, in gold coin of the United States of America, equal in

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weight and fineness to the present standard. The said Town Council is hereby authorized and directed to pay the interest on said bonds at the said Bank when and as the same shall become due, and to pay said bonds at said Bank when and as the same shall mature.

Section 5. As soon as the said bonds have been prepared and printed as aforesaid, the said Town Council of Milford shall place the said bonds in the hands of the said Board of Light and Water Commissioners who shall negotiate the sale and delivery of the same at such times and upon such terms as the said Board of Light and Water Commissioners shall determine. The moneys, the proceeds of the sale of the said bonds, shall be deposited with the Treasurer of the said Board of Light and Water Commissioners, to be used for the purpose of modernizing and improving the water and light plant, machinery and equipment of the town of Milford.

Section 6. That the Town Council of Milford is authorized and required to levy upon all assessable real and leasehold estates, or houses on ground rent in the said town, annually, a special tax sufficient to pay all the interest accruing on said bonds, which the rents and revenue derived from the said water works and electric light plant may be inadequate to meet.

The said Town Council of Milford is further authorized and required to provide a sinking fund adequate for the redemption of the said bonds at or before their maturity, and for this purpose may annually, or at longer intervals in their discretion, levy a further special tax upon the said real and leasehold estates, or houses on ground rent in said town, sufficient to produce such sinking fund. The sinking fund provided for by this Act shall be deposited in the First National Bank of Milford, and shall not be available for any other purpose; but if the Town Council shall elect to invest said fund in some safe securities until such time as it may be needed for the redemption of the bonds authorized by this Act, they are hereby authorized to do so by three-fourths of the members of the Council agreeing thereto. The Treasurer of the town shall give additional bond,

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with sufficient surety, for such sum as Council may determine and approve.

Section 7. The bonds authorized by this Act may be issued at one time and in one series, or at different times and in different series as the said Board of Light and Water Commissioners shall determine and the authority to issue and sell any bond or number of bonds under this Act, shall not be deemed to be exhausted until the aggregate of the amount of the bonds issued under this Act shall be Thirty Thousand Dollars (\$30,000.00).

Section 8. That the faith and credit of the Town of Milford is hereby pledged for the payment of the principal and interest of all bonds that are issued under this Act in accordance with the terms of the said bonds.

Section 9. That before the Town Council of the Town of Milford may exercise any of the powers hereinbefore referred to, the said Council shall call a special election. Notice of the day, hour and place of such election shall be given by advertisements posted in at least ten public places in the said Town for at least two weeks before the holding of such election.

At such election, the polls shall remain open at least three hours between seven o'clock in the morning and seven o'clock in the evening.

It shall be the duty of the said Town Council to provide written, typewritten or printed ballots for the use of the voters in the two sets, one set of ballots to contain the words "For the Bond Issue" and the other set to contain the words "Against the Bond Issue."

Every male and every female resident of the Town of Milford at the time of election who is then over twenty-one years of age shall have the right to cast one ballot at such election for every dollar or fractional part of a dollar of tax payable by him or her respectively according to the last town assessment.

The officers conducting the election shall be designated by the Town Council and shall be sworn to perform their duties with fidelity.

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The returns of the said election shall be certified to the said Town Council of Milford within twenty-four hours after the close of the polls.

If a majority of the ballots cast at the said election be "For the Bond Issue," the Town Council of Milford shall have the right to exercise the powers above specified, but if a majority of the ballots shall be "Against the Bond Issue" the said Council shall not have the right to exercise any of the said powers.

Approved April 25, A. D. 1927.

CHAPTER 116

CITIES AND TOWNS

AN ACT empowering "The Commissioners of Millsboro" to sell its electric lighting plant and appurtenances and its distribution system and to make contracts with third parties for light, heat and power.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each house concurring therein):

Section 1. That "The Commissioners of Millsboro" are hereby authorized and empowered to sell, transfer and convey all or any part of the electric lighting plant, its appurtenances and contents thereof or the electric distribution system belonging to the Town of Millsboro, or both, and to make provision for the future supply of light, heat and power, or any or all of them for said Town by contract or contracts with any persons, firms or corporations.

Section 2. That a deed describing said lighting plant with appurtenances and contents, or both, the parcel of ground upon which it is located or the distribution lines, poles, wires and other appliances and appurtenances, or any of them, and executed in the name of the said "The Commissioners of Millsboro" by the President and attested by the Secretary and having the corporate seal affixed, pursuant to a resolution adopted by said Commissioners by a two-thirds vote of all the members, and duly acknowledged by said President, shall be deemed and held to vest in the grantee or grantees named in said deed or deeds the title or estate specified in and to the property in said deed or deeds mentioned and described.

Section 3. That the moneys received from any such sale or sales shall be applied by the said "The Commissioners of Millsboro" as two-thirds of said Commissioners shall deem wise for the benefit of said Town.

Section 4. That any contract or contracts for supplying light, heat and power or for pumping water may be made by said Commissioners upon such terms as they or two-thirds of them shall determine.

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Section 5. That the said "The Commissioners of Millsboro" are hereby authorized and empowered to grant to any person, firm or corporation with whom they shall contract for the supplying of light, heat and power, such franchise or franchises as shall be necessary or proper for the operation and maintenance of a public service water or light plant or of transmission lines or appurtenances or any or all of the same.

Section 6. No referendum, election or special election and no posting of notices shall be required or deemed necessary to enable said Commissioners to exercise any or all of the powers granted by this act, nor shall said Commissioners be required, in exercising the aforesaid powers, to take appropriate action at more than one regular meeting, any provision or provisions in the charter of said Town to the contrary notwithstanding.

Approved March 18, A. D. 1927.

CHAPTER 117

CITIES AND TOWNS

AN ACT authorizing and empowering "The Council of Newark" to borrow money and to issue bonds for the payment thereof, for the purpose of improving the streets, and extending and improving the water, electric light service, sewer and sewer disposal plants of the Town of Newark, Delaware, and other purposes.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members elected to each branch thereof concurring therein):

Section 1. That the Council of Newark, a municipal corporation under the Laws of the State of Delaware, is hereby authorized and empowered to borrow, on the faith and credit of the corporation, and of the Town of Newark, for the purpose of improving the streets and extending and improving the water, electric light, sewer and sewer disposal plants of the Town of Newark, or the payment of any obligations of The Council of Newark heretofore incurred, a sum of money not exceeding One hundred and fifty thousand dollars.

Section 2. That the Council of Newark, for the purposes aforesaid, shall have power and authority, and is hereby directed to issue bonds of the said municipal corporation, of such denominations as it may deem best, up to the amount of One hundred and fifty thousand dollars, bearing interest at a rate not exceeding five per cent per annum, payable semi-annually, on the First day of August and on the First day of February in each year, at any Bank or Trust Company situate in the said Town of Newark, Delaware; the principal of said Bonds shall be made payable in thirty years from the date of the issue thereof, the said The Council of Newark reserving the power and authority to redeem said Bonds, or any part of them, at or after the expiration of five years from the date of the issue thereof, at par and accrued interest, to the date of redemption, provided, that if the said The Council of Newark elect to redeem any or all of said Bonds at or after the expiration of five years from the date of the issue thereof, such election shall be effected upon the first days of August and February, and in pursuance of a notice to

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that effect, published by the said The Council of Newark in at least four issues of two newspapers, one of which newspapers shall be published in the Town of Newark, Delaware, and one in the City of Wilmington, Delaware.

In calling said Bonds for redemption and payment, they shall be called consecutively, commencing with the lowest numbered Bond. The interest on said Bonds so called, shall cease from the date of the redemption thereof, and said Bonds when so called and paid, shall be cancelled in such manner as provided by The Council of Newark.

If at any time after the issue of said bonds and before they are called or payable, any holder or holders of any such Bond or Bonds shall offer the same for redemption, the said The Council of Newark, if it deem it expedient, may redeem or pay the Bond or Bonds so offered, and cancel the same in such manner as it may provide, the interest thereon ceasing from the date of such redemption.

Section 3. That the said The Council of Newark shall direct and effect the preparation and printing of the Bonds authorized by this Act, and shall also prescribe the form of said Bonds. Said Bonds shall be signed by the President of The Council of Newark, and countersigned by its Secretary, and shall be sealed with the corporate seal of The Council of Newark, and said Bonds, and any accrued interest thereon, shall be exempt from all State, County and Municipal taxation.

The Council of Newark shall negotiate the sale and delivery of said Bonds, and the money or proceeds of the sale of said Bonds shall be paid over to the Treasurer of said Town, provided, however, that in the sale of said Bonds, The Council of Newark is required and directed to advertise said Bonds for sale in at least four issues of two newspapers, one of which shall be published in the Town of Newark, Delaware, and one in the City of Wilmington, Delaware, inviting bids for the same, and in each advertisement shall be stated the denominations of said Bonds, the rate of interest thereon, the place and date of opening said bids, and the conditions of the sale of said Bonds.

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The said The Council of Newark shall have the power to require each bid for said Bonds to be accompanied by a certified check or checks, for an amount which it may deem proper, and after the Bonds are awarded to the successful bidder or bidders therefor, the Council of Newark shall return to the unsuccessful bidder or bidders the certified check or checks so filed by the said bidder or bidders with their bids.

The said The Council of Newark shall have the right to reject any and all bids, but in awarding the sale of said Bonds, or any of them, they shall be sold to the person or persons, firm or corporation offering the most advantageous terms.

Section 4. The said The Council of Newark is authorized and required to assess and collect, annually, in the same manner provided by law for assessing and collecting other taxes for municipal purposes, an amount of tax sufficient to pay all interest accruing on said Bonds.

The said The Council of Newark is further authorized and empowered to assess and collect, annually, in the same manner as above provided, such further amount of taxes as it may, in any year, deem advisable, to be used for the purpose of redeeming said Bonds, either at or before the maturity thereof.

Section 5. The said The Council of Newark, and all of the officers and departments thereof, shall be taken and deemed to have, and are hereby expressly given full power and authority to do and perform any and all acts, matters or things, not herein specifically granted, which it may be necessary to do and perform in relation to the issue of said new Bonds, as aforesaid, to make said new Bonds the good, valid and binding obligation of The Council of Newark, a municipal corporation under the Laws of the State of Delaware, as aforesaid.

Approved April 25, A. D. 1927.

CHAPTER 118

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AN ACT authorizing the construction of sewers in the Town of Newark, Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met (two-thirds of the members elected to each Branch thereof concurring therein) :

Section 1. That "The Council of Newark," a municipal corporation of the State of Delaware, be, and it is hereby authorized and empowered to build, construct and operate sewers within the limits of the Town of Newark, Delaware, and without said limits, in connection with and a part of its present sewer system, and to levy and collect the cost of the construction and operation thereof in the manner and under the conditions authorized by this Act, or by any other Act of the General Assembly of the State of Delaware, with reference to the construction and operation of sewers in the Town of Newark, Delaware.

Section 2. That upon and after the completion of any sewer or sewers which are, from time to time hereafter, built and constructed in any street, highway, lane or alley in said town, the Council of "The Council of Newark," shall cause to be made an accurate measurement of all of the lineal feet of the property abutting upon any such street, highway, lane or alley in said Town, in which a sewer or sewers are so built, and constructed, and an accurate statement of the whole cost of building and constructing said sewer or sewers, from time to time hereafter built by "The Council of Newark," not including any cost of connecting the same with the disposal plant of the present system of sewers in said Town, and not including the cost of installing any force pumps and equipment required to be installed to force the sewage into said disposal plant, and the said cost thereof shall be by "The Council of Newark" apportioned and assessed alike and proportionately on each foot of property abutting upon the portion of any street, highway, lane or alley in said Town, in which any such sewer or sewers have been built.

Section 3. "The Council of Newark" shall, before levying any assessment for the cost of the work so done in the construction of

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any such sewer or sewers, cause to be prepared a complete list of all of the property to be thus assessed, showing the lineal feet of each property abutting upon the street, highway, lane or alley in which the sewer or sewers are built, as aforesaid, the names of the owners of said property, and the amount to be assessed against each. Upon the completion of such list, a copy shall be exhibited in some public place designated by the Council of "The Council of Newark," within the Town of Newark, for one week, and a notice of the exhibit of such list shall be advertised in one or more newspapers published in White Clay Creek Hundred, New Castle County, Delaware, in at least two successive issues thereof; said notice shall state the time and place when and where the Council of "The Council of Newark" shall sit to hear any and all objections which may be made against said assessments, as set forth in said list. The time of such meeting shall not be less than one week, nor more than two weeks after the publication of the last issue of such notice. The Council of "The Council of Newark" shall sit on the evening of the day appointed in said notice, from eight o'clock P. M., until ten o'clock P. M., and may adjourn said meeting from night to night, between said hours, and shall hear all objections which may there be made to such assessment list, and shall make such alterations and corrections in said list as it may deem proper. A copy of such assessment list, as thus altered and corrected, shall within one week after the last meeting of the said the Council of "The Council of Newark," be exhibited for one week in the same place as the original list was exhibited, or in some other public and convenient place designated by the Council of "The Council of Newark." At the expiration of the one week aforesaid, the assessment list as altered and corrected, as aforesaid, shall be certified by the Council of "The Council of Newark," and delivered to the Treasurer of the Council of "The Council of Newark," or such other person or persons as the said Council shall designate for collection, and from the date of such certification, the several sums shown upon such list as assessed against the property therein set forth, and the owners thereof, shall be a lien upon the property upon which said assessment is made, and said lien shall have priority over any lien or encumbrance on said property, or any

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conveyance thereof, except taxes and prior liens for public improvements. No error or mistake in regard to the name or names of any owner or owners of said property shall be held to invalidate any assessment so made, and it shall be sufficient if the name of the last owner, as shown by the record in the office of the Recorder of Deeds, the Register of Wills, the Register in Chancery, or any other County office in and for New Castle County, Delaware, appears upon such assessment list.

Section 4. Immediately after such assessments are so certified to the Treasurer of the Council of "The Council of Newark," for collection, said Treasurer shall prepare statements of such assessments against each property so assessed, and shall mail or deliver, or have delivered such statements to the party or parties whose names appear as the owner of such property. If mailed to the last known address of such party, it shall be sufficient evidence that the Treasurer has carried out the intent of this Act, and shall be full and sufficient notice of such assessment.

Section 5. All sums paid on account of such assessment shall be paid to the Treasurer of the Council of "The Council of Newark," who shall give a receipt therefor, and all sums shall be by the Treasurer deposited in some Bank or Trust Company in the Town of Newark, Delaware, as a separate account, to be known as the "Sewer Account," and shall be kept entirely separate and distinct from any other fund handled by said Treasurer. All such amounts so received shall form a fund to be used only for the purpose of paying the indebtedness incurred for building and constructing such sewers, and connecting the same with the disposal plant, hereinabove authorized, and for paying the interest thereon, as it becomes due.

Section 6. All assessments shall be made upon the property abutting upon that portion of any street, highway, lane or alley in which any sewer may be constructed under the provisions of this Act, and shall be based upon the lineal feet of such property abutting on said street, highway, lane or alley, each lineal foot within the limits of said Town, abutting on said street, highway, lane or alley being assessed alike, provided, however, that where a property is situate at the corner of two such streets,

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highways, lanes or alleys, or otherwise so situated as to be assessed for the cost of building a sewer in one of such streets, highways, lanes or alleys, only the front, as determined by the Council of "The Council of Newark," of such property shall be liable for such assessments, and provided further that the said the Council of "The Council of Newark" shall in all cases decide what portion of the corner property shall be considered frontage and what portion side frontage, and in all corner properties the side frontage shall not exceed one hundred and twenty-five feet, and such side frontage thus determined shall be exempt from the payment of any sewer assessment, unless the owner or owners thereof should, after the side frontage is fixed as aforesaid, decide to make such side frontage the front of said property. In such case said owner shall pay such additional assessment as the Council of "The Council of Newark" may determine upon, in accordance with the provisions of this Act, and provided further, that no property, or portion of property, shall be assessed for the cost of constructing the sewer and connecting the same with the disposal plant, unless such property, or some portion thereof, shall abut and be bounded by that portion of the street, highway, lane or alley in which a sewer has been built, or unless such property, or a portion thereof, has the right of access to said street, highway, lane or alley, or desires to use said sewer, and the sewer is constructed upon the said street, highway, lane or alley upon which said property abuts, in either of which case the said property shall be liable for the same assessment as though a sewer was constructed in the portion of the street, highway, lane or alley on which said property abuts, and the said property shall not be liable for any further assessments for sewer purposes.

Section 7. Where any such assessments shall be made upon any land for the cost of constructing a sewer and connecting the same with the disposal plant, the Council of "The Council of Newark" shall have the right to compel said owner to connect any building or structure erected on said lot with said sewer, under and subject to such rules and regulations as may be prescribed by the Council of "The Council of Newark," from time to time hereafter.

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Section 8. All assessments so made against any property abutting on any street, highway, lane or alley in which any sewer or sewers may hereafter be built and constructed, or the owner thereof, shall be due upon the date of certifying the same to the Treasurer of the Council of "The Council of Newark," for collection, and if paid in full within thirty days after the date of such certification, a discount of five per centum shall be allowed from the amount of such assessment, and shall be accepted by the Treasurer of the Council of "The Council of Newark" as full payment and release of the lien made on account of such assessment. Upon all payments made more than thirty days after the date of certification as aforesaid, the full amount of the assessment shall be paid, with interest at the rate of six per centum, per annum, computed from the date of certifying the assessment as aforesaid, and said interest so computed shall be added to the amount of the assessment. Any property owner at his, her or its discretion, to be expressed in writing to the Council of "The Council of Newark," within thirty days after the certifying of the assessment as aforesaid, may pay the said assessment in five equal annual installments, together with interest thereon at the rate of six per centum per annum from the date of certifying said assessment to the Treasurer of the Council of "The Council of Newark," as aforesaid, payable annually, the first installment to be due and payable within thirty days from the date of certifying the assessment to the Treasurer of the Council of "The Council of Newark" as aforesaid, and each subsequent installment, with accrued interest, to be due and payable on such date, in each year, as may be fixed by the Council of "The Council of Newark." Any property owner may have the right at any installment period to pay the balance due on his, her or its assessment, in full. The assessment shall be due and payable to the Treasurer of The Council of Newark.

Section 9. In all cases where the property owner does not elect to pay in installments, or having elected to pay in installments, fails to pay the first installment within thirty days after the date of certifying the assessment to the Treasurer of "The Council of Newark," as aforesaid, he, she or it shall be held to have waived the right to pay in installments, and the entire as-

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assessment, together with accrued interest thereon from the date of certifying the same to the Treasurer of "The Council of Newark," as aforesaid, shall immediately thereafter become due and payable. If the property owner has not elected to pay in installments, and fails to pay his, her or its several assessments within thirty days after the date of certifying such assessments to "The Council of Newark" as aforesaid, or having elected to pay in installments fails to pay the first installment within thirty days after the date of certifying the same to the Treasurer of the Council of "The Council of Newark," as aforesaid, or makes default in the payment of any annual installment on the date when the same is due, or the accrued interest thereon, the whole of such assessment shall immediately become due and payable, and it shall be the duty of the Mayor of the Town of Newark to issue his warrant, directed to the Council of "The Council of Newark," commanding it to levy the same, with the interest thereon accrued, and all costs thereon, upon the grounds, or the grounds and buildings of such owner abutting on such street, highway, lane or alley, as aforesaid, which such ground, or ground and buildings, or any part thereof, shall be sold by the said "The Council of Newark," at public auction, after ten days notice in two newspapers published in White Clay Creek Hundred, New Castle County and State of Delaware, and a deed from the Council of "The Council of Newark" shall convey to the purchaser of such ground, or grounds and buildings, as full and complete a title to said premises, in fee simple or otherwise, as if the same was executed by the said owner thereof; and it shall be the duty of the said the Council of "The Council of Newark," out of the purchase money of said ground, or grounds and buildings, as aforesaid, to pay the costs arising from said process and sale to the parties entitled thereto respectively, and to retain the amount of such assessment, with accrued interest thereon, as aforesaid; the residue of said purchase money, if any, shall be deposited by the said "The Council of Newark" in some Bank or Trust Company in the Town of Newark, Delaware, to the credit of the owner or owners of the properties so sold, or the said Council of "The Council of Newark" may, at its option, proceed forthwith to collect such assessment or assessments, and the accrued in-

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terest thereon, in the manner now provided for the collection of delinquent taxes levied by the Council of "The Council of Newark," for town purposes, under an Act entitled "An Act to Reincorporate the Town of Newark," being Chapter 175, Volume 19, Laws of Delaware, and all Acts amendatory thereof and supplemental thereto, and under an Act entitled "An Act to Provide for the Collection of Taxes levied and assessed on real property and persons within the Town of Newark, Delaware," being Chapter 419, Volume 22, Laws of Delaware, or any other Act now or hereafter enacted providing for the collection of taxes in the said Town of Newark.

Section 10. The right to assess and collect the cost of constructing said sewer or sewers, and to connect the same with the disposal plant, from the property abutting on the streets, highways, lanes or alleys in the Town of Newark, in which any sewer is built under the provisions hereof, and all other the provisions of this Act, shall bind and apply to all property within the limits of the Town of Newark, whether owned by and used for churches, schools, colleges, fraternities, or any other purpose, and whether exempted under any special or general law of the State of Delaware, from assessment for town taxes, or other town assessments.

Section 11. For the purpose of paying the costs of the construction of any sewer or sewers, and connecting the same with the disposal plant from time to time built and constructed, as authorized under the authority of this Act, the Council of "The Council of Newark" shall be, and it is hereby authorized, empowered and directed to borrow a sum or sums of money, not exceeding in amount the aggregate of Fifty Thousand dollars, and it is further authorized, empowered and directed to issue promissory note or notes, bond or bonds, or other evidences of indebtedness, in the name of the Council of "The Council of Newark," to secure the repayment of said sum or sums so, from time to time, borrowed, said promissory note or notes, bond or bonds, or other evidences of indebtedness shall be in such form and for such sums as the said the Council of "The Council of Newark" shall prescribe, up to the aggregate amount or sum of Fifty thousand dollars. The promissory note or notes, bond or

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bonds, or other evidences of indebtedness so issued shall bear upon their face "Newark Sewer Obligation," and shall bear such interest, not exceeding six per cent per annum, as the said the Council of "The Council of Newark" shall, by resolution determine, such note or notes, bond or bonds, or other evidences of indebtedness, and the interest thereon, shall be payable at such time or times as the said the Council of "The Council of Newark" shall determine; said note or notes, bond or bonds, or other evidences of indebtedness shall be signed by the President of the Council of "The Council of Newark," and by the Treasurer of the Council of "The Council of Newark," and shall have affixed thereto the corporate seal of "The Council of Newark." All obligations so issued shall be due and payable at any Bank or Trust Company in the Town of Newark, at such time or times as the said the Council of "The Council of Newark" shall, by resolution, determine. The said Council of "The Council of Newark" shall have and it is hereby given full power and authority to issue and to sell, negotiate or discount said promissory note or notes, bond or bonds, or other evidences of indebtedness, with full power and authority to renew, re-issue, re-discount and continue said promissory note or notes, bond or bonds, or other evidences of indebtedness, or any of them, for such time, and upon such terms as it may by resolution determine, it being intended hereunder to give and grant to the said the Council of "The Council of Newark," and the officers thereof, full power and authority to do any and all things necessary or required to make and constitute said promissory note or notes, bond or bonds, or other evidences of indebtedness so issued, in the form, for the amounts, and for the time the same are issued, re-issued, negotiated, discounted, renewed or continued by the said the Council of "The Council of Newark," under the provisions of this Act, in every respect the good and valid obligations of "The Council of Newark," subject only to the lien of such bonds or obligations as may heretofore have been issued by the said "The Council of Newark."

Section 12. The proceeds from the sale of any note or notes, bond or bonds, or other evidences of indebtedness, shall be kept and deposited by the Treasurer of "The Council of Newark" as

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a separate fund, for the payment of the costs of building and constructing sewer or sewers, as hereinabove provided, and all funds received by the said Treasurer of "The Council of Newark" in payment for sewer assessments levied under the authority of this Act, shall be used in paying off and redeeming the note or notes, bond or bonds or other evidences of indebtedness issued under the provisions of this Act, and for paying the interest thereon, and should sufficient funds not be in the hands of the Treasurer at any period to redeem said note or notes, bond or bonds, or other evidences of indebtedness, when they become due, or to pay the interest accrued thereon, the Council of "The Council of Newark" shall have and it is hereby directed to levy upon and collect by special taxation, from all taxable property and persons within the limits of the Town of Newark, Delaware, such sums as may be necessary, in addition to the sum or sums in the hands of the Treasurer, and received from the payment of assessments, as aforesaid, to redeem and pay said note or notes, bond or bonds, or other evidences of indebtedness, and pay the interest thereon. Said special taxes to be levied and collected in the same manner as other taxes are now levied and collected in the Town of Newark, Delaware, for town purposes, and all sums thus received are hereby inviolably dedicated to the payment of said note or notes, bond or bonds, or other evidences of indebtedness, and the interest thereon. And said note or notes, bond or bonds, or other evidences of indebtedness issued under the authority of this Act, are hereby declared to be a lien upon all the taxable property situate within the limits of the Town of Newark, Delaware, subject only to the lien of any other issue of bonds heretofore issued and made by "The Council of Newark."

Section 13. "The Council of Newark" shall have the right to make such rules and regulations governing the use of the sewers and disposal plant within the Town of Newark, and the making of connections therewith, as it shall deem advisable, which rules and regulations shall become a law in as full force as any other law or ordinance passed by the Council of "The Council of Newark," and shall be subject to such amendment, from time to time, as said Council shall prescribe.

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Section 14. The Council of "The Council of Newark" shall have the right and power, by its ordinance, to require all dwelling houses erected on any ground abutting on any street, highway, lane or alley in said Town, on which a sewer has been built or constructed, and any other building which it may deem necessary to connect with, use and remain connected with said sewer, and shall have the further right to prohibit the use of any cess pool for drainage, or any other purpose, within the limits of the Town of Newark, on or abutting any street, highway, lane or alley in the Town of Newark, in which a sewer has been constructed, with the right to provide and enforce any penalty or punishment it may provide, in said ordinance, for the violation thereof, which said penalty shall be enforced, and any fines provided collected as other penalties and fines are enforced in the Town of Newark.

Section 15. Nothing in this Act shall be taken or construed to limit or change the powers and jurisdiction given to the Board of Health of the Town of Newark, or the Board of Health of the State of Delaware, by any law of the State of Delaware, or ordinance of the Town of Newark.

Section 16. "The Council of Newark" shall have and be invested with all of the powers given to the Sewer Commission and to "The Council of Newark" by an Act of the General Assembly of the State of Delaware, entitled "An Act entitled an Act authorizing the construction of a system of sewers, and disposal works in the Town of Newark, Delaware," approved on the Twelfth day of March, A. D. 1913, not inconsistent herewith.

Approved April 25, A. D. 1927.

CHAPTER 119

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AN ACT to change the boundaries of the Town of Newark, Delaware, and to establish new boundaries for said town.

Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met (two-thirds of the members elected to each branch thereof concurring therein):

Section 1. That the boundaries of the Town of Newark, Delaware, be and they are hereby changed and extended so as to include within the limits of said Town territory bounded and described as follows, viz:—

BEGINNING at a cut stone set in the Southwest corner of the lot belonging to the Council of Newark, on which is now erected the new water tank; thence following the line of said lot and the line of the lot of the Council of Newark on which is erected the old water tank, crossing Main Street of Newark, extended, lands of the Newark Country Club, following the direction of the line of the last mentioned lot of the Council of Newark two thousand and six feet, more or less, to a cut stone set on the South side of Boogy Run; thence in an Easterly and North-easterly direction, following the various courses of Boogy Run, until it empties into White Clay Creek; thence by and with the Southerly side of White Clay Creek by its various courses, in a Southeasterly and Easterly direction, to a point where the centre line of McKee's lane, extended, would intersect said Creek; thence following the centre line of McKee's land, and continuing said line, crossing the present Lincoln Highway, being Main Street of Newark, extended, seven thousand four hundred and nineteen feet, more or less, to a cut stone, being a point where said line intersects the Northerly boundary line of the Philadelphia, Baltimore and Washington Railroad Company's right of way, and thence Westerly along said Northerly line of the Philadelphia, Baltimore and Washington Railroad Company's right of way, six thousand six hundred and fifty-two feet, more or less, to a cut stone set North of said right of way at a point in the Easterly line of the property of the United Canning Company, and thence in a Northwesterly direction three thousand six hun-

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dred feet, more or less, to the point of intersection of the centre line of Elkton Avenue of Newark, extended, Southerly, with the centre line of the Cherry Hill Road, and thence continuing in a Northwesterly direction two thousand seven hundred and thirty-seven feet and five-tenths of a foot, more or less, to the first mentioned cut stone and place of Beginning, being the Southwest corner of the lot of the Council of Newark, on which is erected the new water tank.

Section 2. Within the limits of the Town of Newark as extended and established by this Act, the Council of Newark shall have and shall be vested with all the powers, rights, privileges and immunities which before the passage of this Act belonged to it, as a municipal corporation, and all of the powers, rights, privileges and immunities belonging to a municipal corporation of the State of Delaware, and all of the laws, ordinances and regulations of the town of Newark, Delaware, shall be extended to, apply to and be in force in the new territory comprised within the boundaries as set forth in Section 1 of this Act.

Section 3. The real estate by this Act added to and included within the limits of the Town of Newark, Delaware, and all persons residing now or hereafter within said new boundaries, and all property therein, shall be and continue to be subject to assessment for town taxes, sewer levies and other levies, in the same manner, and subject to the same rights, rules, laws and restrictions as in other cases within the limits of said Town, before the passage of this Act.

Section 4. The real estate and property added to and included within the limits of the Town of Newark by this Act, shall be in and a part of the following districts in said Town, to-wit:—

All that part West of the centre line of North College Avenue and South College Avenue, extended, respectively, to the Northerly and Southerly boundary lines of said town, as hereby established, shall be in and a part of the Western District of said town; that part lying and being between the Easterly boundary line of said Western District and the centre line of Choate Street, extended, to the Northern and Southern boundary lines

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of said town, as hereby established, shall be in and a part of the Middle District of said town; that part lying and being East of the said Eastern boundary line of said Middle District, to the Northern and Southern boundary lines of said town, as hereby established, shall be in and a part of the Eastern District of said town.

All persons living or owning property within the limits of the Town of Newark, as established by this Act, shall have all of the rights and privileges conferred by any law or ordinance on persons living in or owning property in the said Town of Newark, including the right to vote at any election for Mayor or Councilmen, or for any other purpose, at any election held after the passage of this Act.

Section 5. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby repealed.

Approved April 8, A. D. 1927.

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CHAPTER 120

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AN ACT to amend Chapter 216, Volume 27, Laws of Delaware, being "An Act Amending, Revising and Consolidating the Charter of the City of New Castle."

Be it enacted by the Senate and the House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That Chapter 216, Volume 27, Laws of Delaware, entitled "An Act Amending, Revising and Consolidating the Charter of the City of New Castle" as amended, be and the same is hereby further amended by striking out Section 1 of the said Act and by inserting in lieu thereof a new Section 1 as follows:

Section 1. The City of New Castle shall be bounded as follows:

BEGINNING at a point in the center line of Delaware Street extended in a Southeasterly direction, being four hundred and sixty-four feet from the center stone at the intersection of the center lines of Front and Delaware Streets; thence in a Southwesterly direction in a straight line to a point in the center line of South Street extended nine hundred and five feet from the center stone at the intersection of the center lines of South and Pearl Streets; thence in a Southwesterly direction in a straight line to a point in the center line of Johnson Street extended seven hundred and eighty-six feet from the center stone at the intersection of the center lines of Johnson and Fourth Streets; thence Northwesterly along the line of Johnson Street to low water mark; thence by the line of low water mark Southwesterly to the Northeasterly line of Hickman Street extended as laid out on the plot of the City of New Castle; thence Northwesterly along said Northeasterly line of Hickman Street to the Easterly line of the Hamburg or River Road; thence Northerly by the Easterly line of the Hamburg Road to the Northeasterly line of Taylor Street, as laid out on the plot of the City of New

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Castle; thence Northwesterly by the Northeasterly line of Taylor Street to the line of the lands of New Castle common, sometimes known as "The Commons"; and thence along the line of the said New Castle Commons first in a Southeasterly and then in a Northeasterly direction to the Southerly line of the New Castle and French Town Turnpike; thence Easterly along the Southerly line of said Turnpike to the Southeasterly line of the continuation of Fourteenth Street extended as laid out on the plot of the City of New Castle; thence Northeasterly by the said Southeasterly line of Fourteenth Street to the intersection of said Fourteenth Street with the Northwesterly line of the right of way of the Delaware Railroad Company; thence Northerly along said Northwesterly line of said railroad right of way to the intersection of the center line of the main canal or ditch known as the Narrow Dyke; thence Easterly by the center line of said Narrow Dyke to the line between the farm of the heirs of Julian D. Janiver, and the farm of the heirs of Victor du Pont; thence following said dividing line between said farms to the Southwesterly side of the public road known as Moore Avenue; thence Southeasterly by the Southwesterly side of said Moore Avenue to the Northwesterly line of the tract known as "Baldton"; thence Northeasterly and crossing Moore Avenue by the line of the said tract "Baldton", to the corner of said tract; thence Southeasterly by the Northeasterly line of said tract "Baldton" and continuing the same and crossing the public road leading from New Castle to Wilmington to the Easterly line of the said public road; thence Northerly by the Easterly line of said public road leading from New Castle to Wilmington to the Northeastern line of School District number forty-six; thence Southeasterly by the Northeasterly line of School District number forty-six to low water mark on the Delaware River; thence Southwesterly by the said line of low water mark to North Street extended as laid out on the plot of the City of New Castle; thence Southeasterly along North Street extended to a point seven hundred and nine feet from the center stone at the intersection of the center lines of Market (or Second) and North Streets; thence Southwesterly in a straight line to a point in the center line of Chestnut Street extended eight hundred and twelve feet six inches from the center stone at the intersection of the

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center lines Chestnut and Market (or Second) Streets; thence Southwesterly in a straight line to the East Corner of the rectangular pier off Truss (or Harmony Street) wharf; thence along the outer face of said pier to the Southwest corner of the same; thence Southwesterly in a straight line to the South corner of Jefferson's (or Lea's) wharf; thence in a straight line to a point in the center line of Delaware Street, the place of beginning.

Approved March 16, A. D. 1927.

CHAPTER 121

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AN ACT authorizing the Council of "The Mayor and Council of New Castle" under certain conditions to construct a system of sewers and disposal works in and for the City of New Castle, Delaware.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. As soon as practicable after the passage of this Act, the Council of the Mayor and Council of New Castle shall fix by resolution the day, time and place of taking the vote of all the residents of the City of New Castle, Delaware, whose names appear on the last registration list of the certified voters of the said City for the purpose of determining whether the system of sewers and sewage disposal works, and other works necessarily connected therewith, for the said City of New Castle, Delaware, shall be constructed, purchased, paid for and operated by a commission consisting of five (5) judicious citizens and residents of the said City of New Castle, to be known as the "Sewer Commission", and who shall be, if necessary, appointed in manner and form as hereinafter set forth, or whether the said system of sewers and sewage disposal works aforesaid shall be constructed, purchased, paid for and operated by the Council of the Mayor and Council of New Castle, and their successors in office. After having fixed by resolution as aforesaid the day, time and place of taking the vote in manner and form as aforesaid, the said Council shall cause a copy of such resolution to be exhibited in at least three public places in the said City of New Castle for at least one week prior to the day fixed for the holding of the said election. The ballots to be used at the said election shall be arranged substantially as follows:

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Place an X in the square you wish to vote	
In favor of the construction of the proposed sewer system for New Castle by a "SEWER COMMISSION."	In favor of the construction of the proposed sewer system for New Castle by "CITY COUNCIL."

The said election shall be held on the day and at the time and place as fixed by the said resolution and shall be conducted by the City Clerk of the City of New Castle, who shall have power and authority to appoint not more than two (2) tellers or judges of the said election who shall take the vote in manner and form as aforesaid.

Section 2. The said City Clerk shall on the next regular meeting night of the Council following the said election certify to the said Council the total number of votes cast at the said election and shall further certify the total number of votes cast in favor of the construction and operation of the proposed sewer system by a Sewer Commission, and shall further certify the total number of votes cast in favor of the construction and operation of the proposed sewer system by the City Council of New Castle.

Section 3. In case a majority of all the votes cast at the said election as certified to by the City Clerk shall be in favor of the construction and operation of the proposed sewer system by the City Council, then, and in that event, the Council of "the Mayor

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and Council of New Castle," shall have power and authority as hereinafter set forth to build and construct a system of sewers and sewage disposal works for the City of New Castle, Delaware.

Section 4. In case of majority of all the votes cast at the said election as certified to by the City Clerk shall be in favor of the construction and operation of the proposed sewer system by a Sewer Commission, then, and in that event, the City Council of the City of New Castle shall appoint five (5) judicious citizens of the said City of New Castle, who shall comprise and compose a Commission to be known as a "Sewer Commission," which said Commission shall have power and authority as hereinafter set forth to build and construct a system of sewers and sewage disposal works for the City of New Castle, Delaware.

Section 5. That under the conditions and limitations hereinafter set forth the Council of "The Mayor and Council of New Castle," and their successors in office, or the "Sewer Commission," appointed in manner and form as aforesaid as determined by the said election, be and it is hereby authorized and empowered to construct, purchase, pay for and operate a system of sewers and sewage disposal works, and other works necessarily connected therewith, for the City of New Castle, Delaware, and with full power and authority to do and perform any and all of the things herein provided, and such other things as are connected therewith, incidental thereto or necessary to carry out fully the purpose and intents of this Act. The members of the said Council, or of the said Sewer Commission, as the case may be, shall serve without compensation, except that any member of the Council, or of the said Sewer Commission, as the case may be, may be reimbursed from the fund hereinafter created for any expenses incurred by him or her in carrying out the provisions of this Act, provided such expenses be either authorized or ratified by the said Council, or the Sewer Commission, as the case may be.

Section 6. No moneys received from the sale of bonds authorized under this Act, or from the assessments hereinafter authorized, shall be paid out by authority of the said Council, or the said Sewer Commission, as the case may be, except by warrants

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or checks issued by the said Council, or Sewer Commission, as the case may be, signed by the President of the said Council, or by the Chairman of the said Sewer Commission, and countersigned by the Treasurer of the City of New Castle, or by the Treasurer of the Sewer Commission, as the case may be. The said City Treasurer, or Treasurer of the Sewer Commission, as the case may be, shall furnish such bond to the Council of the "Mayor and Council of New Castle" as it may determine necessary for the protection of "The Mayor and Council of New Castle" against any default of the said Treasurer of Council, or against any default of the Treasurer of the said Sewer Commission, as the case may be, in handling the funds created under this Act.

Section 7. The Council of "The Mayor and Council of New Castle," or the Sewer Commission, as the case may be, is, after having complied with the conditions and requirements of this Act, hereby vested with every power necessary or proper for the construction and operation of a system of sewers and disposal works in and for the City of New Castle, Delaware, and with every other power incidental thereto, or connected therewith. It shall employ such assistance, engineering, professional or otherwise, as it may determine necessary and shall fix the remuneration therefor, and shall ask, receive and award contracts for work to be done or labor or materials to be furnished, or both, in the execution of this work, and shall determine whether such contracts have been faithfully kept and performed, and shall have the authority to accept or reject any or all work done, and any and all labors furnished under such contracts, said contracts shall be executed on behalf of the City of New Castle by the President of the Council of "The Mayor and Council of New Castle," and the City Clerk, or by the Chairman and Secretary of the said Sewer Commission, as the case may be, and the corporate seal of the said City shall be affixed thereto. No bid shall be accepted, no assistance employed, no contracts shall be awarded, nor shall any bill for services, labor or materials be paid unless the same shall have been approved by a majority of the members of the said Council, or by a majority of the members of the said Sewer Commission, as the case may be, with such approval evidenced by the names of those approving appearing on

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the face of such documents. After such approval of such bills, it shall be the duty of the President of "The Mayor and Council of New Castle," or of the President of the said Sewer Commission, as the case may be, to issue his warrant or check, countersigned by the City Treasurer, or by the Treasurer of the said Sewer Commission, as the case may be, in payment therefor.

Section 8. The Council of "The Mayor and Council of New Castle," or the Sewer Commission, as the case may be, shall as soon as practicable after the passage of this Act, consider ways and means for the construction of sewers and of works for disposing of sewage in and for the City of New Castle, Delaware as herein authorized. It shall employ such assistance as it deems necessary and proper to prepare plans, specifications and estimates governing the construction of said work and shall select such plan as it may deem expedient. After a selection has been made it shall be the duty of the said Council to fix by resolution the day, time and place or places of taking the vote of all the voters of the City of New Castle, who shall be duly qualified as hereinafter set forth, and shall cause a copy of such resolution to be exhibited in at least three public places in the City of New Castle, and to be published in at least three consecutive issues of two newspapers published daily in the City of Wilmington, County of New Castle and State of Delaware, the last publication of the said resolution shall be at least one week prior to the day fixed for holding said election. It shall also be the duty of the said Council to cause to be exhibited in some public place in the City of New Castle during the interim between the first publication of the resolution aforesaid, and the election aforesaid, the plans, specifications and estimates selected by it, the said Council, or the said Sewer Commission, as the case may be, for the construction of a system of sewers and sewage disposal works for the City of New Castle.

Section 9. The said Council on the day and time and at the place or places as fixed by the resolutions aforesaid shall submit to all the voters of the City of New Castle, who shall be duly qualified as hereinafter set forth, the question of building and constructing a system of sewers and sewage disposal works in

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the City of New Castle aforesaid, according to the plans, specifications and estimates selected by the said Council, or by the said Sewer Commission, as the case may be, and exhibited by it as aforesaid. The ballots to be used at the said election shall be so arranged as to allow every voter qualified as hereinafter set forth opportunity to express his position as being either For or Against the construction of the sewer system and sewage disposal works herein provided for, and the said election shall be held on the day and at the time and place or places as fixed by resolution of the said Council, and shall be conducted by the same officers as other City elections as are now by law held and conducted, provided, however, that not more than two elections to take the vote in manner and form as aforesaid shall be held under the provisions of this Act between the first day of January and the Thirty-first day of December in any one year, and that such elections shall be at least a period of four months apart; and provided further, that no election shall be held and no vote taken under the provisions of this Act after the First day of January, A. D. 1930.

Section 10. In order for any person, male or female, to be allowed to vote at the election hereinbefore provided for, he or she must be a resident of the City of New Castle, twenty-one years of age, and his or her name must appear on the last registration list of the qualified voters of the City of New Castle, he or she must actually reside in the proposed sewer area of the City of New Castle, as shown by the plans, specifications and estimates exhibited by the said Council as aforesaid, and in addition thereto, his or her City taxes or other assessments for the fiscal year preceding said election must have been paid in full, and any person offering to vote shall, if challenged, by any duly qualified voter of the City of New Castle, produce before voting, a receipt for his or her City taxes for the last fiscal year preceding such election as aforesaid, and the failure or refusal to produce such a receipt shall disqualify such person from voting at the said election, provided, however, that no female person, otherwise qualified to vote under this Section, shall be required to produce a receipt for her head or poll tax for the previous year.

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Section 11. Should the majority of votes cast at any election held as above stated be in favor of building the sewer system and the sewage disposal works connected therewith, as provided for in the plans, specifications and estimates exhibited as aforesaid, the said Council, or the said Sewer Commission, as the case may be, shall proceed, as soon as possible after the date of such election with the construction of the work authorized by this Act, and shall have full power and authority to determine in any and every case how the work shall be done and shall have full and complete charge of the construction of the work and of the operation of the works so constructed.

Section 12. In case the work authorized under this Act shall be done by contract, then the party or parties contracting to do this work, or any part thereof, shall furnish to "The Mayor and Council of the City of New Castle" a bond of adequate amount and with good and sufficient surety conditioned for the true and faithful performance of each and every the covenants appearing in the said contract and for the proper construction of the sewer system and sewage disposal works, provided for under this Act, according to the plans and specifications as embodied in the said contract. The said contract shall also state at what progress of the work payments therefor shall be made, and it shall be the duty of the Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, at or before such time or times for payment as it may appear in the said contract, to expose for sale and to sell under the conditions hereinafter set forth bonds of the City of New Castle of such classes, denominations and aggregate amounts as is hereinafter set forth, and to use the money arising from the sale of such bonds in meeting the payments as they may fall due under the said contract.

Section 13. Immediately upon the completion and acceptance by the said Council, or the said Sewer Commission, as the case may be, of the sewer and sewage disposal plant in accordance with the plans and specifications as embodied in the contract aforesaid, the said Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, shall

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cause to be made a true and accurate measurement of the lineal feet of all property within the City of New Castle abutting upon any street or streets, highway or highways, lane or lanes, alley or alleys in which sewers have been constructed under the provisions of this Act, and the said Council, or the said Sewer Commission, as the case may be, shall also cause to be made a true and accurate statement of the whole and entire cost of constructing the said sewer system and the said sewage disposal works, and the said Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, shall apportion equally upon each lineal foot of frontage of said property abutting upon any street or streets, highway or highways, lane or lanes, alley or alleys, or any portion thereof in which sewers have been constructed under the provisions of this Act, subject to the limitations as set forth in Paragraph 16, two-thirds of the entire cost of the construction of the said sewer system and sewage disposal works.

Section 14. The said Council, or the said Sewer Commission, as the case may be, shall, before levying any assessment for the cost of the work aforesaid, cause to be prepared a complete list of all the property to be thus assessed, showing the lineal feet of each property abutting upon any street or streets, highway or highways, lane or lanes, alley or alleys in which the sewers are built as aforesaid, the owner of such property, the exemptions, if any, under Section 16 of this Act, and the amount to be assessed against each owner or owners. A copy thereof shall be exhibited in some public place within the City of New Castle for one week, and a notice of such exhibit shall be advertised in at least two newspapers published daily in the City of Wilmington aforesaid in at least two successive issues thereof, and the said notice shall also state a time and place when and where the said Council, or the said Sewer Commission, as the case may be, shall sit to hear any and all objections which may be made against said assessments as set forth in the aforesaid list. The time of such meeting shall be not less than one week, nor more than two weeks, after the date of the last issue of such notice. The said Council, or the said Sewer Commission, as the case may be, shall sit on the evening of the day appointed in the said no-

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tice from 8 o'clock p. m. until 10 o'clock p. m. and may adjourn from night to night, and shall hear all objections which may there be made to such assessment lists and shall make such alterations and corrections in the said list as the said Council, or the said Sewer Commission, as the case may be, may deem proper, provided such alterations and corrections shall be in compliance with the provisions of this Act. After having heard such objections and after having made such alterations and corrections the said Council, or the said Sewer Commission, as the case may be, shall cause to be exhibited, for at least one week, following the date of the last meeting as aforesaid, a copy of the said assessment list as thus altered and corrected. After the said assessment list, altered and corrected as aforesaid, shall have been exhibited for one full week the said list shall be certified by the said Council, or the said Sewer Commission, as the case may be, as correct and the several amounts shown upon such altered and corrected list as having been assessed against the properties mentioned therein shall be liens upon the respective properties upon which such assessment is made, and such lien shall have priority of any liens, incumbrances or conveyances, except taxes and prior liens of a like nature for public improvements; no error or mistake in regard to the name of an owner shall be held to invalidate any assessment so made, and it shall be sufficient if the name of the last owner as shown by the Record in the office of the Recorder of Deeds in and for New Castle County, State of Delaware, appears upon such assessment list. The Secretary of the said Council, or the Secretary of the said Sewer Commission, as the case may be, shall immediately prepare statements of such assessments against each property so assessed and shall mail or deliver or cause to be delivered such statements to the party or parties whose name or names appear as the owner of such property. If mailed to the last known address of such party it shall be full and sufficient notice of such assessment for the purpose of this Act.

Section 15. All sums paid on account of such assessment shall be paid to the Treasurer of "The Mayor and Council of New Castle," or Treasurer of the said Sewer Commission, as the case may be, who shall give his receipt therefor, and all such sums

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shall be by him deposited within forty-eight hours of their receipt, in some banking institution in the City of New Castle as a "Sinking Fund for Sewers," and shall be kept entirely separate and distinct from any other funds handled by said Treasurer. All such amounts thus received shall form a sinking fund, and shall only be paid out for the purpose of paying the indebtedness incurred for building said sewers and disposal works hereinafter authorized, and for paying the interest thereon, as it becomes due.

Section 16. All assessments shall be paid upon the property abutting upon any street, highway, lane or alley, or any portion thereof in which any sewer may be laid or constructed under the provisions of this Act, and shall be based upon the lineal feet of such abutting property, each lineal abutting foot within the limits of the City of New Castle being assessed equally, provided, however that where a property is situated at a corner of two such streets, highways, lanes or alleys, or is otherwise so situated as to abut on two or more such streets, highways, lanes or alleys, then and in that case the said Council, or the said Sewer Commission, as the case may be, shall determine which is the front of the said property, and which is the side frontage of the said property. The front of the said property as determined by the said Council, or the said Sewer Commission, as the case may be, shall be fully assessed but the owner of such property shall have an exemption of one hundred twenty-five (125) lineal feet measured from the corner of the side frontage of his or her property as determined by the said Council, or by the said Sewer Commission, as the case may be, and provided, further that in case a property, whether a corner property or not, faces or fronts on two non-intersecting streets, only the front of such property as determined by the said Council, or by the said Sewer Commission, as the case may be, shall be liable for such assessment, unless the owner or owners thereof should decide to tap into the sewer in the rear of the said property in which case, he, she, it or they shall pay such additional assessment based on lineal footage as aforesaid as the said Council, or the Sewer Commission, as the case may be, may determine in accordance with the provisions of this Act, and provided that no property, or portion of property,

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shall be assessed for the cost of constructing the system of sewers and disposal works herein provided for, unless such property, or some portion thereof, shall abut upon that portion of the street, highway, lane or alley which a sewer has been built or laid, or unless such property, or a portion thereof, or the owner thereof, has a right of access to said street, highway, lane or alley, and desires to use said sewer before a sewer is constructed upon the street, highway, lane or alley to which such property, or a portion thereof, or the owner thereof, has the right of access, in which case the said property shall be liable for the same assessment as though it actually abutted upon the street, highway, lane or alley in which such sewer is laid.

Section 17. Where any such assessment shall be made upon any land for the cost of constructing the sewer system and disposal works aforesaid, the property so assessed shall have the right to be connected with the sewer in front of such property, under and subject to such rules and regulations as may be prescribed by the Council of "The Mayor and Council of New Castle," or by the Sewer Commission, as the case may be.

Section 18. All assessments so made shall be due upon the date of the certifying by the said Council, or by the Sewer Commission, as the case may be, as to the correctness of the same, and if paid in full within thirty days after the date of such certifying a discount of five per centum shall be allowed from the amount of such assessment, and shall be accepted by the Treasurer of the Council of "The Mayor and Council of New Castle," or by the Treasurer of the Sewer Commission, as the case may be, as a full payment and release of the lien of such assessment. Upon all payments made after thirty days from the date of certifying as aforesaid, the full amounts of the assessment shall be paid with interest at the rate of six per centum per annum, computed from the date of certifying as aforesaid, and said interest so computed shall be added to the amount of said assessment. Any property owner at his, her or its discretion to be expressed in writing to the said Council, or to the Sewer Commission, as the case may be, within thirty days after the certifying of the assessment as aforesaid may pay the said assessments in five

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equal annual installments, together with interest on the unpaid balance from the date of certifying said assessment; the first installment to be due and payable within thirty days from the date of certifying as aforesaid, and each subsequent installment with accrued interest to be due and payable on the First day of July in each year thereafter. Any property owner may have the right at any installment period to pay the balance due on his, her or its assessment in full. All assessments shall be due and payable to the Treasurer of the Council of "The Mayor and Council of New Castle," or to the Treasurer of the Sewer Commission, as the case may be.

Section 19. In all cases where the property owner does not elect to pay in installments, or, having elected to pay in installments, fails to pay the first installment in thirty days after the date of certifying, as aforesaid, he, she or it shall be held to have waived the right to pay in installments, and the entire assessment, together with accrued interest from the date of certifying, as aforesaid, shall immediately thereafter become due and payable. If the property owner who has not elected to pay in installments, fails to pay his, her or its full assessment within thirty days after the date of certifying of such assessment, as aforesaid, or having elected to pay in installments, fails to pay the first installment within thirty days after the date of the certifying, as aforesaid, or makes default in the payment of any annual installment, or the accrued interest thereon, the whole of such assessment shall immediately become due and payable, and in any such case it shall be the duty of, and the Council of "The Mayor and Council of New Castle", or the Sewer Commission, as the case may be, is hereby directed, to proceed forthwith to collect all of such assessment, and the accrued interest thereon in the manner now provided for the collection of delinquent taxes due for town purposes.

Section 20. The right to assess and collect the cost of constructing the system of sewers and disposal works from the property abutting upon the streets, highways, lanes or alleys in the City of New Castle, in which any sewer is built under the provisions hereof, and all other the provisions of this Act shall bind and apply to all property within the limits of the City of

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New Castle, whether owned by and used for churches, schools or any other purpose, and whether exempted by any special or general law of the State of Delaware from assessment for City Taxes or other Town assessments.

Section 21. The Council of "The Mayor and Council of New Castle" or the said Sewer Commission, as the case may be, shall set apart all money received from the assessments as aforesaid, and accrued interest thereon, as a sinking fund for the purpose of paying the interest upon and the principal of the notes, bonds, or other evidences of indebtedness issued under the authority of this Act, and the money so received shall not be expended or used for any other purpose whatsoever. It shall be deposited in such banking institution in the City of New Castle as the Council of "The Mayor and Council of New Castle" or the said Sewer Commission, as the case may be, shall designate, and together with any increment earned thereon shall be applied to the redemption of the notes issued under the authority of this Act, and the payment of the interest thereon.

Section 22. Whenever the said Council, or the said Sewer Commission, as the case may be, shall deem it necessary or expedient to obtain private property, either within the limits of the City of New Castle, or without such limits, to a distance not exceeding two miles, for the purpose of building the system of sewers and disposal works as authorized in this Act, the said Council, or the said Sewer Commission, as the case may be, is hereby empowered to acquire such property by agreement with the owner of such property. If the said Council, or the said Sewer Commission, as the case may be, fails to reach an agreement with the owner of such property, the said property or land may be acquired by condemnation proceedings in the same manner and subject to the same conditions and proceedings as prescribed and fully set forth in Section 25 of an Act entitled "An Act Amending, Revising and Consolidating the Charter of the City of New Castle," being Chapter 216 of Volume 27, Laws of Delaware, and all acts amendatory thereof and supplemental thereto for condemning and taking land for the purpose of laying out, opening, extending or widening of any street, road, lane or alley in the City of New Castle, all costs incidental to the

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acquisition of such property shall be paid from the funds received by the issue and sale of bonds as hereinafter provided.

Section 23. For the purpose of meeting the cost of the construction of the sewer system and sewage disposal works authorized by this Act the Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, shall be and it is hereby authorized, empowered and directed to borrow upon the faith and credit of the City of New Castle as hereinafter provided a sum not exceeding Two Hundred Thousand Dollars (\$200,000.00) and for the purpose of securing the payment of such sum to issue bonds in denominations of One Thousand Dollars (\$1000) each and bearing such rate of interest not exceeding six per centum per annum as the said Council, or said Sewer Commission, as the case may be, shall, by resolution, determine. The interest upon the said bonds shall be payable semi-annually in each and every year from the date of the issue thereof. Said bonds shall be divided into forty classes and the aggregate face value of each of the said classes, with the dates of their respective maturities, shall be as follows:

Class.	Amount	Year of Maturity
A	\$5,000	1931
B	5,000	1932
C	5,000	1933
D	5,000	1934
E	5,000	1935
F	5,000	1936
G	5,000	1937
H	5,000	1938
I	5,000	1939
J	5,000	1940
K	5,000	1941
L	5,000	1942
M	5,000	1943
N	5,000	1944
O	5,000	1945
P	5,000	1946
Q	5,000	1947
R	5,000	1948

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Class	Amount	Year of Maturity
S	5,000	1949
T	5,000	1950
U	5,000	1951
V	5,000	1952
W	5,000	1953
X	5,000	1954
Y	5,000	1955
Z	5,000	1956
AA	5,000	1957
BB	5,000	1958
CC	5,000	1959
DD	5,000	1960
EE	5,000	1961
FF	5,000	1962
GG	5,000	1963
HH	5,000	1964
II	5,000	1965
JJ	5,000	1966
KK	5,000	1967
LL	5,000	1968
MM	5,000	1969
NN	5,000	1970

Said bonds may at the discretion of the said Council, or the said Sewer Commission, as the case may be, contain a provision for the redemption thereof by the said Council, or the said Sewer Commission, as the case may be, at any interest period after the expiration of five years from the date thereof at a premium not to exceed five per centum.

The said bonds shall be prepared under the supervision of the Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, and shall be signed by the Mayor of the City of New Castle, the President of the said Council, and the Treasurer of the said City of New Castle, and be sealed with the corporate seal of the said "The Mayor and Council of New Castle" and shall be exempt from State, County and municipal taxation. It shall be the duty of the said officers to execute the said bonds when directed by the said

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Council, or the said Sewer Commission, as the case may be, so to do, and it shall be the duty of such officer, as the said Council, or the said Sewer Commission, as the case may be, may determine, to keep an accurate record of the said bonds.

Section 24. Whenever, in the judgment of the said Council, or the said Sewer Commission, as the case may be, it shall be deemed desirable that any part of the said bonds shall be sold the said Council, or the said Sewer Commission, as the case may be, shall sell and dispose of the same on the most advantageous terms obtainable, after having advertised the same in at least two daily papers published in the City of Wilmington, Delaware, for at least five consecutive issues in each paper. No commission or other compensation directly or indirectly shall be charged by or paid to any member of the said Council, or Sewer Commission, as the case may be, for effecting the sale or negotiation of said bonds; said bonds, principal and interest shall be payable at such bank or trust company in the City of New Castle as the said Council, or Sewer Commission, as the case may be, shall, by resolution, determine. The said bonds shall be payable if demanded in gold coin of the United States of America out of the money received from the assessments laid and collected from abutting property owners in manner and form as aforesaid, together with such other funds as may necessarily be appropriated for that purpose by the Council of "the Mayor and Council of New Castle." The said Council, or Sewer Commission, as the case may be, is hereby authorized and directed to pay the interest on the said bonds at any bank or trust company in the City of New Castle when and as the same shall become due and to pay said bonds when and as the respective classes mature, in accordance with the foregoing schedule. The said Council, or Sewer Commission, as the case may be, in fixing the rate of taxation for the purpose of meeting the payment of the said bonds and interest shall annually, beginning with the year of the sale of said bonds, or any part thereof, levy on all property, or persons within the sewered area of the City of New Castle aforesaid, a sufficient tax rate to pay the interest on all unpaid bonds, and also to provide such sinking fund as may be determined by the said Council, or Sewer Commission,

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as the case may be, to be necessary, taken in conjunction with the amounts received from the assessments aforesaid for the retirement of the said bonds as and when they shall become due, in accordance with the schedule aforesaid. All of the said bonds shall bear the same date and shall be numbered from 1 to 200 (or to such number thereof as may be issued) inclusive.

Section 25. All money received from the sale of any or all of said bonds, after the payment of the charges and expenses connected with the preparation and sale thereof shall be deposited by the Treasurer of the Council of "The Mayor and Council of New Castle", or by the Treasurer of the Sewer Commission, as the case may be, in such banking institution in the said City of New Castle as the said Council, or said Sewer Commission, as the case may be, may prescribe and shall be known as the "Sinking Fund", and shall be kept in a separate account, and payments therefrom shall be made only for the purposes herein designated and none of the money received from the sale of the said bonds, or any of them, shall be applied to any purpose, except as provided in this Act. The bonds to be issued shall be substantially in this form:

	UNITED STATES OF AMERICA	..
	STATE OF DELAWARE	
\$1000.	City of New Castle	No.
	Sewer Bonds	
	Class	

The Mayor and Council of New Castle, a Municipal corporation of the State of Delaware, for value received, hereby acknowledges its indebtedness and promises to pay to the bearer, or if this Bond be registered, to the registered holder thereof, his legal representatives, successors or assigns, on the First day of April, A. D. 1941, the sum of One Thousand Dollars, lawful money of the United States of America, with interest thereon at the rate of five and one-half per centum per annum, payable semi-annually on the first days of April and October in each year. Both principal and interest payable at The New Castle

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Trust Company, New Castle, Delaware, said principal being payable upon the surrender of this bond and the interest being payable upon the surrender of the annexed coupons as they become due.

This Bond is one of an issue of bonds aggregating in all Two Hundred Thousand Dollars, numbered from 1 to 200 inclusive, for One Thousand Dollars each, all of like date, tenor and effect, authorized by an Act of the General Assembly of the State of Delaware entitled "An Act authorizing "The Mayor and Council of New Castle" under certain conditions to construct a system of sewers and disposal works in and for the City of New Castle, Delaware, approved _____, and issued pursuant to the provisions of an Ordinance of the City of New Castle, approved _____

This Bond, until registration, shall pass by delivery, but may be registered in books to be kept for that purpose in the office of the Treasurer of the City of New Castle, Delaware, and if so registered, shall thereafter be transferable only upon the said books at the said office of the Treasurer by the owner in person or by attorney, unless the last preceding transfer shall have been to bearer, and it shall continue to be susceptible to successive registration and transfer to bearer at the option of the holder, but such registration shall not affect the negotiability of the annexed coupons.

It is hereby certified that all conditions, acts and things essential to the validity of this bond, exist, have happened and have been done, and that every requirement of law effecting the issue thereof has been duly complied with, and that the issue of bonds of which this is one is within every debt and other limit prescribed by the laws and constitution of this State.

IN WITNESS WHEREOF, The Mayor and Council of New Castle has caused this bond to be signed by the Mayor, the President of Council and the Treasurer of the City of New Castle, and the corporation seal of said City to be hereto affixed, as of the first day of _____ A. D. 192 .

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.....
Mayor

.....
President of Council

.....
Treasurer

Said bonds may contain such provisions, in addition to those herein set forth, and not inconsistent with the requirements of this Act, as the said Council shall determine.

Section 26. Should the Treasurer of the said Council, or the Treasurer of the Sewer Commission, as the case may be, fail to have in his hands at any time when needed, sufficient funds to pay off said bonds as and when they become due, or to pay the interest on any unpaid bonds, the Council of the City of New Castle, or the Sewer Commission, as the case may be, shall and it is hereby directed to levy upon and collect by special taxation from all taxable property and persons within the sewered area of the City of New Castle such sums as may be necessary, in addition to the sums in the hands of the said Treasurer received from the payment of assessments as aforesaid to retire and pay the said bonds as and when the same shall become due and to pay the interest on any unpaid bonds. Said special taxes shall be collected as other taxes are now by law collected for City purposes, and all sums received from such special taxes are hereby inviolably dedicated to the payment of said bonds as and when they shall become due and the interest on any unpaid bonds.

Section 27. Should a majority of the voters of the City of New Castle, qualified in manner and form as aforesaid, be opposed to the construction of the said sewer system and sewage disposal works as evidenced by their votes cast at any election held under the provisions of this Act, then the said Council, or the said Sewer Commission, as the case may be, may, in accordance with the provisions of this Act, resubmit the same plans and specifications for another election, or the said Council, or the said Sewer Commission, as the case may be, is hereby au-

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thorized and empowered, if it deem such a course expedient, to cause to be prepared other plans, specifications and estimates for sewers and disposal works, which said new plans may or may not include the same streets, highways, lanes, alleys, or any of them, as the former plans, specifications and estimates, and after the said new plans, specifications and estimates have been prepared, the Council of "The Mayor and Council of New Castle," may proceed to another election under the provisions of this Act. In like manner such elections may, if necessary, be repeated from time to time under the provisions of this Act until the first day of January, A. D. 1930.

Section 28. Wherever and whenever the system of sewers built under the authority of this Act is extended to any point within the limits of the City of New Castle, the property abutting upon that portion of the streets, highways, lanes or alleys in which such extensions are built, shall pay to the Treasurer of The Council of "The Mayor and Council of New Castle," or to the Treasurer of the said Sewer Commission, as the case may be, the same rates per front foot of property abutting upon said extensions as the Council of "The Mayor and Council of New Castle," or the said Sewer Commission, as the case may be, decides to assess against the front foot of property abutting upon the streets, highways, lanes or alleys in which the system of sewers is first built, as described in this Act, that is, each front foot of property situated within the City of New Castle and having access to a sewer built under the provisions of this Act, shall be assessed alike, and the assessments therefor shall be made and collected, in all respects, as already provided for herein.

Section 29. The said Council, or the said Sewer Commission, as the case may be, shall prepare rules and regulations governing the use of the system of sewers and disposal works authorized under this Act and for the making of connections therewith and may provide such penalties for the breach of said rules and regulations as the said Council, or the said Sewer Commission, as the case may be, may deem necessary.

Section 30. Upon the written notice from the Board of Health of the City of New Castle of the existence of a nuisance

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detrimental to the public health of the inhabitants of said City, and stating that such nuisance can be eliminated by connecting the property upon which said nuisance exists with the system of sewers built under this Act, the Council of "The Mayor and Council of New Castle" shall, and it is hereby/directed to serve a written notice upon the owner of the property upon which such nuisance is alleged to exist, to connect such property with the system of sewers within thirty (30) days after the date of such notice. Should such property not be thus connected within the period fixed in such notice, the owner thereof, upon conviction before the Mayor of the City of New Castle, of his failure to obey the instructions of said Council as contained in such notice, be subject to a fine of not less than five (5), nor more than ten (10) dollars for each and every day beyond the expiration of the period named in such notice for connecting with the system of sewers which said connection remains unmade, and such nuisance is allowed to remain, said fine is to be collected as other fines for offences against the laws and ordinances of the City of New Castle are now, by law, collected.

Section 31. In case a Sewer Commission shall be appointed under the provisions of this Act, the said Commission is hereby authorized and directed to rent or lease a regular meeting place, and is hereby further authorized and directed to purchase such office furniture, books, stationery, or other equipment as it may deem necessary. The said Sewer Commission shall meet not less often than once each month, and is hereby authorized to employ in case the same shall be necessary a clerk at a salary not exceeding Five Hundred Dollars (\$500) per year, whose duties shall be prescribed by the said Sewer Commission. The cost of the lease of the said quarters, and of the purchase of the said office furniture, books, stationery, or other equipment, shall be paid by the Sewer Commission out of any money coming into its hands from the assessments, or from the special taxes as hereinbefore set out. In case the Sewer system and sewage disposal works shall be constructed and operated by the Council of "The Mayor and Council of New Castle," then the provisions of this Act shall apply with equal force to the said Council.

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Section 32. Should the majority of the voters of the City of New Castle, qualified as aforesaid, be opposed to the building of sewers and disposal works, as evidenced by their votes cast at an election held under the provisions of this Act, the Council of "The Mayor and Council of New Castle" is hereby authorized and directed to pay all sums of money paid or contracted to be paid by the said Council, or the said Sewer Commission, as the case may be, in the preparation of the plans, specifications and estimates for such proposed sewers and disposal works, out of any moneys belonging to the Council of "The Mayor and Council of New Castle."

Section 33. The term "sewered area" as used in this Act shall be defined to mean that portion of the City of New Castle in which the sewer system contemplated under this Act is actually laid, and the term "property within the sewered area" shall be defined to mean all property within the said City of New Castle which shall be actually accessible to any sewer or sewers contemplated under this Act.

Approved March 30, A. D. 1927.

CHAPTER 122

CITY AND TOWNS

AN ACT to amend Chapter 134, Volume 28, Laws of Delaware, entitled "An Act altering and revising the Charter of the City of New Castle" by creating the office of City Clerk and designating his duties.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

That Chapter *34, Volume 28, Laws of Delaware, entitled "An Act Altering and Revising the Charter of the City of New Castle" by creating the office of City Clerk and designating his duties as amended by Chapter 30, Volume 31, Laws of Delaware, be and the same is hereby further amended by striking out Section 1 thereof and inserting in lieu thereof the following, to be known as Section 1:

Section 1. The office of City Clerk for the City of New Castle is hereby created and established. No person shall be eligible for said office who is not a citizen of the State and a resident of the city.

The City Clerk shall be elected by ballot at the regular city election on the second Tuesday in April, A. D. 1915, and thereafter biennially at the regular city election held under the terms of the charter of the city. He shall serve for the term of two years or until his successor is legally qualified. Such officer shall be voted for in each ward or district, and the person receiving a plurality of the votes cast throughout the city for said office shall be deemed and declared elected. His election shall be ascertained and certified, and he shall qualify by oath or affirmation, as in the case of other city officers. He shall give bond to the corporation in such amount as may be fixed by the Council of the city, with surety or sureties to be approved by the Council, conditioned for the faithful performance of all of the duties of his office. Failure to give bond within two weeks from the date of his election shall render his election void. In case of a vacancy

* so enrolled.

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through failure to give bond or otherwise, the Council shall at once fill the vacancy so caused for the remainder of the term.

He shall attend regularly at the office of the city at such regular hours as may be fixed by the Council, and he shall be paid an annual salary to be fixed by the Council but not less than Fifteen Hundred Dollars, nor more than Eighteen Hundred Dollars, payable monthly. The above salary shall be in full payment and compensation for the performance of all the duties devolving upon him.

Approved March 30, A. D. 1927.

CHAPTER 123

CITIES AND TOWNS

AN ACT to amend Chapter 216, Volume 27, Laws of Delaware, entitled "An Act amending, revising and consolidating the Charter of the City of New Castle."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1, Chapter 216, Volume 27, Laws of Delaware, entitled "An Act amending, revising and consolidating the Charter of the City of New Castle" as amended, be and the same is hereby further amended by striking out Section 18 of the said Act and substituting in lieu thereof a new Section, to be known as Section 18 as follows:

Section 18. The Council shall have power and authority to appropriate out of the Treasury, by ordinances or resolution passed by a majority of all the members, all sums of money necessary to carry on the government of the City and defray the expenses thereof, and the said Council shall fix and determine the salary or compensation to be paid to the Mayor, the Treasurer, Assessor, Collector of Taxes, Police Constables, the Chairman of the Finance Committee of the said Council, the Assistant Chairman of the Finance Committee of the said Council, and all other persons in the employ of the said City. The President of the Council shall receive as compensation or emolument for his services as President the sum of One Hundred Dollars per year. Each attending member, other than the President of the said Council, shall receive for each and every regular meeting of Council which he or she attends, as compensation and emolument for his or her attendance at such regular meeting of the said Council and services rendered the sum of Five Dollars; provided, however, that the regular meeting for which the said sum of Five Dollars shall be paid for attendance as aforesaid shall not be held oftener than once each month; and provided further, that no member of City Council shall be compensated for attendance at any special meeting of City Council. The compensation

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of any officer elected by the people shall not be changed during his or her continuance in office.

Approved March 30, A. D. 1927.

CHAPTER 124

CITIES AND TOWNS

AN ACT to amend Chapter 216, Volume 27, Laws of Delaware entitled "An Act amending, revising and consolidating the Charter of the City of New Castle."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That Chapter 216, Volume 27 Laws of Delaware entitled "An Act Amending, Revising and Consolidating the Charter of the City of New Castle" as amended, be and the same is hereby further amended by striking out Section 17 of the said Act and by substituting in lieu thereof a new section to be known as Section 17 as follows:

Section 17. Subject to the restrictions hereinafter provided, the Council is authorized and empowered to borrow on the faith and credit of the corporation at such time or times as it may deem proper and necessary, money for municipal purposes and to issue bonds of the corporation therefor, to an amount not exceeding, in the aggregate of all bonds issued and outstanding, twenty per centum of the assessed value of the real estate in said City. Such bonds shall be issued at such times, in such amounts of such denomination, bearing such rate of interest, in such form, and payable at such time and manner, as the Council by an ordinance passed by vote of two-thirds of all the members shall determine and prescribe. They shall be signed by the mayor, president of council, and the treasurer, and sealed with the corporate seal. The Council is authorized and empowered to levy and collect annually, in the same manner as other taxes for municipal purposes are levied and collected, an amount of tax sufficient to pay all interest on such bonds as the same shall accrue, and to provide a fund for the payment of the bonds when due.

The Council shall not at any time have power to borrow money and issue bonds under the provisions of this section until a special election has been called by the Council and held by three persons to be appointed by it, and a majority of the legal

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votes cast at such election has been ascertained to be in favor of the borrowing money and issuing bonds. Due notices of the time and place of such election shall be given by the Council by advertisements posted in at least ten public places in said City at least ten days prior to any election. The voting at such election shall be by ballot. Every resident of the City of New Castle, both male and female, of the age of twenty-one years, shall on personally appearing before the election officers, be entitled to one vote for every one hundred dollars of assessment assessed as personal or poll tax against him or her or against property which he or she may own at the time of such election, provided the City tax for the preceding year on such assessment has been paid, no fraction of one hundred dollars to be considered. The election officers shall take the same oath and be subject to the same duties and penalties as are hereinbefore provided for the biennial City election. The Council shall furnish the election officers with the last city assessment or a certified copy of the same.

The provisions of this section shall not apply to special bond issues now or hereafter authorized by special Act, except that such bonds issued thereunder shall be counted in computing the aggregate bonds issued and outstanding in estimating the bonds that may be issued under this section.

Approved March 30, A. D. 1927.

CHAPTER 125

CITIES AND TOWNS

AN ACT to amend Chapter 216, Volume 27, Laws of Delaware, as amended, entitled "**An Act amending, revising and consolidating the Charter of the City of New Castle.**"

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That Chapter 216, Volume 27, Laws of Delaware as amended, entitled "An Act Amending, Revising and Consolidating the Charter of the City of New Castle" be and the same is hereby further amended by striking out the last paragraph of Section 5 of the said Act relating to the pay for inspectors, and by inserting in lieu thereof a new paragraph as follows:

"The pay for Inspectors for holding the election shall be Five Dollars (\$5.00); for assistant Inspectors Five Dollars (\$5.00); and for Clerks Five Dollars (\$5.00), to be paid by the Council. Not more than Five Dollars (\$5.00) shall be paid as rental for any one place to hold said selection; such rental to be paid by the Council."

Approved April 29, A. D. 1927.

CHAPTER 126

CITIES AND TOWNS

AN ACT to amend an Act entitled "**An Act to Incorporate the Town of Ocean View in Sussex County, Delaware,**" the same being Chapter 649, Volume 18, Laws of Delaware.

Be it enacted by the Senate and the House of Representatives of the State of Delaware in General Assembly met: (with the concurrence of two-thirds of all the members elected to each branch of the General Assembly).

Section 1. That Chapter 649, Volume 18, Laws of Delaware be, and the same is hereby amended by striking out all of Section 23 of said Chapter and by inserting in lieu thereof the following new section to be known as Section 23.

"Section 23. The Council of said town shall have the right to raise by taxation such sums of money as it shall deem necessary, which sum shall in no year exceed Four Hundred Dollars (\$400.00), clear of dog tax and all delinquencies of expenses of collection, except that they may be authorized by referendum lawfully held in said town to raise an additional sum of Six Hundred Dollars (\$600.00). The Council of said town shall ascertain yearly the sum necessary to be raised by taxation and after having apportioned the same on the assessment and valuation aforesaid, shall annually in the month of April, or as soon thereafter as convenient cause to be delivered to the collector of taxes, if there be one elected by the Council of said town in said year or if there be none, to the Treasurer of said town, a list containing the names of the taxables, as well the owners of real estate, as those not owning real estate, and opposite the name of each the amount of real estate, his poll and assessable personal property and the tax on the whole valuation and assessment, and the rate per hundred dollars, and which list shall be signed by the President of said Council. The collector of taxes, or if there be none elected in said year, the Treasurer of said town, immediately after receiving said list, and collecting the same, shall have all the powers conferred by law on the collectors of the county rates, and levies by the provisions of Chapter 12 of the Revised Code of 1852. In the collection of said taxes, the Council of said town shall have the power and authority to

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order the collector of taxes, or if there be none, the Treasurer to deduct five per cent from the amount of the tax assessed against the person or property of any one who will pay such tax by the first day of July in any year following the assessment of the same. The collector of taxes, before entering upon the duties of his office, shall give bond to the Town of Ocean View, with sufficient surety, to be approved by the Council of said town, in the penal sum of twice the amount likely to come into his hands, conditioned for the faithful performance of the duties of his office, and the payment to the Treasurer of said town, of all moneys collected by him, belonging to said town, and for the settlement of his accounts, with the Council and Treasurer of said town in the month of February next following his election, as collector of taxes, and at such other times as the Council of said town may require, to which said bond and conditions there shall be annexed a warrant of attorney for the confession of judgment for said penalty. The collector of taxes shall receive a reasonable compensation for his services, to be determined by the Council of said town; Provided, that he shall not receive more than eight per cent on the taxes collected by him. The Council shall have power to make just allowances for delinquencies in the collection of taxes.

Approved March 8, A. D. 1927.

CHAPTER 127

CITIES AND TOWNS

AN ACT authorizing "The President and Council of the Town of Ocean View" to borrow money and issue bonds therefor, for the purpose of making certain public improvements in the Town of Ocean View.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (with the concurrence of two-thirds of all the members elected to each branch of the General Assembly) :

Section 1. "The President and Council of the Town of Ocean View," a Municipal Corporation of the State of Delaware, is hereby authorized and empowered to borrow on the faith and credit of the Town of Ocean View, a sum of money not exceeding in the aggregate, Four Thousand Dollars (\$4,000.00), for the purpose of supplying the said Town and its inhabitants with water, light, sewers, fire equipment, improved streets or any other public improvement which said "The President and Council of the Town of Ocean View" may by resolution adopt, and for this purpose to issue bonds of the said Municipal Corporation.

Section 2. The said money shall be borrowed and the bonds issued in such amounts, at such times, in such form and denominations, and at such rate of interest not exceeding six per cent, as "The President and Council of the Town of Ocean View" shall by ordinance duly passed determine. The Principal of said bonds shall be made payable at the expiration of thirty years from the date of the issue thereof, the said Municipal Corporation reserving the right to redeem said bonds, or any of them, at par and accrued interest, at any interest period after the expiration of five years from the date of issue, provided that if the said Municipal Corporation shall elect to redeem any of said bonds as aforesaid, such redemption shall be made in pursuance of a notice to that effect published for at least three successive weeks in any Sussex County newspaper. In calling said bonds for redemption, they shall be called consecutively beginning with the lowest number, and the interest on all bonds so called shall cease from the date named in said calls for redemption.

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The "President and Council of the Town of Ocean View" shall direct and effect the preparation and printing of and negotiate the sale and delivery of the said bonds. The said bonds shall bear date when issued and shall bear interest from date, payable semi-annually. They shall be signed by the President and the Treasurer of the Council of the Town of Ocean View, and be sealed with the Corporate seal of the said Municipal Corporation and shall be exempt from State, County and Municipal taxation.

The moneys received from the sale of the said bonds shall be paid over to the Treasurer of "The President and Council of the Town of Ocean View," and held by him as a special fund to be drawn out and used for the purpose of this Act upon direction of "The President and Council of the Town of Ocean View." The Treasurer shall furnish additional bond to cover such fund, in such an amount as "The President and Council of the Town of Ocean View," may direct.

Section 3. "The President and Council of the Town of Ocean View" are authorized and directed to provide for the paying of the annual interest on said bonds and to provide an adequate sinking fund for the redemption of said bonds at maturity out of the funds raised annually by taxation. Provided, however, that no additional tax shall be levied and collected to provide for the provisions of this Act.

All necessary expenses in and about the preparation, printing and sale of said bonds shall be paid out of the moneys herein authorized to be borrowed.

Should any surplus remain after the work contemplated by this Act has been accomplished, said surplus shall be held and applied toward the payment of the principal of said bonds herein authorized.

Section 4. "The President and Council of the Town of Ocean View" shall cause to be published a detailed statement of all expenditures of money borrowed under the authority of this Act.

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Section 5. That before any bonds shall be issued under the provisions of this act, a special election shall be held in the same place and in the same manner as other town elections. Notice of said election shall be given by advertisements in the nearest county newspaper and by posting notices in at least ten public places in said town at least two weeks before the said election, which said advertisements and notices shall state the time and place of the election and the amount of bonds proposed to be issued, and the purpose for which the said money is to be borrowed. At said election every person qualified to vote at other town elections shall be entitled to one vote. At said election the ballots issued shall be written or printed thereon, the words "For the bond issue" and the words "Against the bond issue." If at such election a majority of the votes cast shall be for the bond issue, then bonds to the amount voted on may be issued as in this Act provided, but if the majority of the votes cast shall be against the bond issue, then no bond shall be issued nor money borrowed under this Act.

Approved March 8, A. D. 1927.

CHAPTER 128

CITIES AND TOWNS

AN ACT to amend an Act entitled, "An Act to Re-incorporate the Town of Odessa, in New Castle County," approved April 3rd, A. D. 1905, and being Chapter 173, Volume 23, Laws of Delaware, relating to the maximum amount of taxes, exclusive of dog tax, to be raised annually.

Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met, two-thirds of all the members elected to each House of the General Assembly concurring therein:

Section 1. That Section Five of said Act, be, and the same is hereby amended by striking out the word "six", being the last word in the third line thereof, and inserting in lieu thereof the word fifteen.

Approved February 21, A. D. 1927.

CHAPTER 129

CITIES AND TOWNS

AN ACT to authorize "The Commissioners of Rehoboth" to borrow money to purchase certain water mains, piping and other equipment in that part of the Town of Rehoboth known as "Rehoboth Heights" and to issue bonds therefor.

WHEREAS certain water mains, piping and other necessary equipment relating to a water supply system, have heretofore been laid and constructed at private cost and expense in Rehoboth Heights which now is or is about to be included within the corporate limits of the Town of Rehoboth, and

WHEREAS the same have not yet been paid for by said Town,

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each branch thereof concurring therein):

Section 1. That "The Commissioners of Rehoboth", a municipal corporation of the State of Delaware, is hereby authorized and empowered to borrow on the faith and credit of the town a sum or sums of money not exceeding in the aggregate the sum of Fifteen Thousand Dollars (\$15,000) for the purpose of purchasing and paying for certain water mains, piping and other equipment heretofore laid and constructed at private cost and expense in Rehoboth Heights for the convenience and comfort of the residents thereof. In order to repay the monies so borrowed, together with interest thereon, the said "The Commissioners of Rehoboth" is hereby authorized and empowered to issue coupon bonds on the faith and credit of the town to an aggregate amount not exceeding Fifteen Thousand Dollars (\$15,000). Said bonds shall be in denominations of One Thousand (\$1,000) and shall be classed and shall fall due as hereinafter provided, shall bear interest at a rate not exceeding five (5) per centum per annum payable semi-annually, shall not be sold for less than par, shall be dated either the first day of January or the first day of July in the year in which they are issued and the principal together with interest, shall be payable from time to time at the office of the Treasurer of the Town of Rehoboth.

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Section 2. Said bonds shall be divided into fifteen (15) classes and shall be payable at their face value as follows:

Class	Amount	Year of Maturity
1	\$1,000	1940
2	1,000	1941
3	1,000	1942
4	1,000	1943
5	1,000	1944
6	1,000	1945
7	1,000	1946
8	1,000	1947
9	1,000	1948
10	1,000	1949
11	1,000	1950
12	1,000	1951
13	1,000	1952
14	1,000	1953
15	1,000	1954

Said bonds shall be known as "Rehoboth Bonds for Water Mains and Appurtenances in Rehoboth Heights".

Section 3. Said bonds shall be prepared under the supervision of "The Commissioners of Rehoboth", shall be signed by the President and Secretary and shall be under the corporate seal of the town. The form of the bonds, not inconsistent with this Act, shall be as prescribed by "The Commissioners of Rehoboth" and they and all of them shall be exempt from State, County and Municipal taxation. Said bonds, or any of them, may be issued and sold from time to time when and as the said "The Commissioners of Rehoboth" shall by resolution direct.

Section 4. As soon as possible after the adoption of this act "The Commissioners of Rehoboth" shall make a careful survey of the water mains and appurtenances heretofore laid and constructed at private cost and expense in what is known as "Rehoboth Heights" and shall determine by proper resolution whether the Town should pay for said water mains and appurtenances or any part thereof, the amount or amounts that should be paid therefor and to whom any such payment or payments

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should be made, the full text of which resolution said Commissioners shall cause to be published, as soon after its adoption as possible, in at least two consecutive issues of at least two newspapers having a circulation in the Town of Rehoboth. Within ten days after the last publication has been issued by said newspapers the Commissioners shall issue a call for a referendum or special election designating the day, hour and place of such special election by notices posted in at least five public places in the town of Rehoboth at least ten days before such special election. All persons who would be entitled to vote at a town election, if such town election were being held on the same day as said special election, shall be likewise entitled to vote at such special election and all such persons who are non-residents of the town of Rehoboth, shall have the right to vote either in person or by proxy provided no proxy shall be voted upon unless the same shall be in writing or printing duly signed by the voter and witnessed by at least 2 witnesses and the person acting under the proxy shall file the same with the election officers at the time he or she casts the vote or votes of his or her principal. The election officers shall, after the close of the special election and the ascertainment of the result, deliver said proxies and ballots, together with their certificate of the result of the election, to "The Commissioners of Rehoboth" and the said proxies and ballots shall be filed by said Commissioners with the other papers and records of the town. Said special election shall be conducted by the regularly elected election officers of the town. Each voter shall be entitled to cast one vote for each and every dollar or fractional part thereof of annual tax assessed against him, her or them. The Town Tax Collector shall be present during the entire special election with his books showing the number of votes each voter shall be entitled to cast, provided that all residents and property owners of Rehoboth Heights (if they shall not have been assessed for town purposes at the time of the special election) shall be entitled to one vote for each dollar or fractional part thereof of Sussex County Taxes assessed to him, her or them as shown by the Sussex County assessment lists which county assessment lists the Town Collector shall be required to have in his possession at said special election, for the use of the election officers. The polls shall remain open from

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12 o'clock noon until 6 o'clock in the afternoon of the day appointed for said election. The Commissioners shall prepare proper proxies under this Act and shall send by mail one proxy to every non-resident voter addressed to his or her last known postoffice address, at least ten days before any such special election. The Commissioners shall also have printed two sets of ballots to be used at said special election, on one set of ballots the following words shall appear "for the bonding of the town to pay for the water mains and appurtenances in Rehoboth Heights," on the other set of ballots the following words shall appear "against the bonding of the town to pay for the water mains and appurtenances in Rehoboth Heights".

If at said special election a majority of the votes cast shall have been for the bonding of the town to pay for the water mains and appurtenances in Rehoboth Heights, then "The Commissioners of Rehoboth" shall have authority to issue the bonds called for by said resolution and contemplated by this Act and to pay the moneys and proceeds arising from the sale of said bonds as provided in said resolution. If on the contrary a majority of the votes cast at said special election shall be against bonding the town to pay for the water mains and appurtenances in Rehoboth Heights, then the said Commissioners shall have no authority to proceed under said resolution or to issue said bonds or any of them.

If at the first special election held under this Section the majority of the votes cast shall be against said bonding, then the Commissioners may call other similar special elections in precisely the foregoing manner provided no such special election shall be held until six months shall have elapsed since the previous special election, and the Commissioners may proceed to issue the bonds authorized by this act, or any of them, as soon as, but not before, any favorable special referendum election shall have been held.

Should said bonds or any of them be lawfully issued under this Act, the said Commissioners shall keep an accurate record of the same together with the interest coupons attached and as and when each coupon shall be paid it shall be marked "can-

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celled" and preserved, and as and when the principal of each bond is paid it shall likewise be marked "cancelled" and shall be preserved with the record of the town.

Approved March 25, A. D. 1927.

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AN ACT authorizing the Commissioners of Rehoboth to borrow Twenty Thousand Dollars (\$20,000.00) to pay certain bonds issued under authority of Chapter 154 of Volume 28 of the Laws of Delaware, and outstanding, and to issue new bonds for the money so borrowed.

WHEREAS, The Commissioners of Rehoboth have heretofore issued certain bonds under and by virtue of the authority of the act of the General Assembly of the State of Delaware, entitled "An Act authorizing The Commissioners of Rehoboth to borrow money and issue bonds to secure the payment thereof, for the purpose of improving and protecting the streets and ocean front of the Town of Rehoboth," being Chapter 154 of Volume 28 of the Laws of Delaware, Twenty Thousand Dollars (\$20,000.00) whereof are now outstanding and bear interest at the rate of six per centum per annum and whereas, the said The Commissioners of Rehoboth are desirous of paying and retiring the said bonds and issuing other bonds in their place and stead, to bear a rate of interest not to exceed five per centum per annum.

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. That the Commissioners of Rehoboth, a municipal corporation of the State of Delaware, is hereby authorized and empowered to borrow, on the faith and credit of the Town of Rehoboth, the sum of Twenty Thousand Dollars (\$20,000.00); the said sum to be used by the said The Commissioners of Rehoboth to pay the Twenty Thousand Dollars (\$20,000.00) of bonds issued under the provisions of the Act of the General Assembly of the State of Delaware entitled "An Act authorizing The Commissioners of Rehoboth to borrow money and issue bonds to secure the payment thereof for the purpose of improving and protecting the streets and ocean front of the Town of Rehoboth," approved February 26, A. D. 1915, being Chapter 154 of Volume 28 of the Laws of Delaware, and which are now outstanding.

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Section 2. That The Commissioners of Rehoboth, for the purposes set forth in Section 1 of this Act, shall have full power and authority to issue bonds of the Town of Rehoboth, said bonds to be denominated "Rehoboth Refunding Bonds, Series of 1927", to an amount not exceeding in the aggregate the sum of Twenty Thousand Dollars (\$20,000.00).

The said bonds shall be issued in denominations of Five Hundred Dollars (\$500.00) each, shall bear date when issued, and shall bear interest from date at a rate not exceeding five per centum per annum, payable semi-annually. Said bonds shall be numbered consecutively from one to forty and the principal of the same shall be payable at a time or times not less than five years and not exceeding thirty years from the date of their issue, the exact date or dates of payment to be determined by The Commissioners of Rehoboth, who may in their discretion, prescribe different due dates for the principal of said bonds.

Section 3. The said The Commissioners of Rehoboth shall prescribe the form of the said bonds which may or may not be coupon bonds, determine the date of issue of the same, and the rate of interest thereon, direct and effect the publishing and printing thereof, negotiate the sale and delivery of the bonds, and receive and apply the proceeds of the sale for the purposes of this Act. Said bonds shall be signed by the President of The Commissioners of Rehoboth and the Secretary of The Commissioners of Rehoboth, and sealed with its corporate seal, and shall be exempt from all State, County and Municipal taxation.

Section 4. For the purpose of raising funds necessary for the redemption of said bonds and the payment of the interest thereon, the said The Commissioners of Rehoboth is hereby authorized, empowered and directed to levy and collect annually, in the same manner as other town taxes in said town of Rehoboth are levied and collected, such further sum of money as shall be necessary and sufficient to meet the interest of said bonds as the same shall accrue, and to pay the principal of said bonds when due.

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Section 5. The faith and credit of the said The Commissioners of Rehoboth are hereby pledged for the payment of the said bonds authorized to be issued under this act.

Approved March 25, A. D. 1927.

CHAPTER 131

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AN ACT authorizing the Commissioners of Rehoboth to borrow money and issue bonds therefor, for the purpose of road and street improvement in the Town of Rehoboth.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each branch thereof concurring therein):

Section 1. For the purpose of further improving the roads and streets of the town of Rehoboth, "The Commissioners of Rehoboth," a municipal corporation of the State of Delaware, is hereby authorized and empowered to borrow on the faith and credit of the town, a sum or sums of money, not exceeding in the aggregate Forty Thousand Dollars (\$40,000), and for this purpose to issue bonds of said municipal corporation.

The said money shall be borrowed and the said bonds issued in such amounts and at such time or times as "The Commissioners of Rehoboth" shall by ordinance determine, and the said "The Commissioners of Rehoboth" shall have full power and authority to issue coupon bonds to an amount not exceeding Forty Thousand Dollars (\$40,000) to secure said loan. The denomination of each bond shall be One Thousand Dollars (\$1,000) and the bonds shall be classed and fall due as hereinafter provided, they shall bear interest payable semi-annually at a rate not exceeding five (5) per centum per annum, the interest coupons shall be payable at the office of the Treasurer of Rehoboth on the first days of March and September in each and every year on the presentation of the coupons attached to said bonds representing semi-annual interest due, and the principal of said bonds shall also be payable at the office of said Treasurer. Said bonds shall be known as "Rehoboth Street Improvement Bonds, Series 1927" and none of them shall be sold at less than par.

Section 2. Said bonds shall be divided into forty (40) classes and shall be paid at their face value as follows:

Class	Amount	Year of Maturity
1	\$1,000	1930
2	1,000	1931
3	1,000	1932

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Class	Amount	Year of Maturity
4	1,000	1933
5	1,000	1934
6	1,000	1935
7	1,000	1936
8	1,000	1937
9	1,000	1938
10	1,000	1939
11	1,000	1940
12	1,000	1941
13	1,000	1942
14	1,000	1943
15	1,000	1944
16	1,000	1945
17	1,000	1946
18	1,000	1947
19	1,000	1948
20	1,000	1949
21	1,000	1950
22	1,000	1951
23	1,000	1952
24	1,000	1953
25	1,000	1954
26	1,000	1955
27	1,000	1956
28	1,000	1957
29	1,000	1958
30	1,000	1959
31	1,000	1960
32	1,000	1961
33	1,000	1962
34	1,000	1963
35	1,000	1964
36	1,000	1965
37	1,000	1966
38	1,000	1967
39	1,000	1968
40	1,000	1969

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Section 3. Said bonds shall be prepared under the supervision of "The Commissioners of Rehoboth," shall be signed by the President of "The Commissioners of Rehoboth," and the Secretary thereof and sealed with the corporate seal of said municipal corporation, and shall be exempt from State, County and Municipal taxation. It shall be the duty of said officers to execute said bonds, or any part thereof, from time to time, when directed by the said "The Commissioners of Rehoboth" so to do and said Commissioners shall keep an accurate record of all of said bonds and their prospective interest coupons. "The Commissioners of Rehoboth" shall direct and effect the preparation, printing and sale of said bonds at such time or times and on such terms, not inconsistent with this Act, as they may deem wise and expedient. The form of said bonds and the coupons thereto attached shall be as prescribed by "The Commissioners of Rehoboth."

Section 4. The bonds authorized by this Act may be issued at one time or at different times as "The Commissioners of Rehoboth" shall determine and the authority to issue and sell any bonds under this Act shall not be deemed to be exhausted until the aggregate of the amount of bonds issued under this Act shall be Forty Thousand Dollars (\$40,000). The bonds shall be dated either March 1st or September 1st of the year in which they or any of them are issued.

Section 5. The money arising from the sale of said bonds or any of them shall be used by "The Commissioners of Rehoboth" only for the repair and improvement of the avenues, roads and streets of said town as to said Commissioners shall seem for the best interests of said town.

Section 6. The said "The Commissioners of Rehoboth" is hereby authorized and directed to raise by taxation in each year upon all assessable real estate in said town of Rehoboth, a sum of money sufficient to pay all interest accruing on said bonds, or any of them whilst any of said bonds shall remain unpaid and also a sufficient additional sum of money to meet the payments of the principal of said bonds as such principal payments shall from time to time fall due according to the maturity dates of

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said bonds respectively. Said taxes shall be in excess of and in addition to the sum or amount authorized to be raised by the said "The Commissioners of Rehoboth" by any other Act, and shall be levied and raised only by a tax upon assessable real estate in said town.

Section 7. Whenever and as the full principal and interest of any bond under this Act shall have been fully paid, said bond shall be forthwith delivered to "The Commissioners of Rehoboth," shall be marked "fully paid and cancelled" across its face and the date of payment shall also be marked or stamped thereon, and it shall be preserved with the permanent records of the town.

Section 8. The faith and credit of the said "The Commissioners of Rehoboth" are hereby pledged for the payment of all the bonds that may be issued under the provisions of this Act and of the interest thereon.

Approved March 25, A. D. 1927.

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AN ACT authorizing the Commissioners of Rehoboth to borrow money and issue bonds therefor, for the purpose of improving the water system of the Town of Rehoboth.

WHEREAS because of the rapid growth of the Town of Rehoboth in recent years the water supply of the Town has become inadequate, and

WHEREAS it is necessary to sink new wells and to install certain new equipment so that the water supply may be made ample to meet the present needs of the town and its inhabitants, and

WHEREAS it has been estimated that the cost of such improvement will be approximately the sum of Twenty-five Thousand Dollars (\$25,000), and

WHEREAS there are no funds available belonging to the town to meet the cost of such improvement, and

WHEREAS it is desirable that said town shall be given authority to borrow the money necessary for such improvements and to issue bonds therefor.

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each branch thereof concurring therein) :

Section 1. For the purpose of making the water supply of the Town of Rehoboth more adequate to meet the present needs of the town and its inhabitants, "The Commissioners of Rehoboth" are hereby authorized and empowered to borrow upon the faith and credit of the town a sum of money not exceeding Twenty-five Thousand Dollars (\$25,000) for the purpose of installing new wells with their necessary equipment and appurtenances, and to secure the payment of the money so borrowed, "The Commissioners of Rehoboth," a municipal corporation of the State of Delaware, is authorized and empowered to issue and sell bonds of the town with coupons attached to an amount not exceeding the said sum of Twenty-five Thousand Dollars (\$25,-

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000) ; said bonds are to be known as "Rehoboth Water Improvement Bonds, Series 1927."

Section 2. Said bonds shall be of the denomination of One Thousand Dollars (\$1,000) each, shall bear date either August 1st or February 1st of the year in which they are issued as shall be determined by the said "The Commissioners of Rehoboth," shall bear interest payable semi-annually at a rate not exceeding five (5) per centum per annum, shall be exempt from State, County and Municipal taxation, shall not be sold at less than par and shall be classed and shall fall due as hereinafter provided. The interest and principal of said bonds shall be payable at the office of the Treasurer of Rehoboth.

Said bonds, or any part thereof, may be issued and sold from time to time when and as "The Commissioners of Rehoboth" shall by resolution direct and they shall be prepared under the supervision of said Commissioners, shall be signed by the President and the Secretary and sealed with the corporate seal of the town. The form of said bonds and the coupons attached shall be as prescribed by "The Commissioners of Rehoboth," subject to the provisions of this Act.

Section 3. Said bonds shall be divided into 25 classes and shall be paid at their face value as follows:

Class	Amount	Year of Maturity
1	\$1,000	1930
2	1,000	1931
3	1,000	1932
4	1,000	1933
5	1,000	1934
6	1,000	1935
7	1,000	1936
8	1,000	1937
9	1,000	1938
10	1,000	1939
11	1,000	1940
12	1,000	1941
13	1,000	1942
14	1,000	1943

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Class	Amount	Year of Maturity
15	1,000	1944
16	1,000	1945
17	1,000	1946
18	1,000	1947
19	1,000	1948
20	1,000	1949
21	1,000	1950
22	1,000	1951
23	1,000	1952
24	1,000	1953
25	1,000	1954

Section 4. The money arising from the sale of said bonds or any of them, shall be used only for the purpose contemplated in this act and for no other purpose whatever. "The Board of Public Works for the Town of Rehoboth" shall annually on August 1st, beginning on August 1, 1930, pay over to "The Commissioners of Rehoboth," the sum of One Thousand Dollars (\$1,000) which shall be used by said Commissioners to pay the principal of the bonds as the same shall fall due according to Section 3 of this Act.

Section 5. The said "The Commissioners of Rehoboth" is hereby authorized and directed to raise by taxation in each year upon all assessable real estate in said town of Rehoboth, a sum of money sufficient to pay all interest accruing on said bonds, or any of them, whilst any of said bonds shall remain unpaid and also a sufficient additional sum of money to meet the payments of the principal of said bonds, (provided "The Board of Public Works" shall fail to make the payments to the Commissioners as provided in Section 4 of this act), as such principal payments shall from time to time fall due according to the maturity dates of said bonds respectively. Said taxes shall be in excess of and in addition to the sum or amount authorized to be raised by the said "The Commissioners of Rehoboth" by any other Act, and shall be levied and raised only by a tax upon assessable real estate in said town.

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Section 6. The faith and credit of the said "The Commissioners of Rehoboth" are hereby pledged for the payment of the bonds authorized under this Act and of the interest on the same.

Section 7. As soon as possible after the adoption of this Act the "Board of Public Works for the Town of Rehoboth" shall prepare and submit to "The Commissioners of Rehoboth" a plan showing in detail the improvements to the water system contemplated by this Act together with a statement of the probable cost thereof. When said Commissioners shall have approved said plan or any modification thereof the said "Board of Public Works" shall then be authorized and directed by resolution of said Commissioners to have proper plans and specifications prepared for the contemplated work and secure bids from proper persons, firms or corporations to complete the improvements according to said plans and specifications. When the said "Board of Public Works" shall have secured said bids they shall be presented forthwith to "The Commissioners of Rehoboth" for the approval of said Commissioners and if and as soon as said Commissioners shall have approved one of said bids by a proper resolution the said "Board of Public Works" shall then be authorized to enter into a proper written contract with the person, firm or corporation whose bid shall have been thus approved, for the completion of the work contemplated, which contract, before it shall become valid, shall bear the written approval of the said "The Commissioners of Rehoboth"; before, however, said Commissioners shall approve any such contract a Surety Bond in an amount satisfactory to said Commissioners and approved by said Commissioners shall first be obtained from the contractor or contractors.

The said "The Commissioners of Rehoboth", using the proceeds from the sale of the bonds under this act and upon written orders from the "Board of Public Works", shall pay to such contractor or contractors such amounts of money as shall be due him or them under said contract and at the times stipulated thereunder but before the final payment shall have been made to any such contractor or contractors, the completed work must be approved not only by "The Board of Public Works" but also by the said "The Commissioners of Rehoboth."

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Section 8. "The Commissioners of Rehoboth" shall keep an accurate record of the bonds and coupons issued under this Act and when a bond is paid off it shall be returned to said Commissioners and shall be marked "cancelled" across its face and when and as the respective interest coupons are paid they shall likewise be marked cancelled and said cancelled bonds and coupons shall be preserved with the permanent records of the town.

Approved March 25, A. D. 1927.

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AN ACT to Re-incorporate the Town of Rehoboth.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each branch thereof concurring therein):

Section 1. That the limits and bounds of the town of Rehoboth shall be as follows: BEGINNING at the northeast line of the present town of Rehoboth, thence running to and with the coast line of the Atlantic Ocean, in a southerly direction, to the south side of Penn Street; thence with the south side of Penn Street to Silver Lake, thence by and with the north side of Silver Lake, in a westerly direction, to the line of The Rehoboth Country Golf Club; thence with the line of said The Rehoboth Country Golf Club, continuing in a westerly direction, to a point at the north side of the Old County Bridge across the United States inland Waterway, to there intersect the line of the said inland Waterway; thence by and with the line of the United States Right of Way, in a northerly direction, to the present line of the said town of Rehoboth; thence by and with the said present line, in an easterly direction, to the point of beginning.

Section 2. That the Commissioners of Rehoboth now in office, and their successors hereinafter chosen under the provisions of this Act, shall be a body politic and corporate in fact and in law, by the name, style and title of THE COMMISSIONERS OF REHOBOTH, and by that name may sue and be sued, implead and be impleaded in any and all courts of law and equity in this State, and elsewhere, and shall have power to make and use a common seal and alter and renew the same at pleasure, and for the purposes of this Act, hereinafter set forth, to take, hold, receive and enjoy any lands, tenements and hereditaments in fee simple, or otherwise, and also goods, chattels, rights and credits, and to alien, grant and dispose of the same in such manner as they may deem expedient and proper for the purposes hereinafter expressed; and also to appoint such officers and agents as shall be deemed necessary or convenient for the management of the affairs of said town; to fix and determine the compensation of such officers and agents, and, generally to do

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all such acts and things as are or shall be necessary to carry into effect the provisions of this Act, and to provide for the welfare of the town and maintenance of a permanent seaside resort, and furnish the proper conveniences and attractions requisite to the success of the same; provided, that nothing in this Act shall be construed as conferring any banking power.

Section 3. That the Commissioners of Rehoboth shall consist of seven members, to be chosen as hereinafter provided. That the present Commissioners of Rehoboth and other officers now serving, shall continue in office until noon of the first Saturday in August, next ensuing the expiration of the respective terms for which they have heretofore been elected; Ralph D. Poynter, William H. Virden, Ralph M. Wingate and J. Harry Satterfield to serve until noon of the first Saturday in August, A. D. 1927, and Frederick A. Ross, J. Hall Anderson and William V. Sipple to serve until noon of the first Saturday in August, A. D. 1928.

Section 4. That the first election held under the provisions of this Act shall be held on the second Saturday of July, in the year 1927, at the usual place of voting, or at such place as may be designated by The Commissioners of Rehoboth, between the hours of one o'clock, in the afternoon, and five o'clock, in the afternoon, at which said election there shall be elected three Commissioners for the term of two years, or until their successors are duly elected and qualified, said three Commissioners to be elected to succeed the three Commissioners whose terms will expire, under the provisions of this Act, at noon on the first Saturday in August, next succeeding said election, and thereafter their successors shall be elected for the term of two years; one Commissioner for the term of one year, or until his successor is duly elected and qualified, who shall be a bona fide resident of the town of Rehoboth, and who shall have the title of Mayor of Rehoboth, with duties hereinafter prescribed, and who shall be President of The Commissioners of Rehoboth, the said Commissioner so elected for one year being elected to succeed the Commissioner heretofore elected for one year, to wit, J. Harry Satterfield, with the title of Mayor of Rehoboth and President of The Commissioners of Rehoboth, whose term will expire, under the

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provisions of this Act, at noon on the first Saturday of August, next succeeding said election; three auditors of accounts to serve for the term of one year, or until their successors are duly elected and qualified, whose duties shall be as hereinafter prescribed; three assessors, who shall be resident freeholders of the town of Rehoboth, for the term of one year, or until their successors are duly elected and qualified, with duties as hereinafter prescribed; a Collector, who shall be a resident freeholder of the town of Rehoboth, for the term of one year, or until his successor is duly elected and qualified, with duties as hereinafter prescribed; one inspector, for the term of one year or until his successor is duly elected and qualified, with duties as hereinafter prescribed, and two judges of election for the term of one year, or until their successors are duly elected and qualified, with duties as hereinafter prescribed. The said election shall be held by the Inspector and the two Judges of Election elected at the annual election at Rehoboth in the year 1926, under the provisions of Chapter 432, Volume 22, Laws of Delaware. That at the election to be held on the second Saturday in July, A. D. 1927, there shall be elected three Commissioners for the term of two years, or until their successors are duly elected and qualified, said three Commissioners to be elected to succeed the three Commissioners whose term will expire, under the provisions of this Act, at noon on the first Saturday in August, in the year 1927, and thereafter their successors shall be elected for the term of two years; one Commissioner for the term of one year, or until his successor is duly elected and qualified, who shall be a bona fide resident of the town of Rehoboth, and who shall have the title of Mayor of Rehoboth, with duties as hereinafter prescribed, and who shall also be President of The Commissioners of Rehoboth; three auditors of accounts to serve for the term of one year, or until their successors are duly elected and qualified; three assessors, who shall be resident freeholders of the town of Rehoboth, for the term of one year, or until their successors are duly elected and qualified; a collector, who shall be a resident freeholder of the said town of Rehoboth, for the term of one year, or until his successor is duly elected and qualified; an inspector, for the term of one year, or until his successor is duly elected and qualified; and two judges of election, for the term of one year, or

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until their successors are duly elected and qualified, and thereafter, the three auditors of accounts, the three assessors, the collector, the inspector and the two judges of election shall be elected annually. Any candidate for any of the hereinbefore mentioned offices, under the provisions of this Act, who desires and who purposes to become a candidate for any such office, shall file his name, designating the office for which it is his desire and purpose to become a candidate, not less than five days prior to any election held under the provisions of this Act, with the Secretary of The Commissioners of Rehoboth, in order that his name may appear upon the official ballot to be voted at such election, and no vote for a candidate for any such office shall be valid or shall be counted, whose name does not appear upon the official ballot.

That thereafter, on the second Saturday in July, in each and every year, an election shall be held in the said town of Rehoboth, at the usual place of voting, or at such place as shall be designated by the Commissioners, between the hours of one o'clock, in the afternoon, and five o'clock, in the afternoon, at which election the voters of the town, qualified as hereinafter provided, shall elect successors to the Commissioners whose terms of office shall expire at noon on the first Saturday in August, next succeeding said election. There shall also be elected three auditors of accounts to serve for one year, and until their successors are duly elected and qualified; three assessors, who shall be resident freeholders of the town of Rehoboth, to serve for one year and until their successors are duly elected and qualified; a collector, who shall be a resident freeholder of the town of Rehoboth, to serve for one year and until his successor is duly elected and qualified; an inspector, who shall be a resident freeholder of the town of Rehoboth, to serve for one year and until his successor is duly elected and qualified; and two judges of election, who shall be resident freeholders of the town of Rehoboth, for one year and until their successors are duly elected and qualified. The said voters shall, in like manner, elect a commissioner or commissioners for the unexpired term or terms of any commissioner or commissioners whose office shall have been rendered vacant in any manner whatsoever. Each Commission-

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er shall be, at the time of his election and during his term of office, a freeholder of the town of Rehoboth, and his ceasing to be such freeholder, shall ipso facto vacate his office. Four of said Commissioners shall be, at the time of their election, and during their respective terms of office, residents of the State of Delaware, two of whom shall reside within the corporate limits of the town of Rehoboth, and the Commissioner with the title of Mayor and President of The Commissioners of Rehoboth, shall be a bona fide resident of the town of Rehoboth. Removal from the State of any Commissioner required by the provisions of this Act to be a resident of the State of Delaware, shall ipso facto vacate his said office; removal from the town of Rehoboth of the Commissioner with the title of Mayor and President of The Commissioners of Rehoboth, required by this Act to be a bona fide resident of the town of Rehoboth, shall ipso facto vacate his said office. In the event of a vacancy in the office of a Commissioner during his term of office, the Board of Commissioners, or a majority of them for the time being, shall appoint some freeholder of the town, with like qualifications, to fill such vacancy until the next annual election; and in the event of any vacancy in any office, elective or appointive, the Commissioners, or a majority of them for the time being, shall fill such vacancy until the next annual election by the appointment of a person with like qualifications. It shall be the duty of said Commissioners, at least ten days before the day of holding any such election, to give public notice of the fact by not less than five notices, posted in five or more of the most conspicuous places in said town. At all elections a plurality of votes shall elect, and in the event of a tie, the Inspector shall cast the deciding vote. The terms of all Commissioners, and all other officers elected and appointed under the provisions of this Act, shall commence on the first Saturday in August, next ensuing their election.

Section 5. The said election shall be held by the Inspector and two Judges, who shall be elected from among the freeholders of the town of Rehoboth at the annual election preceding, but if one or both of said Judges be not present, then and in that event the Inspector shall appoint one or two, as may be neces-

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sary, to complete the election board, from among the freeholders present, who shall act as judges of said election. The persons so chosen and elected as Inspector and Judges of election under the provisions of this Act, shall be the judges of such election and shall decide all questions as to the legality of the votes offered, and all matters in dispute. The said Inspector shall receive and deposit in the box provided for that purpose the votes cast at such election. Immediately upon the close of such election, the said officers shall publicly ascertain the result of said election and certify thereto on the books of the Commissioners, kept for that purpose, and shall make and execute certificates of the result of such election and deliver one of such certificates to the Commissioners and one to each of the Commissioners and officers elected. If for any reason, the Inspector cannot serve, then and in that event the legal voters there present shall proceed by viva voce vote and elect any freeholder of said town of Rehoboth, who may be present, to be the inspector to hold said election. At any such election every person, male or female, above the age of twenty-one years, who shall have been a freeholder in the said town of Rehoboth for a period of three months immediately preceding said election, and against whose property there shall be no unpaid tax, whether a resident of the State of Delaware or not, shall have one vote, and also every person, male or female, above the age of twenty-one years, who shall have been a resident of the State of Delaware at least one year and a bona fide resident within the corporate limits of the town of Rehoboth for at least three months immediately preceding any such election, shall have one vote, if all town taxes levied against such person shall be paid at the time of such election. All votes shall be offered in person.

Section 6. The Commissioners of Rehoboth, at noon on the first Saturday in August, next succeeding the town election in each and every year, shall meet for the purpose of organization, and shall then, or as soon thereafter as may be, choose a Secretary from their own number to serve until the first meeting and organization of the Board of Commissioners after the next succeeding election. They shall also choose an assistant secretary to serve as aforesaid, who may or may not be from

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among their own number. The compensation of the Secretary and Assistant Secretary shall be determined by the Commissioners. The said Commissioners shall appoint a Treasurer for said town of Rehoboth, who shall be a substantial freeholder of Lewes and Rehoboth Hundred, or a corporation doing business therein.

The said Treasurer shall give such bond as shall be determined and approved by the Commissioners. It shall be the duty of the President of the Board of Commissioners to preside at the meetings of the said Commissioners and to have general supervision of the affairs of the said town of Rehoboth and the persons who may be employed by the said Commissioners. He shall receive all communications and complaints and present the same to the Board; he shall sign all deeds, leases and contracts made by the Board and all warrants on the Treasurer for the payment of money; he shall be a member, ex-officio, of all committees, and shall perform such other duties as may be prescribed by any ordinance, or the by-laws adopted by said Commissioners; in the performance of his duties as President of The Commissioners of Rehoboth, he shall be known and designated as President of The Commissioners of Rehoboth, and in executing any deed, lease, contract, warrant on the Treasurer, or other paper or instrument of writing necessary for him, as such President, to sign, he shall sign and execute the same as President.

The Secretary shall have charge and custody of the books, journals, records, papers, and other effects of the corporation, and shall keep the same in a safe and secure place. He shall keep a full and complete record of all the transactions of the Board of Commissioners, and shall be ex-officio member of all committees, and shall keep a record of the transactions and proceedings of the same, with such other duties as may be prescribed by the by-laws. He shall prepare, in conjunction with the Treasurer, an annual report of the financial condition of the town, showing the receipts and expenditures, and submit the same to the Board of Commissioners, which said report shall be open to the inspection of any freeholder of the town.

The Treasurer shall have the custody of all funds and resources of the town, and his duties generally shall be prescribed by the Commissioners.

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Section 7. The Board of Commissioners shall hold one regular meeting in each month, and at such other times as they may deem necessary or proper. All meetings shall be held in some public room in the town of Rehoboth, and shall be open at all times to any of the legal voters of the town.

All the books, records and journals of the corporation, in the custody of the Secretary, may, in the presence of the President, Secretary, Assistant Secretary, or any member of the Board of Commissioners, be inspected by any freeholder of the town desiring legitimate information, at any time or times as may be convenient.

Section 8. That the unsold real estate within the limits of said town of Rehoboth shall continue to be vested in the Commissioners of Rehoboth, subject, however, to the liens thereon already existing, and the said Commissioners shall control and have charge of the same, and are hereby authorized and empowered to sell and dispose of the same, in such manner and upon such terms as they may deem advisable and advantageous, and to execute a good and sufficient deed or deeds, in fee simple, to the purchaser or purchasers thereof. To plot and lay out streets or avenues in, upon and through any unsold, unplotted real estate.

Section 9. That the said Commissioners of Rehoboth, for the good government and welfare of said town, shall have power to make, establish, publish and modify, amend or repeal ordinances, rules, regulations and by-laws, for the following purposes: To prevent vice, drunkenness and immorality; to preserve peace and good order; to prevent and quell riots, disturbances and disorderly assemblages; to restrain and suppress disorderly and gaming houses, and houses of ill fame; all instruments and devices for gaming; and to prohibit all gaming and fraudulent devices; to prohibit, restrain and regulate all sports, exhibitions of natural or artificial curiosities, caravans of animals, theatrical exhibitions, circuses or other public performances and exhibitions for money, and fix the sum to be paid for such licenses in the town; to ascertain and establish the boundaries of all streets, avenues, highways, lanes and alleys in said

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town, and beach or beach strand in or contiguous to said town, and prevent and remove all encroachments on said streets, avenues, highways, lanes, alleys, beach or beach strand. To regulate, clean and keep in repair the streets, highways, lanes and alleys, wharves and docks in said town, and to prevent and remove obstructions and encumbrances in and upon all streets, highways, lanes and alleys, sidewalks, cross-walks, sewers, drains, aqueducts, water-courses, wharves or docks, in any manner whatsoever; to prescribe the manner in which corporations or persons shall exercise any privileges granted to them in the use of any street, avenue, highway or alley in said town, or in digging up any street, avenue, highway or alley for the purpose of laying down pipes, or any purpose whatsoever, and to prohibit and prevent any such use or work at such times and seasons of the year as they may designate; to direct and regulate the planting, rearing, trimming and preserving of ornamental shade trees in the streets, avenues, parks and grounds of said town, and to authorize or prohibit the removal or destruction of such trees, and to enforce the removal of snow, ice or dirt from the sidewalks and gutters by the owner or occupier of the premises fronting thereon; to level, grade, flag or re-flag, curb or re-curb, gutter or re-gutter, pave or re-pave, macadamize, gravel or shell the streets, highways and alleys of said town, and the sidewalks and gutters thereof, or any of them, or any parts or sections of the same, and to prescribe the manner in which any such work shall be performed; to direct the digging down, draining, filling up or fencing of lots, pieces or parcels of ground in said town, which shall be deemed dangerous or unwholesome or necessary to carry out any improvement authorized by this Act; to prescribe the manner in which said work shall be performed and to cause the expense thereof to be assessed on such lots, tracts, pieces or parcels of ground, whether improved or unimproved, and to determine the time and manner in which such assessment shall be collected; to prevent or regulate the erection of any stoop, step, platform or bay window, cellar door, gate, area, descent into a cellar or basement, sign or any post, or the erection of any projection or otherwise in, over or upon any street, sidewalk or avenue, and to remove the same where already erected, at the expense of the owner or occupant of the premises;

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to prevent and punish horse racing and immoderate driving of any horse or motor car in any street, highway or strand, and to authorize the stopping and detention of any person who shall be guilty of immoderate riding or driving of any horse or other animal, motor car or other vehicle, in any street, avenue, highway or strand; to prevent the driving of any drove or droves of horses, mules, cattle, sheep, or swine through any of the streets or avenues of the town, on the first day of the week, commonly called Sunday, and to regulate the same at other times; to regulate, protect and improve the public grounds of said town; to provide lamps and to light the streets and public places of every description in said town; to make and regulate wells, pumps, aqueducts and cisterns in the public streets; to establish and regulate one or more pounds and to restrain the running at large of horses, cattle, swine, goats and other animals, geese and other poultry, and to authorize the impounding and sale of the same for the penalty incurred, and the cost of keeping, impounding and sale; to regulate and prevent the running at large of dogs; to authorize the destruction of dogs running at large, and to impose taxes on the owners of dogs; to locate, regulate and remove slaughter houses and hog pens, privies and water closets; to prescribe and regulate the places of vending or exposing for sale wood, hay, straw, and other articles from wagons or other vehicles; to regulate or prohibit any practice having a tendency to frighten animals or to annoy persons in the streets, or on the sidewalks in said town; to restrain drunkards, vagrants, mendicants and street beggars; to prescribe the manner in which all contracts for performing work or furnishing materials for the town shall be made and executed; to abate or remove nuisances of all kinds, at the expense of those maintaining them, and to compel the owner or occupant of lot, house, building, shed, cellar or place wherein may be carried on any business or calling, or in or upon which there may exist any matter or thing which is or may be detrimental, in the opinion of the Commissioners or local Board of Health, to the health of the inhabitants of the town, to cleanse, remove or abate the same, under the direction of the Commissioners as often as the said Commissioners or local Board of Health may deem necessary for the health and well being of the inhabitants of the town; or in

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a summary manner, to cause the same to be done at the expense and proper cost of such owner or occupant; and such owner or occupant is hereby expressly made liable for said costs and expenses, to be collected in such manner as the Commissioners may by ordinance direct, from such owner or occupant, in addition to any fine or penalty to which he or she may be liable for maintaining such nuisance. To regulate and control the manner of building or removal of dwelling houses or other buildings, and to provide for the granting of permits for the same. To establish a building line for buildings to be erected, provided that such building line shall not be established more than ten feet back from the front line of the lots; to prohibit, within certain limits to be from time to time prescribed by ordinance, the building or erecting of stables; to regulate the construction of chimneys, to compel the sweeping thereof, to prevent the setting up or construction of furnaces, stoves, boilers, ovens or other things, in such manner as to be dangerous; to prohibit the deposit of ashes in unsafe places, to authorize any town officers or constables, or persons whom they may designate for that purpose, to enter upon and inspect any place or places for the purpose of ascertaining whether the same is or are in a safe condition; and if not, to direct or cause the same to be made so; to regulate or prohibit the carrying on of manufactories dangerous in causing or promoting fires; to regulate or prohibit the manufacture, sale or use of fireworks, and the use of firearms in said town; to regulate or prohibit the use of candles and lights in barns, stables and other buildings. To establish, regulate, control and maintain a suitable sewer and drainage system for the said town. Provided, however, that the Commissioners shall not have the authority to bond the town for this, or any other purpose, without an Act of the General Assembly, authorizing the same. To regulate or prohibit swimming or bathing in the ocean, or within waters within the limits of the town. They shall have the authority, by ordinance, resolution or otherwise, to enter into a contract or contracts with, or to grant franchises, concessions or rights to any person, firm, partnership or corporation, who may apply for the use of any street, highway, avenue, lane, alley or beach strand for the purpose of furnishing electric lights and power, gas or water to the said town, or

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for the construction and operation of railways, steam, motor, electricity or other power, or for the construction and operation of sewers or other sanitary systems of drainage, or for the erection of wharves or piers. To make and establish such other ordinances, regulations, rules and by-laws, not contrary to the laws of this State or of the United States, as they, the said Commissioners, may deem necessary to carry into effect the powers and duties imposed upon them by this Act or any other law of this State, and such also as they may deem necessary and proper for the good government, order, protection of person and property, and for the preservation of the public health and property of said town and its inhabitants.

Section 10. Should the Commissioners of Rehoboth desire to have vacated any street, avenue, highway, lane, alley or park, or any part thereof, in the town of Rehoboth, the said the Commissioners of Rehoboth shall prefer a petition to the Court of General Sessions in and for Sussex County, praying that the same shall be vacated. The said petition shall set forth with particularity the street, avenue, highway, lane, alley or park, or any part thereof, desired to be vacated, and shall be signed with the corporate name of The Commissioners of Rehoboth, by the President, attested by the Secretary, with the corporate seal thereto affixed. Upon such petition being preferred, the Court of General Sessions shall make an order appointing five suitable persons to view the said street, avenue, highway, lane, alley, or park, or any part thereof desired to be vacated, and make return to said Court on the first day of the next succeeding term thereof. In an order made out on a petition for vacating a street, avenue, highway, lane, alley, or park, or any part thereof under the provisions of this Act, the direction shall be that if they judge such street, avenue, highway, lane, alley, or park, or any part thereof, to be unnecessary, and that it ought to be vacated, they shall so report in their return to the Court, and in making the order of confirmation of such return to the Court shall make an order vacating any such street, avenue, highway, lane, alley or park, or any part thereof so reported in said return as unnecessary, and upon such order being made shall become and be the property of The Commissioners of Reho-

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both and shall be by them taken in possession, and the said The Commissioners of Rehoboth shall have full power and authority to dispose of same by deed, lease, or otherwise, as they may deem best. And when any such street, avenue, highway, lane, alley or park, or any part thereof, shall have been vacated as aforesaid, any person sustaining injury thereby may apply to the Court of General Sessions in and for Sussex County, at the term to which said return is made, or the next succeeding term, to appoint three disinterested and impartial persons to value the damages which he or she has sustained, and the damages so assessed shall be paid by The Commissioners of Rehoboth aforesaid before said street, avenue, highway, lane, alley, or park, or any part thereof, so vacated, shall be closed up or obstructed. The costs on all proceedings to vacate shall be paid by The Commissioners of Rehoboth, and in all applications for the appointment of a Commission to value damages, the person or persons so making application shall pay the costs of the proceedings, unless damages are awarded, in which case the costs shall be paid by The Commissioners of Rehoboth.

Section 11. The said Commissioners may fix and prescribe fines and penalties, not over Thirty Dollars (\$30.00), for the violation of any authorized Town Ordinance, and any person violating any such Ordinance shall, upon conviction of the offence before the Mayor, or any Justice of the Peace within the County, be fined the amount so prescribed, and upon failure to pay such fine and costs of prosecution, be committed to the town lockup or County Jail, for not more than ten days; all fines and penalties shall be paid over to the Treasurer of the town by the officer receiving the same.

Section 12. That the said The Commissioners of Rehoboth be and they are hereby authorized and required, upon the written petition of five or more substantial freeholders of said town, to direct in writing the owner or owners of any house or land in Rehoboth before, along, in front of or adjoining which they may deem proper that a pavement should be laid, to curb and lay out a pavement, or either or both, of brick or smooth stones or cement, as the Commissioners may specify.

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In the event of any owner neglecting or refusing to comply with said notice for the space of three months, the said Commissioners may proceed to have the same done, and when done, the Collector of the said town shall, as soon as convenient thereafter, present to the owner or owners of said lands a bill, showing the expense of such paving or curbing, or either or both; if such owner or owners shall not reside in the town of Rehoboth, such bill may be presented to the occupier or tenant of such land, or if there be no occupier or tenant resident in said town of Rehoboth, such bill may be sent by Registered mail to such owner or owners, directed to him, her or them at the postoffice nearest his, her or their residence. If such bill be not paid by the owner or owners of such lands within thirty days after the presentation of the same, as aforesaid, then it shall be the duty of said Commissioners to issue a warrant, in the name of The Commissioners of Rehoboth, under the hand of the President, attested by the Secretary, and under the seal of the corporation, directed to the Collector of The Commissioners of Rehoboth, commanding him that of the goods and chattels, lands and tenements of such owner or owners he shall cause to be levied and made the amount of said bill, together with all costs. It shall be the duty of said Collector, as soon as convenient after the said warrant shall be delivered to him, and after ten days' notice to the owner or owners of such lands, and after posting five or more notices of sale, in at least five public places in the town of Rehoboth, at least ten days before the day of sale, to sell the goods and chattels of such owner or owners, at public auction, or so much thereof as may be necessary to pay the amount of said bill, with all costs. If no goods and chattels of such owner or owners can be found within said town sufficient to satisfy the amount of said bill with all costs, then it shall be the duty of the said Collector, after ten days' notice to such owner or owners, aforesaid, and after posting five or more notices of sale in at least five public places in the town of Rehoboth, for at least ten days before the day of sale, to sell the lands and tenements of such owner or owners before, along, in front of or adjoining which such paving and curbing, or either or both, have been done, or so much of said lands and tenements as may be necessary and sufficient to satisfy the amount of said bill with all costs, and a deed from The

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Commissioners of Rehoboth, signed by the President and attested by the Secretary, under the corporate seal of The Commissioners of Rehoboth, shall convey to the purchaser or purchasers of such lands and tenements as full and complete title, in fee simple, or otherwise, as if the same were executed by the owner or owners thereof.

The Commissioners of Rehoboth are hereby authorized and empowered to employ a person to bid for them at any such sale, and in case where the person so employed shall be the highest bidder, the deed for said land shall be executed by the Collector effecting said sale, to said The Commissioners of Rehoboth.

The claim for paving and curbing, or either or both, with interest on the same from the date of completion of the improvements, shall be a lien on the premises before, along in front of or adjoining which the said work was done, and shall have priority over any lien, incumbrance or conveyance after the completion of the said improvements; provided, that within thirty days after the completion of said improvements, a certificate, under the corporate seal of said Commissioners, signed by the President and attested by the Secretary, setting forth the amount of the bill, the date of the completion of the improvements and a description of the property affected by said lien, with the name or names of the owner or owners, shall be recorded in the mortgage records, in the office of the Recorder of Deeds, at Georgetown, in and for Sussex County; and the record of such certificate shall be evidence in all courts of law or equity in this State.

Any such lien heretofore acquired shall be continued, provided that a certificate as above described shall be recorded in the said office of the Recorder of Deeds within ninety days after the approval of this Act.

From the proceeds of the sale of the goods and chattels, or lands and tenements, sold as aforesaid, it shall be the duty of the Collector aforesaid, to pay all costs arising from the sale to the parties entitled thereto, and to retain for the use of the said town the amount of the said bill aforesaid, and the residue

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thereof, if any, shall be deposited in some bank in Sussex County, Delaware, to the credit of such owner or owners.

Lands and tenements sold as aforesaid shall be sold subject to any lien or encumbrance suffered or made by the owner or owners thereof before the completion of said improvements.

The Collector aforesaid shall be entitled to receive two dollars for every sale of personal property under this Section, and five dollars for every sale of real estate under this Section, together with such additional sum as may be reasonable and proper for the keeping, taking care of, advertising and selling such personal property, and for advertising and selling such real estate, all of which shall be a part of the costs to be paid out of the purchase money as aforesaid. Any notice required by this Section to one co-owner shall be notice to all, and in case no owner shall reside in the said town, notice served upon the occupier or tenant of such property shall be sufficient; or, if there be no owner, occupier or tenant of said premises in said town, it shall be sufficient to send notice by registered mail to any owner of said premises, directed to him or her at the post-office nearest his or her place of residence.

The provisions contained in this Section shall apply to any order made by the Commissioners of said town in respect to any pavement, sidewalk or curb heretofore made or done, which the said Commissioners may deem insufficient or to need repairing.

The receipt of the Registry Receipt for such registered letter shall be conclusive evidence that such notice has been received by the person to whom it was mailed.

If any lot or lots, house or houses, on any of the streets of said town of Rehoboth shall be held or owned by any widow or widows, as and for her or their dower, or any tenant for life, such expense incurred as aforesaid for the lot or lots, house or houses so held, shall be paid by the owner or owners of the reversion in fee simple; and if such owner be a minor or minors at the time of such expense being incurred then the same shall be paid by the guardian or guardians, agent or

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agents acting for such minor or minors, out of any money or effects of such minor or minors, and a receipt therefor to such guardian or agent shall be sufficient evidence of such payment, and shall be allowed in his or her guardian's or agent's account, and if not paid by the guardian or agent as aforesaid, on the presentation of the bill, the same shall remain on interest from the day of the presentation, and be a lien against such lot and improvements until paid. All subsequent repairs named in this Act shall be kept up at the expense of the said tenant in dower or other life tenant. The said The Commissioners of Rehoboth, in addition to the provisions of this Section hereinbefore contained, shall have the power and authority to enforce by ordinance all the requirements of this Section by imposing such fines and penalties as shall, in the judgment of the said Commissioners, be necessary and proper.

Section 13. That the said The Commissioners of Rehoboth be and they are hereby authorized and empowered, for the purpose of improvement and current expenses only, to levy and collect a tax, not exceeding in any one year Fifty Thousand Dollars (\$50,000.00), on the assessed valuation of all the real estate within the limits of said corporation, except land of said town. All taxes shall be levied, assessed and raised on the real estate in just and equal proportions. There shall also be levied and collected, in the same manner as taxes against real estate, a per capita tax upon all the male and female citizens of the said town above the age of twenty-one years, as well those owning as those not owning real estate within the limits of said town, and every non-resident owner of real estate within the limits of said town, both male and female, above the age of twenty-one years, which said per capita tax shall not exceed in any one year the sum of one dollar for each person so assessed.

Section 14. That from and after the passage of this Act, there shall be three Assessors for the town of Rehoboth, to be known and designated as Rehoboth Board of Assessment. That Anna S. Hazzard, the present Assessor, James A. Downing, Jr., and Walter P. Robinson shall, and they are hereby appointed to, constitute said Board of Assessment until noon of the first Saturday in August, A. D. 1927, when their and each of their

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terms shall expire. At the annual election to be held on the second Saturday of July, A. D. 1927, and annually thereafter, there shall be elected three assessors to constitute said Board of Assessment, whose term of office shall be for one year and shall expire on the first Saturday in August of the year succeeding their said election.

The said Board of Assessment shall, prior to the first Monday in June, A. D. 1927, and prior to the first Monday in June of each year thereafter, make a just, true and impartial valuation or assessment of all real estate within said town of Rehoboth, also an assessment of all the male and female citizens of said town above the age of twenty-one years, as well those owning as those not owning real estate within the limits of said town, and every non-resident owner of real estate within the limits of said town, both male and female, above the age of twenty-one years, a sum not exceeding one dollar per capita, the amount to be assessed to be determined by the Commissioners and certified to the Board of Assessment, the said per capita tax assessed against both resident and non-resident real estate owners, to be in addition to the assessment of the real estate so owned by and assessed against them; the said Board of Assessment, after making said assessment, shall, on the first Monday of June, aforesaid, deliver to the said Commissioners a list containing the names of all persons assessed and the amount of the assessment against each, distinguishing the real and personal assessment of each. The said list shall be so arranged that the land, the improvements thereon and the per capita assessment shall appear in separate columns or spaces, and the Board of Assessment, in making its assessment, shall make its valuation accordingly. The said Commissioners shall assess the real estate and person of each member of said Board of Assessment. The members of said Board of Assessment, before entering upon their duties, shall severally be sworn, or affirmed, by some person authorized by the laws of this State to administer oaths, diligently, faithfully and impartially to perform the duties herein prescribed, to the best of their knowledge, skill, ability and judgment. The compensation of the members of said Board of Assessment shall be fixed and deter-

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mined by the said Commissioners, but shall not exceed the sum of One Hundred Dollars per annum for each member of said Board.

Section 15. The Commissioners, immediately upon receiving the duplicate from the Board of Assessment, shall cause a full and complete transcript of the same, containing the amount assessed to each taxable, to be hung up in a public place in said town, and there to remain for at least ten days for public inspection. There shall be a notice appended thereto, and also additional notices posted in five or more public places in said town, giving notice that upon a certain day mentioned therein, and not earlier than ten days after the date of posting said list and notices, between the hours of one o'clock, P. M. and five o'clock, P. M., that the Commissioners will hold a Court of Appeals, when they shall hear appeals from said assessment. The decision of the said Commissioners, sitting as a Court of Appeals, shall be final and conclusive, and said Commissioners shall revise and complete said assessment at this sitting. No Commissioner shall sit upon his own appeal, but the same shall be heard and determined by the other Commissioners.

The said Commissioners, at the first regular meeting in July, having the revised and completed assessment, after having ascertained and determined, according to their best judgment and knowledge, the amount necessary to be raised in the said town for the year, for the purposes mentioned in this Act, shall levy a tax upon the whole valuation and assessment that will raise this amount, which said amount shall not exceed the sum of Fifty Thousand Dollars (\$50,000.00), in any one year.

The said Commissioners shall at once make or cause to be made a full, true and correct list of the assessment and the amount of tax against each taxable thereon, and place a duplicate thereof in the hands of the Collector, who shall immediately proceed to collect the same, as hereinafter provided.

Section 16. The Collector, as soon as the Commissioners aforesaid shall have placed in his hands the duplicate tax list, shall at once proceed to collect the taxes on said duplicate list, and in the collection of the same shall have the same powers as

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are given by law to the Receiver of Taxes and County Treasurer of Sussex County. The said Collector shall, by public notice, designate some place in the town of Rehoboth where he will sit at least one day in each week during the months of July and August, in each and every year, for the purpose of receiving taxes. In the collection of said taxes, the said Collector shall deduct five per centum from the amount of the tax assessed against the person or property of any person who pays said tax on or before the first day of September, next succeeding the delivery of the tax duplicate to the Collector; likewise he shall deduct four per centum from the amount of the tax assessed against the person or property of any person who pays such tax on or before the first day of October, next succeeding the delivery of the tax duplicate to the Collector; on all taxes paid after the first day of October and before the first day of January, next succeeding the delivery of the tax duplicate to the Collector, there shall be no deduction or abatement, on all taxes paid after the first day of January, next succeeding the delivery of the tax duplicate to the Collector, there shall be added an amount equal to one per centum per month for each and every month such taxes shall remain unpaid, and shall be collected in the same manner as the original amount of the tax. The Collector aforesaid, being given the same powers as are given by law to the Receiver of Taxes and County Treasurer of Sussex County, as hereinbefore provided, shall be entitled to receive one dollar for every sale of personal property made by him in the exercise of said powers for the enforcement of the payment of taxes, with such additional sum as may be reasonable and proper for the keeping, taking care of, advertising and selling such personal property, all of which shall be part of the costs to be paid out of the purchase money realized from the sale of such personal property so sold for taxes; and shall be entitled to receive five dollars for every sale of real estate made by him in the exercise of said powers for the enforcement of the payment of taxes, with such additional sum as may be reasonable and proper for the services of counsel in preparing such papers as may be necessary in the premises, all of which shall be part of the costs to be paid

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out of the purchase money realized from the sale of such real estate so sold for taxes. The said Collector, before entering into and upon the duties of his office, shall give bond with sufficient surety to the said The Commissioners of Rehoboth, to be by them approved, in a sum at least double the amount of the list or duplicate placed in his hands, in case personal surety is offered and approved, and in a sum equal to the amount of the list or duplicate placed in his hands in case corporate surety is offered and approved, conditioned for the faithful discharge of the duties imposed on him for the collection of all taxes, rates and other moneys committed to him, and for the payment by him of the amount of all such taxes, rates and moneys, excepting only so far as allowances shall be made to him by the said Commissioners for delinquencies, commissions or otherwise, to the officer or officers authorized and appointed by the said Commissioners for the purpose at such times as the Commissioners shall appoint.

The said Collector shall receive such reasonable compensation for his services as shall be determined by said Commissioners.

Section 17. It shall be the duty of the Auditors of said town to meet the Commissioners and Treasurer on the second Saturday in June, annually, and then and there to audit and examine the accounts, vouchers and books of the said Commissioners and Treasurer and Collector, and record the result of said examination in a book to be furnished by the said Commissioners for that purpose, and shall make and exhibit a report of the financial condition and status of said town, to be hung up in some public place in said town within ten days after said meeting. The compensation of the said Auditors shall be fixed and determined by The Commissioners of Rehoboth.

Section 18. The said Commissioners may appoint such number of local constables as shall be deemed necessary, who shall constitute the town police.

And it shall and may be lawful for the said Commissioners to keep and maintain a suitable place as a lockup or jail for the use of said town of Rehoboth, and the Mayor, or Justice of

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the Peace, acting under the provisions of this Act, or carrying into effect any judgment or sentence pronounced under its authority, or by virtue of any ordinance, or regulation adopted by virtue of the power conferred by this Act, may commit to the lockup or jail for any time not exceeding five days.

Section 19. That the said Commissioners shall have the authority to use the money in the treasury of said town for the general improvement, benefit and ornament of said town, as they may deem advisable and proper, but the said Treasurer shall pay out no money except upon the written order of the Commissioners, signed by the President. If any person or persons shall wilfully cut and tear down any wire or wire fence belonging to the said town of Rehoboth, or shall maliciously injure or destroy any of the property of the said town, he or she shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than ten or more than one hundred dollars.

Section 20. That the person elected Mayor as aforesaid of said town shall have, within the limits of said town, all the powers, authority, jurisdiction and cognizance of a Justice of the Peace of and over all breaches of the peace and other offences within said town; to arrest and to hold to bail, or fine and imprison all offenders; and of and over all fines and penalties which may be prescribed by any law of the State, or by any ordinance of the Board of Commissioners, regularly passed, published and established for the government of the said town; and of and over all neglects, omissions and defaults of the town constables or bailiffs, assessors, collector or treasurer, or any other person or officer whose duty it may be to collect, receive, pay over or account for any moneys belonging to said town, or to execute or obey any law or ordinance thereof; provided that he shall not impose any fine exceeding Thirty Dollars, nor have jurisdiction in any civil matter other than to carry out the provisions of this Act, or the rules and regulations of said town by the officers authorized to adopt the same under this Act. In the performance of his duties as Mayor, as prescribed by this Act, he shall be known and designated by the official title of Mayor of Rehoboth, and in issuing any warrant, summons, com-

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mitment, or other process necessary for him, as such Mayor, to sign, he shall sign the same as Mayor of Rehoboth.

The fees of said Mayor shall be the same as are allowed Justices of the Peace for similar services under the laws of this State. It shall be the duty of the Mayor to keep a book of record or docket, to be called the Mayor's Docket of Rehoboth, to be provided by the Commissioners aforesaid, in which all the official acts of the Mayor shall be entered, and upon the expiration of his term, the said Mayor shall deliver to his successor, within three days, all the books, papers, records and dockets pertaining to said office.

Section 21. That the Levy Court of Sussex County be and they are hereby directed, in making the appropriation of the road tax to be expended on the roads annually, to make an order for the payment to The Commissioners of Rehoboth of the sum of Six Hundred Dollars (\$600.00), to be by them expended in repairing and maintaining in proper order the roads, streets, avenues, walks, lanes, alleys, bridges and squares within the limits of said town, and the said Commissioners shall have the sole supervision of said roads, streets, avenues, walks, lanes, alleys, bridges and squares, provided that the said Levy Court shall not make the appropriation of said sum until the said Commissioners of Rehoboth shall have certified that an equal sum has been expended during the preceeding year for the purpose aforesaid.

Section 22. The said Commissioners of Rehoboth may, in their discretion, by an ordinance enacted at any regular monthly meeting, or by special resolution adopted, relieve and exonerate and release, for a period not exceeding ten years, the building or buildings, fixtures, machinery, implements, tools and other necessary property of any person or persons, firm, partnership, or corporation, used in the erection, maintenance or operation of any hotel, apartment house or public building, from any assessment for tax for town purposes, or other tax over which the said Commissioners have jurisdiction or control, and from the payment of the same.

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No property shall be exempt from taxation as aforesaid until such ordinance is enacted, or special resolution is adopted, nor shall the Commissioners enact any such ordinance or adopt any such resolution until it shall be clearly shown to them that the first and original cost of such building shall have exceeded Fifteen Thousand Dollars (\$15,000.00), and not then unless, in the judgment of said Commissioners, said property is a proper subject for such exemption.

Section 23. This Act shall not be construed to repeal any former Acts in relation to the town of Rehoboth or The Commissioners of Rehoboth, unless the same are manifestly inconsistent with this Act, and all existing by-laws, ordinances, rules, regulations and resolutions of The Commissioners of Rehoboth not inconsistent with the provisions of this Act shall remain in full force until repealed or modified by The Commissioners of Rehoboth.

Section 24. This Act shall be deemed and taken to be a public Act.

Approved March 25, A. D. 1927.

CHAPTER 134

CITIES AND TOWNS

AN ACT to amend Chapter 153, Volume 29, Laws of Delaware, entitled "An Act to Reincorporate the Town of Seaford," by providing for depositories for the money of the Town of Seaford.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each Branch thereof concurring therein):

Section 1. That Section 3 of Chapter 153, of Volume 29, Laws of Delaware, be and the same is hereby amended by adding at the end of said section the following:

"The Treasurer of the Town of Seaford shall deposit all money collected by him or coming into his hands in the banking establishments in said Town, and shall divide and apportion the same between said banking establishments in equal shares."

Approved April 20, A. D. 1927.

CHAPTER 135

CITIES AND TOWNS

AN ACT to amend Chapter 153, Volume 29, Laws of Delaware entitled "An Act to Reincorporate the Town of Seaford."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of the members of each Branch thereof concurring therein):

Section 1. That Chapter 153, Volume 29, Laws of Delaware, entitled "An Act to Reincorporate the Town of Seaford" be, and the same is hereby, amended by adding to Section 20 of said Chapter the following:

"In addition to the remedies herein provided for the collection of bills relative to the curbing and paving of properties, done after the approval of this Act, or for the collection of taxes or any other debt or demand due the Town of Seaford, it shall be lawful for the Council of the Town of Seaford in the name of the Town of Seaford, to institute an action before any Justice of the Peace of the County of Sussex if the amount of the demand be Five Hundred Dollars or less, or before the Superior Court of the State of Delaware, if the amount of the demand be more than Five Hundred Dollars, and thereupon to obtain judgment for the amount of such demand or debt, and to collect the same in the manner now or hereafter provided for the collection of judgments in the State of Delaware."

Approved April 20, A. D. 1927.

CHAPTER 136

CITIES AND TOWNS

AN ACT empowering "The Commissioners of the Town of Selbyville" to sell its electric lighting plant and appurtenances and its distribution system and to make contracts with third parties for light, heat and power.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each House concurring therein) :

Section 1. That "The Commissioners of the Town of Selbyville are hereby authorized and empowered to sell, transfer and convey all or any part of the electric lighting plant, its appurtenances and contents thereof or the electric distribution system belonging to the Town of Selbyville, or both, and to make provision for the future supply of light, heat and power, or any or all of them for said Town by contract or contracts with any persons, firms or corporations.

Section 2. That a deed describing said lighting plant with appurtenances and contents, or both, the parcel of ground upon which it is located or the distribution lines, poles, wires and other appliances and appurtenances, or any of them, and executed in the name of the said "The Commissioners of the Town of Selbyville" by the President and attested by the Secretary and having the corporate seal affixed, pursuant to a resolution adopted by said Commissioners by a majority vote of all the members, and duly acknowledged by said President, shall be deemed and held to vest in the grantee or grantees named in said deed or deeds the title or estate specified in and to the property in said deed or deeds mentioned and described.

Section 3. That the moneys received from any such sale or sales shall be applied by the said "The Commissioners of the Town of Selbyville" as a majority of said Commissioners shall deem wise for the benefit of said Town.

Section 4. That any contract or contracts for supplying light, heat and power or for pumping water may be made by said Commissioners upon such terms as they or a majority of them shall determine.

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Section 5. That the said "The Commissioners of the Town of Selbyville" are hereby authorized and empowered to grant to any person, firm or corporation with whom they shall contract for the supplying of light, heat and power, such franchise or franchises as shall be necessary or proper for the operation and maintenance of a public service water or light plant or of transmission lines or appurtenances or any or all of the same.

Section 6. No referendum, election or special election shall be required or deemed necessary to enable said Commissioners to exercise any or all of the powers granted by this Act, any provision or provisions in the charter of said Town to the contrary notwithstanding.

Approved March 18, A. D. 1927.

CHAPTER 137

CITIES AND TOWNS

AN ACT authorizing the Commissioners of the Town of Selbyville to borrow money and issue bonds for street improvements.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch thereof concurring, therein) :

Section 1. That The Commissioners of the Town of Selbyville, a municipal corporation of the State of Delaware, be and they are hereby authorized and empowered to borrow upon the credit of the said corporation a sum of money not exceeding the sum of Thirty Thousand Dollars (\$30,000.00), which shall be applied and expended for the purpose of street improvements in said Town. The Commissioners of the said Town, for the purpose of carrying into effect the provisions of this Act shall have the power and authority and are hereby directed to issue bonds of the said corporation of such denominations as they shall deem best, bearing interest at the rate of five per centum per annum payable semi-annually on the first days of July and January respectively in each year at such Bank or Trust Company as the said Commissioners shall designate.

It is further provided that One Thousand Dollars (\$1,000.00) of the said bonds shall be payable on July 1, 1929 and One Thousand Dollars (\$1,000.00) payable on July first in each year thereafter until all of said bonds shall have been redeemed.

That before any Bonds shall be issued under the provisions of this Act, a special election shall be held in the same place and in the same manner as other town elections. Notice of said election shall be given by advertisements in two or more newspapers of said County and by posting notices in at least ten public places in said Town at least two weeks before the said election, which said advertisements and notices shall state the time and place of the election and the amount of bonds proposed to be issued, and the purpose for which the said money is to be borrowed. At said election every taxable paying town

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taxes in the said town shall be entitled to one vote, and for the purposes of this election residence shall not be a qualification to voting in the said town. At said election the ballots used shall have written or printed thereon the words "For the bond issue," or the words "Against the bond issue." If at such election a majority of the votes cast shall be for the bond issue, then bonds to the amount voted on may be issued as in this Act provided, but if at such election the majority shall be against the bond issue, then no bonds shall be issued nor money borrowed under this Act. After the issue of said bonds, the said Commissioners of the Town of Selbyville are authorized and directed to levy and collect sufficient taxes to pay One Thousand Dollars (\$1,000.00) on the principal of said bonds together with the interest on all outstanding bonds during each year until they all shall have been paid.

Section 2. That the said Commissioners of the Town of Selbyville shall direct and effect the publication and printing of the bonds authorized by this Act, and shall prescribe the form of said bonds which shall be signed by the President of the said Corporation, and counter-signed by the Treasurer of the said corporation, and shall be sealed with the corporate seal of the said corporation, and shall be exempt from all State, County and Municipal taxes. The said Commissioners shall negotiate the sale and delivery of the said bonds and the moneys arising from the sale of said bonds shall be deposited, to the credit of the said corporation, in such Bank or Trust Company as the said Commissioners shall designate, to be used for the purpose of carrying into effect the provisions of this Act.

Section 3. That the payment of such bonds and the interest thereon may be made by the said Commissioners of the said town out of any moneys that may be in the Treasury of the said town at the time when such payments are made, and such payments shall be considered as money expended for the improvement of the streets of said town.

Section 4. That the faith and credit of the said "The Commissioners of the Town of Selbyville," a corporation as afore-

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said, are hereby pledged for the payment of the bonds authorized to be issued under this Act.

Section 5. That this Act shall be deemed and taken to be Public Act and shall be published as such.

Approved April 27, A. D. 1927.

CHAPTER 138

CITIES AND TOWNS

AN ACT to amend Chapter 241, Volume 26, Laws of Delaware, entitled an Act to Re-incorporate the Town of Selbyville, by increasing the amount which may be raised by taxation in said town.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each Branch thereof concurring therein):

Section 1. That Chapter 241, Volume 26, Laws of Delaware, entitled, "An Act to Reincorporate the Town of Selbyville," be and the same is hereby amended by repealing and striking out all of Section 12 of said Chapter and by inserting in lieu thereof the following new Section 12, to-wit:

Section 12. That for the purpose of raising money for the general purposes of said Town, the Commissioners of the said Town be and they are hereby authorized and empowered to levy and collect, by taxation, a sum not exceeding Four Thousand Dollars (\$4,000.00), in any one year, on all the assessable real estate and personal property within the limits of said corporation, and also an assessment of all the citizens residing in said Town above the age of twenty-one years, as well as those owning real estate as those not owning real estate, at least one dollar per head as tax.

Provided that the voters at any annual election may, by a majority vote, authorize the levy and collection of a larger amount, which shall not in any one year exceed the sum of Six Thousand Dollars (\$6,000.00).

Section 2. That this Act shall be deemed and taken to be a Public Act and shall be published as such.

Approved April 27, A. D. 1927.

CHAPTER 139

CITIES AND TOWNS

AN ACT to enable the Town of Smyrna to refund certain bonds.

WHEREAS, by an Act of the General Assembly of the State of Delaware, entitled "An Act Authorizing the Town Council of the Town of Smyrna to Borrow Money and Issue Bonds to Secure the Payment thereof for the Purpose of Completing the Water and Light Plant and for Street Improvement," approved April 28, A. D. 1920, the Town Council of the Town of Smyrna was authorized to borrow not exceeding Ten Thousand Dollars (\$10,000.00), and to issue bonds to secure the same

AND WHEREAS, by a certain other Act of the General Assembly of the State of Delaware, entitled "An Act to Authorize The Town of Smyrna to Borrow Fifteen Thousand Dollars," approved March 28, A. D. 1921, the Town Council of the Town of Smyrna was authorized to borrow not exceeding Fifteen Thousand Dollars (\$15,000.00).

AND WHEREAS, under the first mentioned Act bonds to the amount of Ten Thousand Dollars (\$10,000.00) were issued bearing date July 1, A. D. 1920, and under the said second mentioned Act bonds to the amount of Fifteen Thousand Dollars (\$15,000.00) were issued, bearing date July 1, A. D. 1921.

AND WHEREAS, it is now proposed to refund the said bonds thus authorized and issued, now therefore,

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each branch concurring) :

Section 1. That the Town Council of the Town of Smyrna be and it is hereby authorized and empowered to borrow on the credit of the Town of Smyrna and to issue for said purpose coupon bonds of the said Town not exceeding in the aggregate Twenty-five Thousand Dollars (\$25,000.00), of such denominations as the said Town Council may determine, which said bonds shall be dated on the first day of July, A. D. 1927 and be numbered consecutively commencing with number one, and shall bear interest from and after their date at a rate of interest not

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exceeding six per centum per annum, payable semi-annually on the first day of January and the first day of July in each year while they remain unpaid, at the Fruit Growers National Bank and Trust Company of Smyrna, Delaware, on presentation of coupons representing said semi-annual interest, each semi-annual installment of interest being represented by a coupon attached to said bonds. Said Bonds to be due and payable at the said Bank on the first day of July in the year of our Lord one thousand nine hundred and fifty-seven, but the whole or any part thereof may be redeemed and paid at the option of the Town Council at any time after the first day of July, in the year 1932; provided, however, that if the said Town Council shall elect to redeem any of the said bonds as aforesaid, such redemption shall be effected either on the first day of January or the first day of July, in pursuance of notice signed by the President of said Town Council and the Treasurer of said Town, published once each week for three consecutive weeks in one newspaper published in the City of Wilmington, one published in Kent County and one published in Sussex County in this State, which said notice shall indicate by their numbers the bonds called and in making the calls the said Council shall call the bonds according to their numbers beginning with the lowest number, and interest upon all bonds so called shall cease from and after the date named for their redemption.

Section 2. That the Council of the Town of Smyrna shall direct and effect the preparation, printing and sale of the bonds authorized by this Act to be issued at such time or times and upon such terms as they may deem expedient. The money derived from sale of such bonds shall be used and applied to the refunding of the said bonds issued under the said Acts of the General Assembly hereinbefore referred to, and for no other purpose; provided, that if for any cause the amount received from such sale of bonds is more than is needed for redemption of said issue of bonds now outstanding, the excess may be used for general purposes of said Town.

Section 3. The form of said bonds and the coupons attached thereto shall be prescribed by said Council, and said bonds shall be signed by the President of said Council and by the

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Treasurer of said Town, and shall be sealed with the corporate seal of said Town, and shall be exempt from all State, County and Municipal taxation of this State, or any section thereof. As the said bonds and coupons are paid, the same shall be cancelled in such manner as said Council shall direct, and a record of such cancellation, noting the respective numbers of the bonds cancelled, shall be made upon the Minutes of the proceedings of the said Council.

Section 4. The said Town Council of the said The Town of Smyrna is hereby authorized and required to levy and raise by taxation in each year, upon all of the assessable real estate in said Town, a sum of money sufficient to pay all interest accruing on said bonds or any of them, whilst any of said bonds shall remain unpaid, and the said Town Council is further authorized and empowered to levy and raise by taxation from time to time such sum or sums as said Council shall deem proper, to establish a sinking fund adequate for the redemption of said bonds at or before their maturity. Said taxes shall be in excess of and in addition to the sum or amount authorized to be raised by the said Council by any other Acts, and shall be levied and raised upon assessable real estate in said Town.

Section 5. That the faith of the said Town of Smyrna is hereby pledged for the payment of all bonds issued under the provisions of this Act.

Section 6. That this Act shall be deemed and taken to be a Public Act.

Approved March 23, A. D. 1927.

CHAPTER 140

CITIES AND TOWNS

AN ACT to amend an Act entitled "An Act to Reincorporate the Town of Smyrna, being Chapter 537, Volume 20, Laws of Delaware as amended by granting to the Commissioners of the Town of Smyrna additional powers."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each House concurring therein) :

Section 1. That the Act entitled, "An Act to Reincorporate the Town of Smyrna," approved April 7, 1897, being Chapter 537, Volume 20, Laws of Delaware, as amended, be and the same is hereby further amended by adding at the end of Section 8 thereof the following words:

"The Town Council shall also be authorized and empowered at any regular or special meeting, by majority vote, to pass ordinances granting franchises to any proper persons, firms, or corporations, for such a number of years as shall seem wise to said Council to use the present and future streets, squares, lanes and alleys of the Town of Smyrna for the purpose of furnishing light, heat, power or water or any of them to said Town or to persons, firms or corporations residing therein or adjacent thereto, or both, or for the purpose of transmitting light, heat, power or water or any of them through, over, across or under said streets, squares, lanes and alleys to points outside the limits of said town; any such franchise or franchises to contain such restrictions, conditions and stipulations as shall to said Council seem wise; and said Council, by majority vote, shall also have authority to enter into contracts with any proper person, firms, or corporations for the furnishing of light, heat, power or water or any of them or for the furnishing of electric current wholesale or retail to said Town and to persons, firms, and corporations resident therein or adjacent thereto; and said Council by majority vote are also authorized and empowered in their discretion to sell and convey or lease to any proper persons, firms or corporations, any or all real or personal property or both now or hereafter owned by said town and used for furnishing light, heat, power or water or any of them and

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to execute to the purchaser or purchasers thereof proper deeds or bills of sale or other legal assurances of title for the same.

That before the said Town Council shall sell and convey any of the real or personal property now or hereafter owned by said town and used for furnishing light, heat, power or water, or any of them, a special election shall be held in the same place and in the same manner as other town elections. Notice of said election shall be given by advertisements in a newspaper published in the Town of Smyrna and by posting notices in at least ten public places in said Town at least ten days before said election, which said advertisements and notices shall state the time and place of the election, and a general description of the property proposed to be sold. At said election every taxable paying town taxes in the said Town shall be entitled to vote and shall have one vote for each dollar or fractional part of one dollar paid by such taxable according to the assessment in said Town. Residence shall not be a qualification to vote at said election. At said election, the ballots used shall have written or printed thereon the words "for sale" or the words "against sale." If at such election a majority of the votes cast shall be for the sale, then the said Town Council may sell or convey the said property so authorized to be sold and conveyed as in this Act provided. But if, at such election the majority shall be against sale, then the said Town Council shall not sell and convey the said property or any part thereof as hereinbefore authorized. In case of a sale of all or any portion of such property, the net proceeds of such sale shall be applied by said Town Council to the payment of any existing indebtedness the Town may owe in connection with the property sold, and if there be any overplus after the payment of such indebtedness, the same shall be used by the Town Council as it shall deem wise for the best interest of the Town.

Section 2. That the said Act be and the same is hereby further amended by striking out the words "Third Monday in February in" in the eighth line of Section 24 thereof and inserting in lieu thereof the words "Last Monday in April in any."

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Section 3. That said Act be and the same is hereby further amended by adding at the end of Section 28 thereof the following words:

“Said Council may also by a majority vote, at any regular monthly meeting, by proper ordinance, duly adopted, exempt from town assessment or town taxation any or all property real or personal held, owned, leased or employed by any persons, firms or corporations with whom said Council may have entered into a contract or contracts for the furnishing to said Town and its inhabitants of electric current or light, heat, power or water or any of them.”

Approved March 29, A. D. 1927.

CHAPTER 141

CITIES AND TOWNS

AN ACT authorizing the "Commissioners of the Town of Townsend" to borrow money and issue bonds therefor, for the purpose of supplying the Town of Townsend and its inhabitants with water.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (with the concurrence of two-thirds of all the members elected to each branch of the General Assembly) :

Section 1. "The Commissioners of the Town of Townsend," a Municipal Corporation of the State of Delaware, is hereby authorized and empowered to borrow on the faith and credit of the Town of Townsend, a sum of money not exceeding Fifteen Thousand Dollars (\$15,000.00), for the purpose of supplying the said Town and its inhabitants with water, by the acquisition, purchase, construction and erection of such property, work and apparatus as may be necessary or convenient therefor, and for this purpose to issue bonds of the said Municipal Corporation.

The said moneys so borrowed shall be used for the acquisition, purchase, construction and erection of such property, works and apparatus as may be necessary or convenient for the purpose of supplying water in said Town; and title may be taken in the name of the said Municipal Corporation to such property and works as may be necessary for the purpose, whether within or without the Corporate limits of the said Town.

Section 2. The said money shall be borrowed and the bonds issued in such amounts, at such times, in such form and denominations, and at such rate of interest not exceeding six per cent, as the Commissioners of said Town shall by ordinance duly passed determine. The principal of said bonds shall be made payable at the expiration of thirty years from the date of the issue thereof, the said Municipal Corporation reserving the right to redeem said bonds, or any of them, at par and accrued interest, at any interest period after the expiration of five years from the date of issue, provided that if the said Municipal Corporation shall elect to redeem any of said bonds as afore-

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said, such redemption shall be made in pursuance of a notice to that effect published at least twice a week for at least three successive weeks in at least two newspapers of the City of Wilmington. In calling said bonds for redemption, they shall be called consecutively beginning with the lowest number, and the interest on all bonds so called shall cease from the date named in said calls for redemption.

The "Commissioners of the Town of Townsend" shall direct and effect the preparation and printing of and negotiate the sale and delivery of the said bonds. The said bonds shall bear date when issued and shall bear interest from date, payable semi-annually. They shall be signed by the President and the Treasurer of said "Commissioners of the Town of Townsend," and be sealed with the Corporate seal of the said Municipal Corporation and shall be exempt from State, County and Municipal taxation.

The moneys received from the sale of the said bonds shall be paid over to the Treasurer of the "Commissioners of the Town of Townsend," and held by him as a special fund to be drawn out and used for the purpose of this Act upon direction of the "Commissioners of the Town of Townsend." The Treasurer shall furnish additional bond to cover such fund, in such an amount as the "Commissioners of the Town of Townsend," may direct.

Section 3. The "Commissioners of the Town of Townsend" are authorized and required to levy and collect annually by taxation such sum of money as shall be sufficient to pay the interest accruing on said bonds; and are further authorized and empowered to levy and collect by taxation from time to time such sum or sums as shall be necessary to provide a sinking fund adequate for the redemption of said bonds at or before their maturity. The taxes for such interest and sinking fund shall be levied and collected in the same manner as are the other town taxes in said Town. The sinking fund above provided for shall not be available for any other purpose.

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All necessary expenses in and about the preparation, printing and sale of said bonds shall be paid out of the moneys herein authorized to be borrowed.

Should any surplus remain after the work contemplated by this Act has been accomplished, said surplus shall be held and applied toward the payment of the principal of said bonds herein authorized.

Section 4. The "Commissioners of the Town of Townsend" shall cause to be published a detailed statement of all expenditures of money borrowed under the authority of this Act.

Section 5. The superintendence, management, operation and control of any such system of supplying water to the Town of Townsend and its inhabitants, as is contemplated by Section 1 of this Act, shall be had and held by the "Commissioners of the Town of Townsend," under and in accordance with such rules, regulations, ordinances and directions, as the said "Commissioners of the Town of Townsend" may from time to time deem proper to make or adopt.

Approved February 21, A. D. 1927.

CHAPTER 142

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AN ACT to amend Chapter 229, Volume 26, Laws of Delaware, and to extend the boundaries of the Town of Woodside.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each Branch of the Legislature concurring) :

Section 1. That Chapter 229, Volume 26, Laws of Delaware, be and the same is hereby amended, by striking out all of Section 2 thereof, and by inserting a new Section 2, as follows:

Section 2. The boundaries of said corporation hereinafter designated as the town of Woodside shall be as follows: Beginning at a point in the middle of the road leading from Woodside to Magnolia, and 500 feet east from the middle of an intersection of the State Highway, three hundred and seventy-five feet north; thence running in a westerly direction a line parallel with the concrete or main road through Woodside across the Delaware railroad tracks, and continuing to the middle of a public road, known as the Dickson Road, leading to the Woodside and Petersburg Road, thence with the middle of said road southerly about three hundred and seventy-five feet to the middle of the road leading to Woodside from the West, thence continuing by said line southerly a distance of eleven hundred and fifty-five feet, thence by a line parallel to the concrete or main road through Woodside easterly crossing the railroad south of the station as now located, and continuing to the middle of the State Road, thence continuing said line five hundred feet from the middle of said State Road thence in a northerly direction to the place of beginning.

Approved March 18, A. D. 1927.

CHAPTER 143

CITIES AND TOWNS

AN ACT to amend an Act entitled, "An Act to Reincorporate the Town of Wyoming," being Chapter 182 of Volume 23, Laws of Delaware, as amended.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of each Branch of the Legislature concurring therein) :

Section 1. That Section 8 of the Act entitled "An Act to Reincorporate the Town of Wyoming" being Chapter 182 of Volume 23, Laws of Delaware, as amended, be and the same is hereby further amended by striking out the words "three thousand" in Line 8 of said Section 8, as amended, and by inserting in lieu thereof the words "five thousand".

Approved February 21, A. D. 1927.

CHAPTER 144

CITIES AND TOWNS

AN ACT granting additional powers to certain municipal corporations.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members of each house concurring therein):

Section 1. This act shall not apply to the City of Wilmington nor to any incorporated town in the State outside the City of Wilmington which already has or may have under its charter or amendments thereto or under special act of legislation substantially the powers granted by this act, but this act shall apply to all other incorporated towns in this State which are not now or which may not be, at the time they shall exercise the powers herein granted, empowered to exercise the same. The words "Town Board" as used in this act shall be construed to mean the governing body of the town by whatever name such governing body shall be lawfully known and designated.

Section 2. The Town Board of any incorporated town to which this act shall apply, is hereby authorized and empowered at any regular or special meeting by a two-thirds vote of all the members of such Board to pass ordinances granting franchises to any proper persons, firms or corporations, for such a number of years as shall seem wise to such Town Board, to use the present and future streets, squares, avenues, lanes and alleys of the Town, for the purpose of furnishing light, heat, power or water or any of them to said Town or to persons, firms or corporations residing therein or adjacent thereto, or both, or for the purpose of transmitting light, heat, power or water or any of them through, over, across or under such streets, squares, avenues, lanes and alleys to points outside the limits of the Town; any such franchise or franchises shall contain such restrictions, conditions and stipulations as shall seem wise to the Town Board.

The Town Board of any such town is hereby further authorized and empowered at any regular or special meeting by a two-thirds vote of all the members of such Board to enter into contract or contracts with any proper persons, firms or corpora-

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tions for the furnishing of electric current, light, heat, power or water or any of them to the town or to persons, firms or corporations resident therein or adjacent thereto or both, and by a like two-thirds vote of all the members of such Board to exempt, for a period of not exceeding five years at any one time, by proper ordinance, from Town assessment and taxation any or all property real or personal held, owned, leased or employed by any persons, firms or corporations with whom the Town Board may or may have entered into lawful contracts for the furnishing to said Town and its inhabitants of electric light or light, heat, power or water or any of them, provided two-thirds of all the members of such Town Board shall deem it wise to grant such exemption or exemptions for the best interest of the Town.

Section 3. The Town Board of any incorporated town to which this act shall apply, is hereby further authorized and empowered in its discretion at any regular or special meeting of the board by a majority vote of all the members of such Board to adopt resolutions to sell and convey or lease to any proper persons, firms or corporations any or all real or personal property or both now or hereafter owned by the town and used for furnishing electric current, light, heat, power or water or any of them; said Board shall, however, within twenty (20) days after the adoption of any such resolution or resolutions publish the same in full in two succeeding issues of at least one weekly paper having a circulation in the town; within ten days after the second issue of such publication as aforesaid at least twenty-five (25) persons legally qualified to vote at town elections shall have the right to present to the Board or to any member thereof a petition duly signed by themselves requesting the Board to call a special referendum election upon the question of the advisability of approving the proposed resolution whereupon within ten days from the receipt of such petition the Town Board shall issue a call for a special referendum election and notice of the day, hour and place of such referendum election shall be given by the Town Board by advertisements posted in at least ten public places in the town for at least ten days before the holding of such referendum election at which election the polls shall remain open at least three hours between 7 o'clock in the morning and

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seven (7) o'clock in the evening; it shall be the duty of the Town Board to provide written, typewritten or printed ballots for the use of the voters in two sets, one set of ballots to contain the words "For the Resolution" and the other set to contain the words "Against the Resolution" and every person shall have the right to vote at such referendum election provided he or she would have the right to vote at the Town election if the same were being then held; the officers conducting the election shall be designated by the Town Board and shall be sworn to perform their duties with fidelity, and such officers shall certify the returns and results of the election to the Town Board within twenty-four (24) hours after the close of the polls; if a majority of the ballots cast at said referendum election shall be for the resolution the Town Board shall have the right and power to carry out its provisions and put said resolution into effect and for that purpose shall be empowered to execute to the purchaser or purchasers, lessee or lessees proper deeds, bills of sale or other assurances of title and to use the consideration or purchase money arising from any such sale or sales or transactions as is hereinafter provided; but if a majority of the ballots cast at such referendum election shall be against the resolution, the Town Board shall not have the right to carry said resolution into effect and it shall become null and void; if no petition for a referendum shall have been filed within the time hereinabove provided then the Town Board shall be authorized and empowered to readopt the resolution or resolutions at any subsequent regular or special meeting in which case such resolution or resolutions, after such readoption, shall become as valid and effective as though they had been submitted to a special referendum.

Any proceeds from any sale or sales made under this Section of this Act shall be applied by the Town Board to pay off or reduce any existing indebtedness the Town may owe in connection with the property sold, and if there be any overplus after the payment of such indebtedness, the same shall be used by the Town Board as it shall deem wise for the best interest of the Town.

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Section 4. This act shall be taken and deemed to be a public act.

Approved April 20, A. D. 1927.

TITLE TEN

Religious, Reformatory and Charitable Institutions

CHAPTER 145

FERRIS INDUSTRIAL SCHOOL

AN ACT to appropriate money to the Ferris Industrial School of Delaware for the building of an infirmary and dormitory.

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

Section 1. That the sum of Fifty Thousand Dollars (\$50,000) be and the same is hereby appropriated to the Ferris Industrial School of Delaware, to be used for the building of an infirmary and a Dormitory and for additional furnishings.

Approved April 20, A. D. 1927.

CHAPTER 146

DELAWARE INDUSTRIAL SCHOOL FOR GIRLS

AN ACT to appropriate Thirty-five Thousand Two Hundred and Fifty Dollars (\$35,250) to Delaware Industrial School for Girls.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each Branch thereof concurring therein):

Section 1. That the sum of Thirty-five thousand two hundred and fifty dollars (\$35,250) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the Delaware Industrial School for Girls, for Salaries and Wages and for Operation.

Section 2. That the said sum of Thirty-five Thousand Two Hundred and Fifty Dollars (\$35,250) shall be paid to the said School, in two annual installments of Seventeen Thousand Six Hundred and Twenty-five Dollars (\$17,625) each, for the years 1928 and 1929.

Approved March 23, A. D. 1927.

CHAPTER 147

DELAWARE INDUSTRIAL SCHOOL FOR GIRLS

AN ACT making an appropriation to the Delaware Industrial School for Girls.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each House concurring therein) :

Section 1. That the sum of Twenty-three Hundred Dollars (\$2300.00) be and the same is hereby appropriated to the Delaware Industrial School for Girls to pay the deficit in the expenses of the maintenance of the school for the years 1925 and 1926.

The said sum shall be payable to said School at any time after July 1, 1927, upon its warrant in accordance with the provisions of Sec. 20, Chapter 15, of the Revised Code.

Section 2. This Act shall be known as "A Supplemental Appropriation Act" and the funds hereby appropriated shall be paid out of the general funds of the State's Treasury.

Approved March 22, A. D. 1927.

CHAPTER 148

ST. MICHAEL'S DAY NURSERY

AN ACT to appropriate Ten Thousand Dollars (\$10,000) to St. Michael's Day Nursery.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each Branch thereof concurring therein) :

Section 1. That the sum of Ten Thousand Dollars (\$10,000) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the St. Michael's Day Nursey, for operation and for repairs and replacements.

Section 2. That the said sum of Ten Thousand Dollars (\$10,000) shall be paid to the said St. Michael's Day Nursery, in two annual installments of Five Thousand Dollars (\$5,000) each, for the years 1928 and 1929.

Approved March 23, A. D. 1927.

CHAPTER 149

INDUSTRIAL SCHOOL FOR COLORED GIRLS

AN ACT to appropriate certain money to the Industrial School for Colored Girls of Delaware for the construction of a sewage disposal plant.

WHEREAS the sewage disposal plant at the Industrial School for Colored Girls of Delaware is inadequate for the purposes of that institution; and

WHEREAS the said disposal plant in its present condition constitutes a nuisance and a menace to public health; therefore

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

Section 1. That the sum of two thousand three hundred dollars (\$2,300) be and the same is hereby appropriated to the Industrial School for Colored Girls of Delaware for the repair of the existing sewage disposal system and the necessary extensions to the same.

Section 2. The said disposal plant shall be constructed in accordance with plans and specifications approved by the State Board of Health and shall be constructed under their supervision.

Section 3. That the said sum of Two Thousand Three Hundred Dollars (\$2300) shall be payable at any time to the said School upon its warrant or warrants, in accordance with the provisions of 474. Sec. 20., of Chapter 15, of the Revised Code of Delaware.

Section 4. This Act shall be known as a Supplementary Appropriation Act, and the funds hereby appropriated shall be paid out of the General Funds of the State Treasury.

Approved April 29, A. D. 1927.

CHAPTER 150

DELAWARE COMMISSION FOR THE FEEBLE-MINDED

AN ACT making an appropriation for the erection of additional buildings and playgrounds at the Institution for the Feeble-Minded near Stockley.

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

Section 1. In order to provide for the erection of machinery sheds, a smoke house and play grounds in connection with the Institution near Stockley, in charge of the "Delaware Commission for the Feeble-Minded" and for the purpose of constructing the same, the sum of Twenty-five Hundred Dollars (\$2500) is hereby appropriated.

Section 2. The said sum hereby appropriated shall be used by the said "Delaware Commission for the Feeble-Minded" for the construction of above mentioned buildings and play grounds.

Section 3. That said money shall be paid by the State Treasurer upon warrants drawn upon him, signed by the Chairman of said Commission and counter-signed by the Treasurer thereof. Any warrant drawn on the State Treasurer shall be accompanied by the accounts to which the money is to be applied and it shall be the duty of the State Auditor to examine and audit such accounts.

Approved April 18, A. D. 1927.

CHAPTER 151

DELAWARE CHILDREN'S HOME SOCIETY

AN ACT to appropriate Five Thousand Dollars to Delaware Children's Home Society for operation expenses.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each Branch thereof concurring therein) :

Section 1. That the sum of Five Thousand Dollars (\$5000) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the Delaware Children's Home Society to be used for operation expenses of said society.

Section 2. That the said sum of Five Thousand Dollars (\$5000) shall be paid to the said society, in two annual installments of Twenty-five Hundred Dollars (\$2500) each, for the years 1928 and 1929.

Approved March 22, A. D. 1927.

CHAPTER 152

OLD FOLK'S HOME

AN ACT to appropriate Six Thousand Dollars to Ever-Ready Circle King's Daughters.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each Branch thereof concurring therein) :

Section 1. That the sum of Six Thousand Dollars (\$6000) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to Ever-Ready Circle King's Daughters, a corporation of the State of Delaware, for the maintenance and support of the Old Folk's Home at Dover.

Section 2. That the said sum of Six Thousand Dollars (\$6000) shall be paid in two annual installments of Three Thousand Dollars (\$3000) each, for the years 1928 and 1929.

Approved March 22, A. D. 1927.

CHAPTER 153

LAYTON HOME FOR AGED COLORED PEOPLE

AN ACT to appropriate Two Thousand Dollars to Layton Home for Aged Colored People.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the members elected to each Branch thereof concurring therein) :

Section 1. That the sum of Two Thousand Dollars (\$2000) be and the same is hereby appropriated, to be paid out of the general fund of the Treasury of the State of Delaware, to the Layton Home for Aged Colored People, for operation expenses.

Section 2. That the said sum of Two Thousand Dollars (\$2000) shall be paid to the said Home, in two annual installments of One Thousand Dollars (\$1000) each, for the years 1928 and 1929.

Approved March 22, A. D. 1927.

TITLE ELEVEN

Education

CHAPTER 154

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AN ACT to provide improved school buildings, school grounds and school equipment in the School Districts of this State, and relating to the cost thereof and making appropriation of certain State moneys in connection therewith.

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

Section 1. That between the thirtieth day of June and the fourteenth day of July in the year nineteen hundred and twenty-seven, the State Treasurer shall ascertain the balance in the State Treasury as of the close of the thirtieth day of June 1927 of moneys collected for the support of the public schools of this State after the payment of school accounts for the school year ending June 30, 1927. All of said balance, if not in excess of One Million Dollars, or so much thereof as shall equal the sum of One Million Dollars if the aforesaid balance be in excess of said sum, shall be set aside forthwith in a special account in the Farmers Bank of the State of Delaware to be known as the "State School Building Account."

That between the thirtieth day of June and the fourteenth day of July in the year nineteen hundred and twenty-eight, the State Treasurer shall ascertain the balance in the State Treasury as of the close of the thirtieth day of June 1928 of moneys collected for the support of the public schools of this State after

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the payment of school accounts for the school year ending June 30, 1928, and shall set aside between the thirtieth day of June and the fourteenth day of July in the year 1928 in a special account in the Farmers Bank of the State of Delaware, to be known as the "State School Building Account", all or so much of the said balance, as together with the sum set aside to the said account in July of the year 1927, shall be not in excess of Two Million Dollars.

The said State School Building Account shall be credited with interest when and to the same extent as the said Bank credits interest on deposits of other State Moneys in said Bank.

Two-fifths of the moneys deposited in the State School Building Account by the State Treasurer as aforesaid together with interest as aforesaid shall be devoted to school building improvements in the consolidated school districts in the City of Wilmington and the remainder, or so much thereof as may be necessary, shall be devoted to school building improvements in the districts in the State outside of the City of Wilmington and to the expense of carrying the provisions of this Act into effect.

The term "improvement" and the term "school building improvement" where used in this Act shall be deemed and construed to mean new school buildings, and, or school grounds, and, or additions to, alterations or remodeling of old school buildings, or additional school grounds, and the furnishing and equipping thereof.

Section 2. The State Board of Education shall as soon as practicable after the adoption of this Act, prepare a tentative program for school building improvements for such of the school districts and special school districts in this State, outside of the consolidated school districts in the City of Wilmington, wherein the existing school buildings and, or school grounds are inadequate or unhygienic.

The State Board of Education shall submit to the Board of School Trustees or the Board of Education of each district included in the said program the general character and nature

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of the school building improvements proposed for such district and shall hear the comments and suggestions thereon of the members of such Board.

The State Board of Education shall submit to the School Building Commission (hereinafter in this Act created), of each particular district, its aforesaid school building program for such district. The said School Building Commission shall be composed of the State Board of Education and four members to be elected by the voters of each district at the same time as the bonds herein provided are authorized, said members to serve during the life of the said School Building Commission for said district. In case of the death of one of the members elected to said School Building Commission, the surviving members of said Commission shall appoint some suitable person to fill the vacancy thereby created.

The said four members elected as hereinafter provided, to the said School Building Commission, shall have equal authority and power to act in all respect as have the members of the State Board of Education who are hereby made members of the said School Building Commission.

Section 3. No school district or special school district in this State except the consolidated school districts in the City of Wilmington shall have any portion of the cost of any school building improvement in such district accomplished under the provisions of this Act paid for out of moneys in the State School Building Account aforesaid, unless such district shall contribute such sum of money toward the payment of the cost of such school building improvement as the State Board of Education shall assign as the contribution of said district. The amount to be contributed by a district as aforesaid shall be determined by the State Board of Education as follows: Where no school building improvements have been made in the district since the first day of January 1900, the contribution of the district toward the cost of school building improvements under this Act shall be a sum equal to two per centum of the assessed value of the real and personal property in such district as shown by the county assessment in force during the year 1919. Where

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any school building improvements have been made in any district since January 1, 1900, the contribution of the district toward the cost of school building improvements shall be, a sum equal to two per centum of the assessed value of the real and personal property in such district as shown by the county assessment in force during the year 1919, less the aggregate amount of the bonds of the district issued since the year 1900 (without regard to whether any or all of the bonds have been paid). Provided, however, that no district shall have credit for bonds which have been paid by the State. Where school building improvements have been made aforesaid the State Board shall make the deductions as aforesaid and the remainder, if any, shall constitute the amount which the district must contribute toward the payment of the cost of the school building improvement in such district in order to obtain the benefit of the provisions of this act. Provided that in any case where school building improvements have been made, as aforesaid, and the district bonded to an amount equal to two per centum of the assessment in force during the year 1919 (without regard to whether any of the bonds have since been paid) the entire costs of the school building improvement in such district shall be paid for out of moneys in the State School Building Account aforesaid.

Section 4. The State Board of Education shall, as soon as practicable, notify the Board of School Trustees or Board of Education of each district in the State (except the consolidated school districts in the City of Wilmington) wherein a school building improvement under the provisions of this Act is contemplated, of the probable cost of such improvement and of the amount of money, if any, that such district will be expected to contribute toward the cost thereof. Every such board shall, within one month thereafter, adopt by a majority vote of said Board, a resolution for or against the contemplated improvement in that district and shall forthwith transmit to the State Board of Education a copy of such resolution certified to by the Clerk or Secretary of the Board.

If the resolution adopted by any board as aforesaid be against the proposed school building improvement, the State

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Board of Education may, in its discretion, make and submit to such local Board a new or modified plan of the school building improvement in such district, and in such case the local board shall forthwith adopt by a majority vote of the members thereof a resolution for or against such new or modified plan and shall immediately thereafter transmit a copy of such resolution to the State Board of Education. If the local board shall not adopt a resolution favorable to the school building improvement, whether as originally contemplated or as subsequently modified by the State Board of Education for such district, such improvement shall not be made under the provisions of this Act; provided that if the local board shall be petitioned in writing by twenty-five of the voters of such district so to do, the matter shall be submitted to the voters of the district at a special election to be called, held and conducted as provided by Section 54 of Chapter 160, Volume 32, Laws of Delaware, as amended, except that in the advertisement and notices of the election, it shall be sufficient to state in substance that a referendum on the subject of a school building improvement in the district will be held on a specified day at a specified place between specified hours, and except also that the ballots at such special election shall be marked, "for the school building improvement" or "against the school building improvement", and if a majority of the ballots cast at such special election shall be for the school building improvement, the result of such election shall be equivalent to and have the same effect as a resolution of the local board of the district favorable to the school building improvement.

Section 5. In every case where the contemplated improvement involves an assumption by the district of any portion of the cost thereof, the Board of Education or the Board of School Trustees of the district shall as soon as practicable after the adoption of a resolution for the school building improvement, or after a referendum favorable to the improvement under Section 4 of this Act, proceed to raise the amount of money required as the district's share of the cost of the improvement aforesaid by the issue and sale of bonds precisely as specified in Section 53 of the Act entitled, "An Act to provide for the estab-

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lishment and maintenance of a general and efficient system of free public schools," approved March 31, 1921, as amended, (the said local board having first taken the procedure specified in said Section 53 to authorize an issue of bonds) and all the provisions of said Section 53 shall be deemed and held applicable to every such case aforesaid precisely as if the provision of said Section 53 were repeated herein; provided, however, that every such Board of Education or Board of School Trustees may accept and receive gifts for all or any portion of the amount required to be contributed by the district toward the cost of the school building improvement therein and in such case it shall not be necessary to proceed under the provisions of Section 53 as aforesaid except to the extent of any difference, if any there be, between the aggregate of such gifts and the amount required to be contributed by the district toward the cost of the school building improvement therein.

If the district shall through its local board within three months after the approval of the school building improvement therein by a resolution of the local board or by a referendum as provided in Section 4 of this Act pay to the State Treasurer the full amount required as its contribution to the cost of the school building improvement therein, the State Board of Education shall direct the School Building Commission, hereinafter in this Act created, to proceed with the work necessary to accomplish such school building improvement.

In the case of any district which is not required under the provisions of this Act to make any contribution toward the cost of the school building improvement therein, the State Board of Education is authorized upon the receipt of a certified copy of a resolution in favor of such improvement, adopted by a majority vote of the School Trustees or Board of Education of such district, to direct the School Building Commission to proceed with the work necessary to accomplish such improvement.

Section 6. The moneys paid to the State Treasurer by each district as its contribution to the cost of the school building improvement therein under the provisions of this Act, shall be deposited by the State Treasurer in the Farmers Bank of the

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State of Delaware in a special account to be known as the "School Building Account for District in County." Every such special account shall be credited with interest when and to the same extent as the said bank credits interest on deposits of State moneys in said bank. The moneys in the respective special accounts aforesaid shall be devoted to the cost of the school building improvements of the district for which the special account was opened. The moneys in the said special school building accounts of the several districts shall be subject only to the check or order of the State Treasurer.

Section 7. On the application of the State Board of Education or the Board of Education or Board of School Trustees of a district, it shall be the duty of the Board of Assessment of the County in which a school building improvement is to be made, to cause to be made from the assessment records of the County or Counties in which the district is located, a list of all the taxables of the district, the property of each taxable and the assessed value thereof for the year 1919, and shall deliver the same to the State Board of Education or to the local board of the district; such list shall constitute the assessment list of such district for the purpose of this Act and on which the two per cent bond issue herein provided shall be based; provided that the Board of Assessment be furnished with a true and correct description of the boundaries of the district in question.

Section 8. That there is hereby created a Commission to be known as "School Building Commission" for each district in which such improvements are made under the provisions of this act to be composed of eight members, four of whom shall be members of the State Board of Education and four of whom shall be elected in each district at the same election at which the bond issue in such district is authorized (as hereinbefore in this Act provided).

Provided, however, that in case a district shall have passed by a majority vote of the taxables since the year 1919 a referendum authorizing an issue of bonds for school improvement such as are contemplated in this Act and no additional referen-

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dum is required therefor, then and in that case a special election of the voters of the said district shall be held for the selection of four residents and legal voters of the said district, who shall constitute the local membership of the School Building Commission of the district. Such election shall be held in accordance with the same provisions as those set up for the holding of a bond election as set forth in Section 5 of this Act, except that the ballots used shall have printed or written thereon the names of at least four candidates to serve as members of the said Commission. The four candidates who shall receive a majority of all votes cast at such election shall constitute the local membership of the Commission, as aforesaid.

Section 9. No act of the School Building Commission for any district shall be binding unless at least five members of the Commission herein provided shall concur therein.

The members of the said Commission in each of said districts shall receive no compensation for their services but all members of the said School Building Commission, for any district, shall be paid their actual expenses incurred while engaged in the affairs of the Commission.

Section 10. Whenever it is desired by the State Board of Education the said School Building Commission in any district shall cause to be prepared such plans and details for the accomplishment of any improvements in the school building program of the State Board of Education as shall be necessary or proper for the construction thereof.

All plans and details prepared by or under the order of any School Building Commission for any district shall be approved by at least five members of said Commission before its adoption.

Before any School Building Commission shall undertake to carry out any particular school building improvement or to make any contract therefor, the said Commission shall ascertain the cost of such improvement. If the State Board of Education shall deem the cost of such improvement to be in excess of the amount which is or may be available under the provisions of this Act for such improvement, then the said School Building

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Commission may modify the proposed improvement until plans and details have been made for an improvement which will not be greater than the amount available as aforesaid.

Section 11. It shall be the province and duty of the School Building Commission for any particular district to cause the school building improvements authorized by the State Board of Education and approved by said School Building Commission under the provisions of this Act to be constructed.

The said Commission shall have power to make and enter into all contracts for the construction of the improvements aforesaid, and for labor, materials, supplies, instrumentalities, furniture and equipment required to accomplish any such improvement, provided that no improvement shall be made involving an expenditure of Five Hundred Dollars or more, unless the same shall be advertised and the contract given to the lowest and best bidder therefor, the said Commission reserving the right to reject any and all bids.

The School Building Commission in each district shall supervise or cause to be supervised by some one or more of its employees the work of the construction of any improvement as aforesaid.

Section 12. The Secretary of the State Board of Education shall be the general secretary of all the School Building Commissions that have in charge the construction or improvement of all the school buildings of the State under the provisions of this Act, except those in the consolidated school districts of the City of Wilmington, and as such secretary, he shall be the accountant of each Commission and the said Commission shall cause its secretary to inaugurate and maintain a system of accounting which shall show in detail the expenditures of each Commission, the cost of each school building improvement, and such other details as the State Board of Education from time to time may require.

The various School Building Commissions shall have power to employ an engineer or engineers and an architect or architects and such other employees as the various School Building

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Commissions shall deem essential to the proper and expeditious performance of its duties under this Act, and to fix their salaries and their length of service and to dismiss them for any cause which the various School Building Commissions shall deem sufficient. The School Building Commission in each district shall have power to do all things requisite or proper for the execution of the duties of said Building Commissions throughout the State.

Section 13. The said School Building Commissions may require bonds from any of their employees and from all persons contracting for the construction of school building improvements authorized by the said School Building Commissions under this Act and from all persons contracting for labor, or materials, supplies, instrumentalities, furniture and equipment in the accomplishment of any school building improvement under this Act.

Section 14. All bills for the expenses of the said School Building Commissions and for the salaries of their employees and for the cost of each school building improvement authorized under this Act must be marked "approved" and such approval signed by the Chairman or Vice-Chairman and attested by the Secretary or Acting Secretary of said Commissions.

Section 15. The School Building Commissions shall have no jurisdiction over nor any duties with regard to any school building improvement in the consolidated school districts in the City of Wilmington.

Section 16. Three-fifths of the moneys deposited in the State School Building Account by the State Treasurer provided in Section 1 of this Act, together with interest thereon as provided in Section 1 of this Act, (or so much thereof as may be necessary) are to be devoted to the following purposes and none other, namely, to the payment of the expenses of said School Building Commissions created by this Act and to the salaries and compensations of their employees (including their engineers and architects) and to the cost of the school building improvements authorized under the provisions of this Act.

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The State Board of Education shall certify to the State Auditor and also to the State Treasurer the amount of money which the school building improvement in each district outside of the City of Wilmington will cost and what portion of said amount is to be paid out of the State School Building Account and what portion to be paid out of the special school building account of the district.

The School Building Commissions shall when and as funds are required (and not until then) for the payment of the expenses of said Commissions, its engineers, architects or other employees, or for the payment of the cost of school building improvements authorized under this Act draw warrants on the State Treasurer for the moneys required signed by the Chairman or Vice-Chairman and attested by the Secretary or Acting Secretary of said Commissions, and deliver the same to the State Auditor who shall thereupon deliver them to the State Treasurer, and the State Treasurer shall pay the same. In paying warrants as aforesaid, the State Treasurer shall be governed by the certificate of the State Board of Education hereinbefore provided as to the cost of the school building improvements in the respective districts included in the school building program of the State Board of Education and as to what portion of said cost shall be paid out of the State School Building Account and what portion thereof out of the special school building account of the district.

Section 17. Two-fifths of the moneys deposited in the State School Building Account by the State Treasurer as provided in Section 1 of this Act, together with interest thereon as provided in Section 1 of this Act (or so much thereof as may be necessary) shall be devoted to school building programs in the City of Wilmington as authorized by ordinance, approved by the Mayor and Council under date of February 18, 1926.

The construction of school building programs in the City of Wilmington shall be within the exclusive jurisdiction of the Board of Public Education in Wilmington. The said Board of Public Education is authorized and empowered to make all contracts and do all things necessary or proper to secure such pro-

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grams in the City of Wilmington provided that the cost thereof shall not exceed in the aggregate the aforesaid two-fifths of the moneys deposited in the State School Building Account by the State Treasurer as provided in Section 1 of this Act, together with interest thereon as provided in Section 1 of this Act.

The Board of Public Education in Wilmington shall when and as funds are required (and not until then) for the payment of the cost of school building programs in the City of Wilmington draw warrants on the State Treasurer for the moneys required signed by its president or vice-president and attested by its Secretary or Acting Secretary and deliver the same to the State Auditor who shall thereupon deliver them to the State Treasurer, and the State Treasurer shall pay the same out of the State School Building Account aforesaid up to (and not in excess of) the proportion of the moneys in the said State School Building Account to be devoted to School building programs in the City of Wilmington as hereinbefore stated.

The Board of Public Education in Wilmington shall keep accurate detailed accounts of the cost of each improvement made in the City of Wilmington under the provisions of this Act and of all moneys expended by said Board therefor. Such Accounts shall be deemed to be public records.

Section 18. The State Board of Education is authorized and empowered, in its discretion, to extend the time in any case where a time limit is set in this Act.

Section 19. No money in the State School Building Account or in any of the special accounts for school building improvements in the various districts in this Act provided for shall revert by reason of lapse of time, provided that when the State Board of Education shall certify to the State Treasurer that the school building improvements contemplated by this Act have been accomplished, that then any money remaining in the State Building Account shall be withdrawn by the State Treasurer from such account and deposited in the school fund.

It shall be the duty of the State Board of Education and of the Board of Public Education in Wilmington to see that

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the school building improvements within their respective jurisdictions under this Act are carried out with all reasonable dispatch.

Section 20. Whenever land shall be required for the accomplishment of any improvement under this Act in the consolidated school districts in the City of Wilmington, the Board of Public Education in Wilmington is authorized to select and acquire such land. And whenever land shall be required for the accomplishment of any improvement under the Act in any school district outside of Wilmington, the School Building Commission of such special school district is authorized to select and acquire such land. And whenever land shall be required for the accomplishment of any improvement under this Act in any other school district in this State, the local "School Building Commission" is authorized to select and acquire such land.

Such land may be acquired by contract with the owner or owners thereof at a fair value by condemnation proceedings instituted by the appropriate official body.

The cost of such lands shall be deemed to be a part of the cost of the school building improvement and shall be paid for as hereinbefore directed with regard to the cost of school building improvements.

The title to any such lands acquired in any manner whatever shall be a fee simple title and shall be vested in the State Board of Education except that the title to lands so acquired in the City of Wilmington or any special school district shall be vested in the said City or the said special school district, as the case may be.

Condemnation proceedings to acquire land as aforesaid in any case where such land cannot for any reason be acquired by contract with the owner or owners thereof for a fair or reasonable consideration, may be instituted by the appropriate official body under the provisions of Section 52 of this Act entitled, "An Act to provide for the establishment and maintenance of a

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general and efficient system of free public schools," approved March 31, 1921, as amended.

Approved April 26, A. D. 1927.

CHAPTER 155

FREE SCHOOLS

AN ACT making an emergency appropriation for the maintenance of schools.

WHEREAS, it appears that the school budget for the year 1926-27 is inadequate to enable the State Board of Education and the Boards of Education of certain Special School Districts to meet fully the salaries of teachers, in accordance with the salary schedule adopted in 1921; and

WHEREAS, it also appears that the said budget is inadequate to enable the State Board of Education to pay fully the costs of transportation of school children for the year 1926-27; now therefore

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

Section 1. That there is hereby appropriated out of the funds in the State treasury derived from sources of taxation set up for the support of schools the sum of Fifty-eight Thousand Dollars (\$58,000.00), not otherwise appropriated, the same to be added to the budget of the State Board of Education for the school year 1926-27. Of the said sum Forty-eight Thousand Dollars (\$48,000.00), or so much thereof as may be necessary, shall be applied to the payment of teachers' salaries and shall be distributed to the State Board of Education, the Special School Districts and the City of Wilmington as other school funds for the current year have been distributed. The remaining Ten Thousand Dollars (\$10,000.00), or so much thereof as may be necessary, shall be applied to the payment of the costs of transportation of school children.

Section 2. This shall be known as an "Emergency Appropriation".

Approved March 25, A. D. 1927.

CHAPTER 156

FREE SCHOOLS

AN ACT to amend an Act entitled "An Act to provide for the establishment and maintenance of a general and efficient system of Free Public Schools," approved March 31, 1921, as amended in 1923 and in 1925.

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

Section 1. That the Act entitled "An Act to provide for the Establishment and Maintenance of a General and Efficient System of Free Public Schools," approved March 31, 1921, as amended in 1923 and in 1925, be and the same is hereby further amended by repealing paragraph numbered 8, of Section 8, of Article 1, of said Act, and inserting in lieu thereof the following:

8. Fixing, in conjunction with the respective Boards of Education of Special School Districts and the respective Trustees of School Districts, a schedule of salaries for superintendents, teachers, professional and clerical assistants, in the respective Special School Districts and School Districts; provided that the schedule so fixed shall be uniform in application, without discrimination on account of race, color or religious belief.

Section 2. All acts and parts of acts inconsistent with the provisions of this Act be and the same are hereby repealed to the extent of such inconsistency.

Section 3. In order for the State Board of Education to carry into effect the provisions of this Act there is hereby appropriated for each of the school years beginning July 1, 1927, and July 1, 1928, respectively, the sum of Twenty Thousand Dollars (\$20,000.00) to be paid by the State Treasurer from money which shall accrue to the State Treasury for school purposes on orders of the State Board of Education, signed by its President or Vice-President and Secretary or Assistant Secretary."

Approved April 25, 1927.

CHAPTER 157

FREE SCHOOLS

AN ACT to amend an Act entitled "An Act to provide for the establishment and maintenance of a general and efficient system of Free Public Schools," approved May 17, 1921, as amended.

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

Section 1. That the Act entitled "An Act to Provide for the Establishment and Maintenance of a General and Efficient System of Free Public Schools", approved May 17, 1921, as amended, be and the same is hereby further amended by inserting at the beginning of Section 15 of said Act the following sentence: "The Board of School Trustees in any School District is hereby authorized and empowered to engage on or after the first day of March such principal, teacher or teachers as may be necessary for the next school year, and shall make contracts with such principal, teacher or teachers on forms to be provided by the State Board of Education."

Approved May 4, A. D. 1927.

CHAPTER 158

FREE SCHOOLS

AN ACT to amend Chapter 160, Volume 32, Laws of Delaware, by reducing the tax on personal and real property levied by the Levy Courts of the respective counties for the maintenance and support of the Free Public Schools of the State of Delaware.

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

Section 1. That Article XIII, Chapter 160, Volume 32, Laws of Delaware, be and the same is hereby amended by striking out all of Section 58 of said Article XIII, and by inserting in lieu thereof the following new section:

Section 58. The free public schools of the State of Delaware shall be maintained and supported:

1. By all revenue derived from any personal income tax collected under the provisions of Article 1, Chapter 9, Volume 32, Laws of Delaware;

2. By all revenue derived from any tax on corporations collected under the provisions of Article II, Chapter 9, Volume 32, Laws of Delaware;

3. By all revenue derived from any franchise tax collected under the provisions of Article VIII, Chapter 6, Revised Code of Delaware;

4. By all revenue derived from a uniform tax on personal and real property in the respective counties at the rate of fifteen cents on each one hundred dollars of assessed value as determined and fixed for county purposes;

5. By the revenue derived from the income of the State School Fund;

6. By such moneys as shall be appropriated from time to time as additional appropriations made by the General Assembly.

Section 2. That Article XIII of Chapter 160, Volume 32, Laws of Delaware, be and the same is hereby further amended by striking out the words "twenty-five" in the fourth line of the

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first paragraph of Section 59 of said Article XIII, and by inserting in lieu thereof the following word, to-wit: "fifteen".

Section 3. That Article XIII of Chapter 160, Volume 32, Laws of Delaware, be and the same is hereby further amended by striking out and repealing all of Section 60 of said Article XIII, and by inserting in lieu thereof the following new section:

Section 60. The revenue derived from income taxes, franchise taxes, tax on corporations, and income of the State School Fund, as provided in Section 58 of this Article, together with any fees that may be received from the operation of the income tax and corporation tax laws, as provided in Chapter 9, Volume 32, Laws of Delaware, shall be set aside by the State Treasurer for school purposes and shall be paid out as provided in this Act on the order of the State Board of Education.

Section 4. All Acts or parts of Acts inconsistent herewith are hereby repealed to the extent of such inconsistency.

Approved May 4, A. D. 1927.

CHAPTER 159

FREE SCHOOLS

AN ACT authorizing Laurel Special School District to borrow Fifty-Five Thousand Dollars (\$55,000) to redeem certain bonds issued and outstanding under the authority of Chapter 48, Volume 31, Laws of Delaware.

WHEREAS, the Laurel Special School District has heretofore issued Fifty-five Thousand Dollars (\$55,000) of bonds under and by virtue of the authority of an Act of the General Assembly of the State of Delaware entitled "School Laws of the State of Delaware" approved June 24th, A. D. 1920, being Chapter 48, Volume 31, of the Laws of Delaware, which bonds are by their terms redeemable at the option of the said Laurel Special School District on the first day of January, A. D. 1925 or upon any date thereafter when an interest payment shall be due; and whereas the said bonds bear interest at the rate of six per centum per annum and it is desirable to redeem said bonds and to refund the debt evidenced thereby at a lower rate of interest, but there are no funds available for the redemption of said bonds. Now, therefore,

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each branch of the Legislature concurring therein):

Section 1. That the Board of Education of the Laurel Special School District be and it is hereby authorized and empowered to borrow on the faith and credit of the Laurel Special School District, the sum of Fifty-five Thousand Dollars (\$55,000), or so much thereof as may be necessary to carry out the provisions and purposes of this Act.

Section 2. That the said Board of Education of the said Laurel Special School District is hereby authorized and directed to call the Fifty-five Thousand Dollars (\$55,000) of bonds issued under the authority of Chapter 48, Volume 31, Laws of Delaware, or so much thereof as shall be outstanding on July 1, 1927, for redemption during the year 1927 according to the option reserved in the Laurel Special School District by the terms

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of the said bonds, and to pay the said bonds with the money secured under the provisions of this Act.

Section 3. That the Board of Education of the Laurel Special School District, for the purpose set forth in Section 1 of this Act, shall have full power and authority to issue bonds of the Laurel Special School District, said bonds to be denominated "Laurel Special School District Refunding Bonds, Series of 1927" to an amount not exceeding in the aggregate the sum of Fifty-five thousand Dollars (\$55,000).

The said bonds shall be issued in such denomination or denominations as the Board of Education of the Laurel Special School District shall determine, shall bear date July 1, 1927, shall be numbered consecutively beginning with number one, and shall bear interest at such rate per annum as the said Board of Education shall determine, not exceeding five per centum per annum, payable on the first days of January and July at the Farmers Bank of the State of Delaware at Georgetown. The principal of the said bonds shall also be payable at the Farmers Bank of the State of Delaware at Georgetown.

Section 4. That the Board of Education of the Laurel Special School District shall direct and effect the preparation and sale of said bonds authorized by this Act, at such time or times and on such terms as the said Board of Education may deem expedient, the proceeds of such sales, shall be applied to carrying into effect the provisions of this Act.

Section 5. That the form of said bonds shall be prescribed by the Board of Education of the said Laurel Special School District, and the said bonds shall be signed by the President and by one of the Members of the Board of Education of said Laurel Special School District, and sealed with the corporate seal of said district, and shall be exempt from State, County and municipal taxation.

The bonds may or may not have coupons attached as the said Laurel Special School District shall determine.

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As the said bonds shall be paid the same shall be cancelled as the said Board of Education of the Laurel Special School District shall direct.

Section 6. That the Board of Education of the Laurel Special School District is hereby authorized and required to levy and raise by taxation in each year, a sum of money sufficient to pay all interest accruing on said bonds whilst any of said bonds shall remain unpaid. Said Board of Education shall also levy and raise by taxation in each year, a sum of money sufficient to pay at least Two Thousand Dollars (\$2,000) on the principal of said bonds, and shall retire bonds of the value of at least Two Thousand Dollars (\$2,000) in each and every year so long as any bonds remain outstanding. The bonds to be retired shall be ascertained each year by lot and when called for redemption shall be surrendered by the holders thereof on the date fixed for redemption. Interest on said bonds so called for redemption shall cease on the date fixed for redemption. The taxes for the said purpose shall be levied and collected as other taxes in said Special School District are, and shall be assessed on the head and on the property and shall be in excess of, and in addition to the sum or amount heretofore authorized to be raised by the said Laurel Special School District.

Section 7. That the faith of the Laurel Special School District is hereby pledged for the payment of any bonds that may be issued under the provisions of this Act.

Section 8. The bonds to be paid by the moneys arising from the sale of bonds issued under the provisions of this Act shall be cancelled when so paid by writing distinctly on the face of each bond the words "Cancelled and paid" with the date of payment and signed by the President and Secretary of the said Laurel Special School District and the bonds so cancelled shall be preserved by the Treasurer or Secretary of the Laurel Special School District.

Approved March 18, A. D. 1927.

CHAPTER 160

FREE SCHOOLS

AN ACT authorizing the State Board of Education to create a Service Bureau for foreign-born residents and to make an appropriation therefor.

WHEREAS, while it is true that the process of Americanizing the increasing number of foreign immigrants to the State of Delaware is interwoven with a multitude of difficulties, and the solving of these problems requires specialized knowledge and unusual skill; and

WHEREAS, while it may be that assistance to our foreign born residents in complying with the naturalization laws of the United States and in acquiring a capacity for intelligent participation in government is a benefit to the State, nevertheless

IT IS RESOLVED, that there would appear to be no good and sufficient reason for the creation of another bureau in the State Board of Education to maintain sympathetic relations and understanding between the native born citizen of our State and its residents and citizens of foreign origin when there is already a bureau in the said State Board of Education created for the purpose of providing for the education of adult foreign born residents and citizens, which bureau could very readily follow up this education with whatever advice and assistance that may be necessary to produce the highest possible type of naturalized citizen; therefore

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

Section 1. That the sum of Five Thousand Dollars per annum for each of the two years beginning July 1, 1927, and July 1, 1928, be and is hereby appropriated out of the school fund of the State, not otherwise appropriated, for the purpose of assisting the State Board of Education through its already established Bureau to employ such methods, subject to existing law, as will best serve the process of Americanizing the residents and citizens of the State of Delaware who are of foreign origin, and will tend to protect them from exploitation and injustice.

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Section 2. This Act shall be known as a supplementary appropriation act to take effect on July 1, 1927.

Approved April 29, A. D. 1927.

CHAPTER 161

FREE SCHOOLS

AN ACT providing for the sale of 114 shares of the capital stock of the National Bank of Delaware at Wilmington, owned by the State.

WHEREAS, the State of Delaware owns 114 shares of the capital stock of The National Bank of Delaware at Wilmington, of which 40 shares are in the General Fund of the State and 74 shares are in the School Fund of the State; and

WHEREAS, the Board of Directors of the Bank have requested the General Assembly to authorize and direct the sale of said shares, giving as their reasons for such request that the Bank receives no deposits or other business from the State and that it would be greatly to the interest of the Bank if such shares were owned by the public, where they would change ownership from time to time and not remain "frozen," as in the continued ownership of the State; and

WHEREAS, the General Assembly desires to favor such request;

Now, therefore, be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met:

Section 1. That the Governor and State Treasurer be and they are hereby authorized and directed to sell the said 114 shares of stock for the best price that can be obtained for them, but in no event for less than the average market price of similar shares throughout the period of the last six months; and the Governor and State Treasurer are hereby authorized to assign and transfer the said shares to any purchaser or purchasers thereof and to execute in the name of the State all appropriate instruments in writing to effectuate such transfer.

Section 2. That the Governor and State Treasurer be and they are hereby authorized and directed to pay forty one-hundred-and-fourteenths (40/114ths) of the net proceeds of the sale of such shares into the General Fund of the State, and to pay

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seventy-four one-hundred-and-fourteenths ($74/114$ ths) of such net proceeds into the School Fund of the State.

Section 3. That the Governor and State Treasurer be and they are hereby authorized and directed to pay forty one-hundred-and-fourteenths ($40/114$ ths) of the net proceeds of the sale of such shares into the Sinking Fund of the State and the remainder thereof which is seventy-four one-hundred-and-fourteenths ($74/114$ ths) of such net proceeds shall be invested by the Governor and State Treasurer for the benefit of the School Fund.

Section 4. That the Governor and State Treasurer be and they are hereby authorized and directed to sell the said 114 shares of stock at public vendue, to the highest bidder, after notice of such sale is given as the Governor and State Treasurer shall deem necessary, but in no event shall such stock be sold for less than the average market price of similar shares throughout the period of the last six months; and the Governor and State Treasurer are hereby authorized to assign and transfer the said shares to any purchaser or purchasers thereof and to execute in the name of the State all appropriate instruments in writing to effectuate such transfer.

Approved March 18, A. D. 1927.

CHAPTER 162

UNIVERSITY OF DELAWARE

AN ACT appropriating money for the erection of buildings at the University of Delaware, for the Engineering Department.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all members elected to each House concurring therein) :

Section 1. For the purpose of erecting and equipping a building on the grounds of the University of Delaware, at Newark, Delaware, for the use of the Engineering Department of the University of Delaware, and a building to be used for storing and caring for Coast Artillery Military Equipment, the sum of Two Hundred and Twenty-five Thousand Dollars is hereby appropriated out of any moneys in the Treasury of the State of Delaware, to be paid by the State Treasurer to the Trustees of the University of Delaware, One Hundred and Twelve Thousand and Five Hundred Dollars thereof to be paid on the first day of July, A. D. One Thousand Nine Hundred and Twenty-seven, and One Hundred and Twelve Thousand and Five Hundred Dollars thereof to be paid on the Second day of January, A. D. One Thousand Nine Hundred and Twenty-eight.

Section 2. That the Trustees of the University of Delaware are hereby authorized and directed to use and apply Two Hundred and Twenty-one Thousand Dollars of the amount hereby appropriated, in the erection and equipment of said building to be used by the Engineering Department of the University of Delaware, and Four Thousand Dollars thereof to be used for the erection of said building to be used for storing and caring for said Coast Artillery Military Equipment, which said building shall be a part of and under the control of the said Engineering Department of the University of Delaware.

Approved April 25, A. D. 1927.

CHAPTER 163

STATE COLLEGE FOR COLORED STUDENTS

AN ACT making an appropriation to State College for Colored Students for the erection and equipping of necessary buildings.

WHEREAS, State College for Colored Students is the only Institution in the State, outside of the City of Wilmington, that affords an opportunity to the colored youth of the State for standard education above the elementary grades; and

WHEREAS, The said Institution is seriously handicapped in its educational program for lack of suitable class rooms and other needed facilities; and

WHEREAS, In its present situation, progressive development is impossible, both as to program and morale.

THEREFORE, *Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met:—*

Section 1. That the sum of One Hundred Twenty-five Thousand (\$125,000.00) Dollars be and the same is hereby appropriated for the erection and equipping of a building for academic, administrative and other purposes for State College for Colored Students and for the erection and installation of a central heating plant at said Institution;

Section 2. That the moneys hereby appropriated shall be available during the fiscal year 1927 and 1928 and shall be paid by the State Treasurer upon warrants drawn by the State Auditor from time to time, upon vouchers approved and submitted by the President and Secretary of the Board of Trustees of State College for Colored Students:

Section 3. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Funds in the State Treasury, not otherwise appropriated.

Approved April 26, A. D. 1927.

TITLE TWELVE

Fish, Oysters and Game

CHAPTER 164

MUSKRATS

AN ACT to permit the periodic opening and closing of the Mouth of Prime Hook Creek for the benefit of those interested in agriculture and the muskrat industry.

WHEREAS, Prime Hook Creek in Sussex County, Delaware, is not now and has not been for many years a navigable stream, and

WHEREAS, the marsh lands abutting on said Creek and adjacent thereto are valuable lands for muskrat raising, and

WHEREAS, it is difficult or impossible to go upon said marsh lands for the trapping of said muskrats except in small boats or bateaus by reason of which it is desirable and necessary during the muskrat season that there shall be from 18 to 24 inches of water on said muskrat marshes to float said small boats, and

WHEREAS, the owners, tenants and employees on said muskrat lands are desirous of having said lands covered with shallow water during the muskrat season, and

WHEREAS, this can be most effectively accomplished by preventing said Creek from having an outlet to the Bay during said muskrat season, and

WHEREAS, during the past fall certain persons opened the mouth of said Creek so as to make an outlet to the Delaware

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Bay thereby draining said marshes and greatly interfering with said muskrat business, and

WHEREAS, for the protection of said muskrat business it is necessary to prevent said Creek from draining into said Bay from the First day of October in each year until the Tenth day of March in the succeeding year and to restrain and prohibit the opening of such an outlet into said Bay between said last mentioned dates; now therefore

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

Section 1. That it shall hereafter be unlawful for any person or persons to open any mouth or drain which would permit the draining of Prime Hook Creek into the Delaware Bay between the First Day of October in each year and the Tenth day of March in the succeeding year and any person or persons violating the provisions of this Section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than Five Hundred Dollars (\$500.00) or less One Hundred Dollars (\$100.00) or shall be imprisoned not more than one (1) year or may be both fined and imprisoned in the discretion of the Court.

Section 2. That it shall hereafter be lawful for any person or persons at their own cost and expense between the Tenth day of March and the First day of October in any year to open a mouth or mouths for Prime Hook Creek so that said Creek may between said last mentioned dates drain freely into the Bay, provided, however, written consent shall have first been obtained from the owner or owners, lessee or lessees of any lands where such opening is to be made before such opening shall be made or dug, it being the purpose of this Section to make it unlawful to drain said Creek and the low lands abutting thereon or adjacent thereto between said last mentioned dates so as to take the water away from agricultural lands and to make a large acreage of marsh or lowland available for pasturing and for cutting hay. If any person or persons shall in any manner close up or stop the drainage of said Creek into the Bay between said Tenth day of March and the First day of October in any year, he shall be

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guilty of a misdemeanor and upon conviction thereof shall be subject to the same penalties as those prescribed in Section 1 of this Act.

Whenever under Section 3 of this Act, any person or persons interested in the muskrat industry, or other persons, shall close or fill up any openings to prevent said Creek from draining into the Bay, such person or persons so filling or closing such opening or openings shall be compelled as soon as the weather conditions shall permit after March 10th next following, to open such embankments or fills as they may have made under said Section 3 so as to permit said Creek after the muskrat season to drain freely into the Bay thus taking the water away from hay and pasture meadows so as to relieve the upland from surplus water and any person or persons failing to comply with this paragraph of this Act shall be subject to the same penalties as are prescribed in Section 1 of this Act.

Section 3. That it shall hereafter be lawful for any person or persons at their own cost and expense on or after the First day of October in each year and up until March Tenth of the following year to close and fill up any opening or openings draining said Creek into the Bay; to hold back on said marsh lands, between October First and March Tenth next following, a sufficient amount of water to float small boats used in the muskrat industry on said marsh or muskrat lands provided, however, written consent shall have been first obtained from the owner or owners, lessee or lessees of any lands upon which such dams or fills are to be made.

Section 4. This Act shall be taken and deemed to be a public act and shall go into effect immediately upon its passage by the Legislature and its approval by the Governor.

Approved March 18, A. D. 1927.

CHAPTER 165

LICENSING OF DOGS

AN ACT to amend Chapters 44, 45 and 74 of the Revised Code of the State of Delaware in reference to the licensing of dogs.

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

Section 1. That Chapter 44 of the Revised Code of the State of Delaware be and the same is hereby amended by repealing all of 1143 Section 46, as amended by Chapter 72, Volume 29, Laws of Delaware.

Section II. That Chapter 45 of the Revised Code of the State of Delaware, as amended by Chapter 93, Volume 34, Laws of Delaware, be and the same is hereby amended by repealing all of the following Sections thereof:—1184 Section 40, 1185 Section 41, 1186 Section 42, 1187 Section 43, 1188 Section 44, 1189 Section 45, 1190 Section 46, 1191 Section 47, and 1192 Section 48.

Section III. That Chapter 74 of the Revised Code of the State of Delaware, as amended by Chapter 185, Volume 34, Laws of Delaware, be and the same is hereby amended by repealing all of the first paragraph thereof and substituting in lieu thereof, the following:—

“2406A. Section 49A. It shall be the duty of every person of the State of Delaware outside of the corporate limits of the City of Wilmington, owning or having under control, or on premises upon which said person resides, any dog over four months of age, to pay on or before the first day of March of each calendar year, a license tax of One Dollar on such dog to the Board of Game and Fish Commissioners of the State of Delaware. Said license tax shall be due and payable on the first day of January and shall be paid in addition to any or all other tax or taxes imposed upon or on account of any such dog or dogs by any city or town ordinance. PROVIDED, that the said license tax on dogs owned or controlled in New Castle County for the remainder of the year A. D. 1927, shall be fifty cents in lieu of One Dollar and shall become due and payable on the first day of July in said year.”

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Section IV. The Board of Game and Fish Commissioners is relieved from any liability for damages suffered by live stock or poultry from any dog or dogs in New Castle County, prior to the first day of July A. D. 1927.

Section V. The said Board of Game and Fish Commissioners is authorized and empowered to draw a warrant on the State Treasurer for refund to any person in Kent or Sussex County, who shall have paid, prior to the approval of this Act, any sum in excess of One Dollar as a license tax on any female dog for the year A. D. 1927.

Section VI. This Act shall become effective upon its passage and approval by the Governor and shall apply to the license tax levied in the year 1927.

Section VII. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved April 18, A. D. 1927.

CHAPTER 166

TRAINING OF DOGS

AN ACT to amend Chapter 74, of the Revised Code of the State of Delaware, regulating the training of dogs.

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

Section 1. That Chapter 74, of the Revised Code of the State of Delaware, as amended by Chapter 176, Volume 30, Laws of Delaware, approved April 21, 1919, and by Chapter 185, Volume 34, Laws of Delaware, approved April 15, 1925, be and the same is hereby amended by repealing 2406 E. Section 49 E. of said Chapter, and inserting in lieu thereof the following :

2406 E. Section 49 E. It shall be lawful for the owner or custodian of any bird, rabbit, raccoon or foxdog, to train and break the same, at any time of the year daylight or night, except during the months of March, April, May, June, July and August. Provided, that while training or breaking dogs, the owner or custodian thereof exercises reasonable precaution to keep such dogs in control, and if any such dog or dogs shall, during such training, wander off and out of control of the owner or custodian without his fault, such dog or dogs shall not be deemed to be running at large within the meaning of this Act. Any dog or dogs killing any game protected by the laws of this State, during the closed season, while so training, the owner or custodian shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than Two Dollars nor more than Five Dollars for each offense.

Approved May 4, A. D. 1927.

CHAPTER 167

DEER

AN ACT to provide protection for deer.

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

Section 1. That it shall be unlawful to catch, kill, have in possession (living or dead), any deer caught or killed in the State of Delaware or to purchase, sell, or expose for sale, transport or ship any such deer, or any part of such deer. Any person convicted of having violated any of the provisions of this Act shall be deemed guilty of a misdemeanor and shall forfeit and pay a fine of One Hundred Dollars (\$100.00) and costs of prosecution for each offense, and failing to pay forthwith such fine so imposed under the provisions of this Act, together with costs of prosecution, such offender shall be committed to the county jail or workhouse of the county in which such offense was committed for a period not exceeding sixty days, unless said fine and costs be sooner paid.

Approved March 9, A. D. 1927.

CHAPTER 168

GAME

AN ACT to amend Chapter 74 of the Revised Code of Delaware in relation to hunting while snow is on the ground.

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

That 2382 Sec. 25 of Chapter 74 of the Revised Code of Delaware be and the same is hereby repealed, and a new section to be known as 2382. Sec. 25 inserted in lieu thereof.

2382. Sec. 25. It shall be unlawful to hunt, kill, take or destroy any birds or animals protected by the laws of this State except muskrats, skunks, minks and otters, while there is snow upon the ground in such condition that any such bird or animal may be tracked therein, or to track any such bird or animal in the snow, or to have in possession any such bird or animal that has been hunted, killed, destroyed or taken as aforesaid, under a penalty of Twenty Dollars (\$20.00) for each bird or animal protected by the laws of this State, so hunted, killed, destroyed or had in possession.

Approved March 29, A. D. 1927.

CHAPTER 169

GAME

AN ACT to amend Chapter 74 of the Revised Code of Delaware in relation to hunting.

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

That 2381. Sec. 24 of Chapter 74 of the Revised Code of Delaware be and the same is hereby amended by adding a new Section to be known as 2381A. Sec. 24A.

2381A. Sec. 24A. It shall be unlawful to use any silencer or noise-reducing contrivance on any gun, rifle or firearm when hunting for game or fowl, under a penalty of Twenty Dollars (\$20.00) for each offense.

Approved March 29, A. D. 1927.

CHAPTER 170

GAME

1 **AN ACT to amend Chapter 74 of the Revised Code of Delaware in**
f **relation to the hunting of wild ducks.**

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

E That 2407, Sec. 50 of Chapter 74 of the Revised Code of
7 Delaware be and the same is hereby repealed and a new section
styled 2407, Sec. 50 inserted in lieu thereof.

2 2407. Sec. 50. INDIAN RIVER BAY AND REHOBOTH BAY;
3 REGULATIONS FOR HUNTING WILD DUCKS ON; VIOLATIONS; PENAL-
TY:—It shall be unlawful to hunt wild ducks in or on Indian
River, Indian River Bay or Rehoboth Bay, in this State, with, or
to shoot them from, boats propelled by sails or motor power or
any means other than oars. Any person violating the provisions
of this Section shall be deemed guilty of a common nuisance, and
upon conviction thereof before any Justice of the Peace in this
State shall be fined not less than five dollars for each and every
duck killed.

Approved May 4, A. D. 1927.

CHAPTER 171

GAME

AN ACT to amend Chapter 74 of the Revised Code of Delaware in relation to non-resident hunters.

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

2391 B. Sec. 34 B. Any unnaturalized foreigner convicted of hunting or fishing without having first secured a license as required by law, in addition to any and all penalties heretofore imposed by law, shall forfeit to the Board of Game and Fish Commissioners all or any fishing equipment or any gun or firearms, shells and ammunition found in his possession at the time of his arrest, and they shall be disposed of as said Board shall, in its discretion, direct.

Approved March 29, A. D. 1927.

CHAPTER 172

GAME

AN ACT to amend Chapter 74 of the Revised Code of the State of Delaware, authorizing the Board of Game and Fish Commissioners of the State of Delaware to issue permits to take, capture, have in possession or transport, game animals.

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

Section 1. That Chapter 74 of the Revised Code of the State of Delaware (1915) be, and the same is hereby amended by striking out 2366. Section 9, and inserting in lieu thereof the following:

"2366. Sec. 9. GAME BIRDS, ANIMALS OR FISH FOR SCIENTIFIC OR PROPAGATING PURPOSES; PERMIT TO TAKE, HAVE IN POSSESSION OR TRANSPORT:—The said Board upon the payment of one dollar may issue permits to any person to take, capture, have in possession or transport not more than ten pairs of any one species of game birds, animals or fish within this State, when satisfied that such person applying for said permit desires the same exclusively for scientific or propagating purposes."

Approved March 22, A. D. 1927.

CHAPTER 173

GAME

AN ACT to amend Article 1 of Chapter 74 of the Revised Code of the State of Delaware relating to night hunting.

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

Section 1. That Article 1 of Chapter 74 of the Revised Code of the State of Delaware relating to night hunting be, and the same is hereby amended by the repeal of 2380. Sec. 23, and by the substitution therefor by a new section to be known as 2380. Sec. 23, as follows:

2380. Sec. 23. NIGHT HUNTING; PROHIBITED;—It shall be unlawful to pursue, catch, take, or kill any birds or animals protected by the laws of this State, except frogs, muskrats, raccoons, opossums, skunks, minks, otters and foxes between one hour after sunset of one day and one hour before sunrise of the following day. It shall be unlawful to shoot muskrats within the hours named in this Section.

Approved March 16, A. D. 1927.

CHAPTER 174

NON-RESIDENT LICENSE TAGS

AN ACT requiring non-resident hunters and fishermen to display License Tags.

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

Section 1. That on and after the first day of January, A. D. 1928, the Board of Game and Fish Commissioners shall furnish, to all non-residents of this State who have secured a license to hunt game birds and animals in this State, or to fish in the waters of this State, other than the Delaware River and Delaware Bay, a tag bearing the license number, in figures at least one inch in height, which tag said licensee shall display on the outer garment on the back between the shoulders, in such manner that all figures are plainly visible, at all times while hunting. The license tag for the current year only shall be displayed. No additional charge shall be made for such tag.

Approved May 4, A. D. 1927.

CHAPTER 173

GAME

AN ACT to amend Article 1 of Chapter 74 of the Revised Code of the State of Delaware relating to night hunting.

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

Section 1. That Article 1 of Chapter 74 of the Revised Code of the State of Delaware relating to night hunting be, and the same is hereby amended by the repeal of 2380. Sec. 23, and by the substitution therefor by a new section to be known as 2380. Sec. 23, as follows:

2380. Sec. 23. NIGHT HUNTING; PROHIBITED;—It shall be unlawful to pursue, catch, take, or kill any birds or animals protected by the laws of this State, except frogs, muskrats, raccoons, opossums, skunks, minks, otters and foxes between one hour after sunset of one day and one hour before sunrise of the following day. It shall be unlawful to shoot muskrats within the hours named in this Section.

Approved March 16, A. D. 1927.

CHAPTER 174

NON-RESIDENT LICENSE TAGS

AN ACT requiring non-resident hunters and fishermen to display License Tags.

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

Section 1. That on and after the first day of January, A. D. 1928, the Board of Game and Fish Commissioners shall furnish, to all non-residents of this State who have secured a license to hunt game birds and animals in this State, or to fish in the waters of this State, other than the Delaware River and Delaware Bay, a tag bearing the license number, in figures at least one inch in height, which tag said licensee shall display on the outer garment on the back between the shoulders, in such manner that all figures are plainly visible, at all times while hunting. The license tag for the current year only shall be displayed. No additional charge shall be made for such tag.

Approved May 4, A. D. 1927.

CHAPTER 175

TROUT FISHING

AN ACT to amend Chapter 74 of the Revised Code of Delaware as amended in relation to Trout Fishing.

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

Section 1. That Chapter 74 of the Revised Code of Delaware, as amended by Chapter 203, Volume 28, Laws of Delaware, be and the same is hereby further amended, by inserting in 2510. Sec. 153 of said Chapter 74, as amended, immediately after the first sentence in said Section, the following new sentence:

“It shall also be unlawful for any person to catch and take or to attempt to catch and take any trout or weak fish from the waters aforesaid with a net of any character between the tenth day of June in each year and the first day of July thence next ensuing.”

Section 2. That Chapter 74 of the Revised Code of Delaware, as amended by Chapter 203, Volume 28, Laws of Delaware, be and the same is hereby further amended, by adding at the end of 2510. Sec. 153 of said Chapter 74, as amended, the following:

Provided, however, that any small fish of any kind that happen to be caught in a lawful net, by any person or persons while fishing in a lawful manner, may be retained and used or sold by such person or persons without violation of the law, and provided also that haul seines, under this Section, which were originally made with a mesh two and one-quarter inches stretched measure, shall be considered as lawful under this Section although they may be less than a mesh of two inches stretched measure after tarring and shrinking; and provided also that drifting gill nets, under this Section, which were originally made with a mesh three inches stretched measure shall be considered as lawful, under this Section, although they may be less than a mesh of two and three-quarter inches stretched measure after tarring and shrinking.”

Approved May 4, A. D. 1927.

CHAPTER 176

FISH

AN ACT to amend Chapter 74 of the Revised Code of Delaware, as amended by Chapter 193 of Volume 33 of the Laws of Delaware, and relating to Sunday Fishing.

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

Section 1. That Chapter 74 of the Revised Code of Delaware, as amended by Chapter 193 of Volume 33 of the Laws of Delaware, be and the same is hereby amended by repealing 2520A, Sec. 163A, and by inserting in lieu thereof the following:

2520A. Sec. 163A. SUNDAY FISHING:—It shall be unlawful for any person to catch or take or attempt to catch or take, any fish of any kind or description by means of a net or to use a net of any character in the waters aforesaid from Saturday at 2 P. M. until Sunday at 12 o'clock midnight next ensuing in each week; provided that shad and pound nets lawfully staked may remain in the water during said hours but no fish shall be taken therefrom. Any person violating any of the provisions of this section shall upon conviction thereof, be subject to a fine of \$100 together with a forfeiture of all nets, boats and other appliances used.

Approved March 29, A. D. 1927.

CHAPTER 177

NON-RESIDENT'S LICENSES

AN ACT to amend Chapter 74 of the Revised Code of the State of Delaware in regard to fishing license for non-residents.

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

Section 1. That 2412, Section 55, Revised Code of the State of Delaware, be and the same is hereby amended by striking out all of 2412, Section 55, and inserting in lieu thereof the following new section to be known as 2412, Section 55:

"2412. Section 55. FISHING LICENSE FOR NON-RESIDENTS; FOR EXCURSION BOATS; WHAT FISHERMAN SUBJECT TO PAY:— Every fisherman who is a non-resident of this State must obtain a license to fish in the waters of this State other than the Delaware River and Bay, for which he shall pay Five Dollars (\$5.00) every year to the Board of Game and Fish Commissioners of the State; provided that the word "fisherman", used in this section, shall not be construed to include excursionists on a licensed excursion boat to this State, stopping for not more than three hours. A fee of Fifty Dollars shall be paid every year to the Board of Game and Fish Commissioners of the State for each excursion boat fishing license above prescribed. Nothing in this section shall be construed to render immune from arrest and prosecution any non-resident fishing without a license who has come into the State on a licensed boat, and who does not in all other respects come strictly within the class above allowed to fish as excursionists on licensed boats. Provided, however, that all persons under the age of fourteen years shall not be required to obtain a license under the provisions of this Act.

Approved March 22, A. D. 1927.

CHAPTER 178

UNIFORM FISHING LAWS

AN ACT to provide uniform laws to regulate the catching and taking of fish in the Delaware River between the States of Delaware and New Jersey and providing penalties for violations thereof.

WHEREAS in 1905 the States of Delaware and New Jersey entered into a compact which provided, among other things, that said two States should agree upon uniform laws to regulate the catching and taking of fish in the Delaware River between said two States, the southern boundary of said River having been established by a joint Commission in 1907 of the State of Delaware and of the State of New Jersey, as being from a point at or near Liston's on the Delaware side to a point at or near the mouth of Hope Creek on the New Jersey side, and

WHEREAS said two States have agreed upon a set of uniform laws to regulate the said catching and taking of fish in said Delaware River between said two States, said uniform laws being embodied in this act;

Now therefore be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: That all laws regulating the catching or taking and the attempting to catch or take fish from the Delaware River, between low water marks on each side of said River, are hereby repealed and the following substituted in lieu thereof:

Section 1. LIMITATION OF APPLICATION:—The provisions of this act shall affect and apply only to the catching and taking of fish in the waters of the Delaware River lying between the States of Delaware and New Jersey and between low water marks on each side of said River.

Section 2. COMMON RIGHT OF FISHERY:—The inhabitants of the State of Delaware and New Jersey by an Act of the Congress of the United States in 1905 ratified by the States of Delaware and New Jersey shall have and enjoy a common right of fishery throughout, in and over the waters of said Delaware River between the low water marks on each side of said River

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between the said States, except so far as either State may have heretofore granted valid and subsisting private rights of fishery.

Section 3. TERRITORIAL LIMITS, JURISDICTION, ETC.:—Nothing herein contained shall affect the territorial limits, rights or jurisdiction of either of said States of, in or over the Delaware River, or the ownership of the subaqueous soil thereof, except as is expressly set forth in the compact between the said States; nor shall anything herein contained affect in any way the planting, catching or taking of oysters, clams or other shell fish, or interfere with the oyster industry, as now or hereafter carried on under the laws of either of said States. Each of said States may on its own side of said River continue to exercise riparian jurisdiction of every kind and nature, and to make grants, leases and conveyances of riparian lands and rights under the laws of said respective States. Each of said States shall have and exercise exclusive jurisdiction within said River to arrest, try and punish its own inhabitants for violation of the concurrent and uniform legislation relating to fishery provided by this act.

Section 4. DESIGNATION OF FISH:—For the purposes of this Act the following fish shall be designated as game fish, to-wit: Black bass or small mouth bass, large mouth bass, otherwise called Oswego or yellow bass; strawberry or calico bass; rock bass, otherwise known as red eye or goggle eye; white bass, crappie, pike-perch, otherwise called wall eye pike or Susquehanna salmon; pike, pickerel, charr, commonly called brook or speckled trout; and all other forms of trout except what are commonly called "weak fish". The following shall be designated as bait fish, to-wit: All species of minnows, killifishes and stone catfish. All other species or varieties of fish whatsoever shall be designated as food fish, except menhaden, sharks, porpoises and herring hogs.

Section 5. DEVICES PERMITTED IN CATCHING GAME FISH:—It shall be unlawful to catch or fish for any game fish in said waters with any device or by any means or methods whatsoever excepting with rods and lines or hand lines commonly called dipsey or throw lines, each having not more than three hooks, or with trolling lines with spoon or artificial bait having not more

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than one burr of three single hooks attached. The number of rods and lines or the number of trolling lines shall not exceed two of one or the other device named and said lines must be under direct and immediate supervision of the person fishing therewith. Any person violating any of the provisions of this section shall, on conviction thereof, be subject to a fine of twenty dollars.

Section 6. DEVICES PERMITTED IN CATCHING BAIT FISH:— It shall be unlawful to fish for bait fish, (except menhaden and mud shad which may be caught at any time and in any manner provided, however, that all other fish caught while fishing for said menhaden or mud shad, shall be returned to the water below low water mark, immediately) in said waters except with the following devices:—Rods and lines and hand lines with not more than three hooks attached, a minnow seine net not more than 100 feet in length, a dip net not more than five (5) feet square, a minnow trap the opening of which shall not be more than one and one-half ($1\frac{1}{2}$) inches in diameter, a scoop net with a single handle and with a diameter of net not more than two (2) feet. Any person who uses any other device, method or means for catching bait fish, other than those specified in this Section, shall upon conviction be subject to a fine of Twenty Dollars (\$20).

Section 7. DEVICES PERMITTED IN CATCHING FOOD FISH:— It shall be unlawful to fish for food fish in said waters with any device, method or means excepting by the following devices and under regulations and restrictions hereinafter in this Act prescribed, to wit: A seine, a gill net, an eel pot or fyke net, each without winks, a parallel net or stake net at the edge of low water and rods and lines or hand lines, otherwise known as dipsey or throw lines each having not more than three hooks. Any person who shall use or employ any method or device for catching food fish other than those named in this section, or shall use or employ any device named in this section contrary to the regulations and restrictions hereinafter prescribed, shall be subject to a fine of twenty dollars.

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Section 8. STURGEON:—It shall be unlawful to catch or take or attempt to catch or take any sturgeon from said waters with any device excepting a seine or gill net the meshes of which shall measure not less than 13 inches stretched measure while being fished or to catch or take or attempt to catch or take any sturgeon or mamnose from said waters under 5 feet in length but should any sturgeon under said length be caught it shall be carefully and immediately returned to said waters with wet hands and with the least possible injury. Sturgeon measuring 5 feet long and over, becoming accidentally entangled in shad or other nets while being lawfully used, may be retained. It shall be lawful to catch and take sturgeon from said waters at all times of the year except during the months of July, August and September. Any person violating any of the provisions of this section shall, on conviction thereof, be subject to a fine of \$100, together with a forfeiture of all nets, boats and other appliances used.

Section 9. HERRING:—It shall be unlawful for any person to catch or take or attempt to catch or take from said waters any herring with a net of any character the meshes of which shall be less than three inches stretched measure while being fished or take or catch or attempt to take or catch any herring from said waters between the tenth day of June in each year and the first day of March next ensuing. Any person who shall violate any of the provisions of this section shall, on conviction thereof, be subject to a fine of \$100, together with a forfeiture of all boats, nets and appliances used.

Section 10. CARP:—It shall be unlawful to catch or take or attempt to catch or take any carp from the waters aforesaid from June 1st to September 1st, inclusive of each year, or to catch or attempt to catch any carp weighing less than one pound but should any such fish be caught it shall be immediately returned to said waters uninjured. It shall be unlawful to catch or take or attempt to catch or take any carp from said waters with a parallel net, being a net set approximately parallel with the shore, the meshes of which measure less than $3\frac{1}{2}$ inches stretched measure while being fished or with a hauling seine the meshes of which shall be less than $2\frac{1}{2}$ inches stretched measure

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while being fished, and provided further that no nets or seines shall be set in such manner as to impede navigation and provided further that all fish other than carp, catfish and suckers caught in said seine must be returned unharmed to said water, beyond low water mark. Any person violating any of the provisions of this section shall, on conviction thereof, be subject to a fine of \$100 together with a forfeiture of all nets and other appliances used.

Section 11. SHAD:—It shall be unlawful for any person to catch or take or attempt to catch or take any shad from said waters with a gill net the meshes of which shall be less than 5¼ inches stretched measure while being fished or to catch or take or to attempt to catch or take shad by any means or device between June 10th and March 1st next ensuing. Any person violating any of the provisions of this section shall, upon conviction thereof, be subject to a fine of \$100, together with a forfeiture of all nets, boats and other appliances used.

Section 12. It shall be unlawful for any person to catch or take or attempt to catch or take from said waters any striped bass commonly called rock fish with a shore hauling seine the meshes of which shall be less than 2½ inches stretched measure while being fished or with a drifting gill net the meshes of which shall be less than 3 inches stretched measure and it shall also be unlawful to catch or take any rock fish from said waters weighing more than 20 pounds or measuring less than 10 inches in length and if any such be caught they shall be immediately returned to said waters uninjured. It shall be unlawful to catch or take from said waters any rock fish between April 15th and November 1st next ensuing. Any rock fish of legal size which becomes entangled in drifting shad nets while being lawfully fished between March 1st and June 10th, may be retained. Any person violating any of the provisions of this section shall upon conviction thereof be subject to a fine of \$100 together with a forfeiture of all nets, boats and other appliances used.

Section 13. WEAK FISH, WHITE AND YELLOW PERCH:—It shall be unlawful to catch or take or attempt to catch or take from said waters any weak fish or white or yellow perch with

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a net of any character except a shore haul seine the meshes of which shall not be less than $2\frac{1}{2}$ inches stretched measure while being fished and the length of which shall not exceed 50 fathoms, or a drifting gill net the meshes of which shall not be less than $3\frac{1}{2}$ inches stretched measure while being fished and the length of which shall not exceed 100 fathoms, and it shall also be unlawful to use more than one net from any one boat. It shall be lawful to catch or take or attempt to catch or take weak fish, white or yellow perch, as aforesaid, at all times of the year. Any person violating any of the provisions of this section shall upon conviction thereof be subject to a fine of \$100 together with forfeiture of all nets, boats and other appliances used.

Section 14. EELS:—It shall be unlawful to use eel pots and fyke nets each without wings from June first to July first in each year both dates inclusive, provided, that the entrance of said eel pot and fyke net shall not be more than six inches in diameter and the outside diameter not more than 30 inches. Any person violating any of the provisions of this section shall on conviction thereof be subject to a fine of \$20 together with a forfeiture of all nets, boats and other appliances used.

Section 15. It shall be unlawful for any person to catch and take or attempt to catch and take fish of any kind from the said Delaware River lying between the States of New Jersey and Delaware with a pound net or net of any character which is anchored or spiked or fastened down in any manner permanently or otherwise, or to use any net so fastened down or anchored in any manner, nor shall any net of any kind or character, excepting a drifting gill net, an eel pot or a fyke net, each without wings, or a parallel net for the capture of carp only, be used for the purpose of catching and taking fish in said waters within a half mile above or below the mouth of any river, creek or stream emptying into said Delaware River.

Section 16. SIZE OF FISH:—It shall be unlawful for any person to catch or take or attempt to catch or take any black bass or any small mouth bass, large mouth bass, otherwise known as Oswego or yellow bass, less than 9 inches in length, or any pike or pickerel or any pike-perch otherwise known as

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wall eyed pike or Susquehanna salmon, less than 12 inches in length or any calico or strawberry bass, crappie, white bass, rock bass, otherwise known as red eye or goggle eye, or trout or charr, less than six inches in length, any fish of a less length than those described which may be caught must be returned immediately to the water; provided that nothing in this section shall be construed to prevent the fishery authorities of the State of Delaware or of the State of New Jersey from capturing fish of any size from said waters, at any time of the year or in any manner, for propogating purposes and for stocking other waters in said States through their authorized representatives respectively. Any person who shall violate any of the provisions of this section, shall on conviction thereof be subject to a fine of \$10 for each and every fish so caught and had in possession.

Section 17. CLOSED SEASON FOR GAME FISH:—It shall be lawful to catch food fish with rods and lines and hand lines, and trolling lines as described in Section 5 of this act, at any time of the year but it shall be unlawful to fish for or take any game fish excepting from the 15th day of June to the first day of December inclusive in each year. Any person violating any of the provisions of this section shall on conviction thereof, be subject to a fine of \$10 for each and every fish so taken.

Section 18. UNLAWFUL TO DAMAGE NETS:—It shall be unlawful for any person by boat, anchor, dredge or otherwise to wilfully and without reasonable cause, interfere with, break, damage or destroy any drifting gill net or hauling seine or net of any description, being lawfully used. Any person violating any of the provisions of this section shall on conviction thereof, be subject to a fine of \$20.

Section 19. POLUTION:—It shall be unlawful for any person to put or place any explosive or poisonous substances whatsoever, or any drug, or any poisonous bait for the purpose of catching, taking, killing or injuring fish of any kind in said waters, or to allow any dye stuff, coal or gas tar, coal oil, saw dust, tan bark, cocculus indicus (otherwise known as fish berries), lime, vitriol, or any of the compounds thereof, refuse from gas houses, oil tanks or vessels, or any deleterious, des-

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tructive or poisonous substances of any kind to run, flow, wash or be emptied into any of the waters aforesaid, unless it is shown that every practicable means has been used to prevent the pollution of said waters by the escape of deleterious substances. In case of the pollution of said waters by substances known to be injurious to fishes or to fish food it shall not be necessary to prove that such substances have actually caused the death of any particular fish. Any person violating any of the provisions of this section shall, on conviction thereof, be subject to a fine of \$200.

Section 20. UNLAWFUL TO BUY OR SELL FISH UNLAWFULLY CAUGHT:—It shall be unlawful for any person to purchase, sell, expose for sale, or have in possession any fish caught or taken in violation of any of the provisions of this act under a penalty of \$10 for each fish so sold, exposed for sale or had in possession.

Section 21. INTERFERENCE WITH OFFICERS:—Any person or persons who shall, by threat, menace or force, or in any manner attempt to deter or prevent any fish and game warden or other person authorized to make arrests for violation of any of the provisions of this act, from enforcing or carrying into effect any provisions of this act, or who shall resist arrest or the seizure of boats or nets illegally used, shall, on conviction thereof, be subject to a fine of \$100.

Section 22. SUNDAY FISHING:—It shall be unlawful for any person to catch or take or attempt to catch or take, any fish of any kind or description by means of a net or to use a net of any character in the waters aforesaid from Saturday at 2 P. M. until Sunday at 12 o'clock mid-night next ensuing in each week. Any person violating any of the provisions of this section shall, upon conviction thereof, be subject to a fine of \$100, together with a forfeiture of all nets, boats and other appliances used.

Section 23. EXTRACTING OIL FROM FOOD FISH PROHIBITED:—It shall be unlawful for any person to have in his possession or to bring into this State any edible fish caught from said waters for the purpose of extracting oil therefrom or of con-

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verting said fish into fertilizer; and it shall also be unlawful for any person to extract oil or to convert or in any manner assist in extracting oil from or in converting such fish into fertilizer. Any person violating any of the provisions of this Section shall be liable to a penalty of \$500.

Section 24. *PROCEDURE*:—Any fish commissioner, fish and game warden, deputy fish and game warden, sheriff, constable, or any officer may, upon view, arrest any person violating any of the provisions of this act without warrant or writ issued for such purpose.

Each of the said States of Delaware and New Jersey shall also have concurrent jurisdiction over all offenses and violations of this act committed or attempted to be committed by any person who is not an inhabitant of either of said States.

The Governor of the State of Delaware shall, when and as requested by the Governor of the State of New Jersey, issue a commission or commissions to such person or persons as may be named to him by the Governor of the State of New Jersey, which shall authorize the person or persons to whom the same are directed to arrest the inhabitants of either the State of Delaware or the State of New Jersey for any violation of this Act; provided, however, that if the person so arrested shall be an inhabitant of the State of Delaware, such person shall be forthwith taken to the State of Delaware for trial and punishment. The Governor of the State of Delaware at any time shall, when and as requested by the Governor of New Jersey, revoke the said commissions, or any of them. The compensation of the person or persons to whom such commission or commissions may be directed shall be paid wholly by the State of New Jersey.

The Governor of the State of New Jersey shall, when and as requested by the Governor of the State of Delaware, issue a commission or commissions to such person or persons as may be named to him by the Governor of the State of Delaware, which shall authorize the person or persons to whom the same are directed to arrest the inhabitants of either the State of Delaware or the State of New Jersey, for any violation of this

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Act, provided, however, that if the person so arrested shall be an inhabitant of the State of New Jersey, such person shall be forthwith taken to the State of New Jersey for trial and punishment. The Governor of New Jersey may, at any time, and shall, when and as requested by the Governor of the State of Delaware, revoke the said commissions or any of them. The compensation of the person or persons to whom such commission or commissions may be directed shall be paid wholly by the State of Delaware.

Nothing contained in this section shall be so construed as to prevent the arrest of any inhabitant of the State of New Jersey by any other officer or person having authority under the laws of the said State of New Jersey to make arrests for the violation of the provisions of this Act.

Section 25. This Act shall take effect immediately, but shall not become operative until the Legislature of the State of New Jersey shall have passed, and the Governor of that State shall have approved of a similar law. The provisions in this Act contained regulating the size of the meshes of fishing nets shall not become operative until October first, one thousand nine hundred and twenty-eight.

Section 26. All laws, or parts of laws, inconsistent with the provisions of this Act, be and the same are hereby repealed.

Approved May 4, A. D. 1927.

CHAPTER 179

OYSTERS

AN ACT relating to the salary of the Collector of Oyster Revenue and the pay of the officers and crew of the watch boat.

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

Section 1. That beginning with the first day of March, 1927, the pay of the officers and crew of the Watch Boat, authorized to be appointed by Chapter 74 of the Revised Code shall be as follows, to-wit:

The Captain shall receive a salary of One Hundred Dollars per month, the Mate Ninety Dollars per month and the other members of the crew Eighty Dollars per month, each to be paid by the State Treasurer, in lieu of the pay provided for the officers and crew of the Watch Boat by the provisions of Chapter 74, 2438, Sec. 81 of the Revised Code.

Section 2. And that beginning with the said first day of March, 1927, the salary of the Collector of Oyster Revenue shall be Eighty Dollars per month payable monthly, in lieu of the salary provided by 2455, Sec. 98 of Chapter 74 of the Revised Code.

Approved March 16, A. D. 1927.

CHAPTER 180

OYSTERS

AN ACT to amend Chapter 189 of Volume 33, Laws of Delaware, in relation to the taking of oysters in certain waters.

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

That Chapter 189 of Volume 33, Laws of Delaware be and the same is hereby amended by striking out the word "fifteenth" as it occurs in the fifth line of said Chapter and by inserting in lieu thereof the word "first."

Approved March 16, A. D. 1927.

CHAPTER 181

OYSTERS

AN ACT to amend Chapter 74 of the Revised Code of Delaware, in relation to cultivation of private oyster grounds.

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

That 2434. Sec. 77 of Chapter 74 of the Revised Code of Delaware be and the same is hereby amended by inserting a new Section to be known as 2434A. Sec. 77A.

2434A. Sec. 77A. Owners of private oyster grounds shall be permitted to cultivate on their own private grounds from July 1 to July 5, inclusive. No oysters shall be removed from the grounds during the act of cultivation.

Approved March 16, A. D. 1927.

CHAPTER 182

CRABS

AN ACT to amend Chapter 74, of the Revised Code of Delaware, in reference to crabs.

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

Section 1. That Chapter 74, of the Revised Code of Delaware, as amended by Chapter 188, of Volume 34, Laws of Delaware, be and the same is hereby further amended by repealing 2573 B. Section 216 B., and inserting in lieu thereof the following new section :

2573 B. Section 216 B. CRABS; DREDGING FOR PROHIBITED:— It shall be unlawful for any person or persons to take or to attempt to take any crabs from any waters within the State of Delaware by means of any dredge or tongs; provided, however, that nothing herein shall apply to the waters of the Delaware Bay.

TITLE FOURTEEN

Regulations Concerning Trade

CHAPTER 183

LIENS

UNIFORM FEDERAL TAX LIEN

REGISTRATION ACT

AN ACT authorizing the filing of notices of liens for taxes payable to the United States of America and certificates discharging such liens, and to make uniform the law relating thereto.

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

Section 1. Notices of liens for taxes payable to the United States of America and Certificates discharging such liens shall be filed in the office of the Recorder of Deeds of the County or Counties in this State, within which the property subject to such lien is situated.

Section 2. When a notice of such tax lien is filed, the Recorder of Deeds shall forthwith enter the same in an alphabetical Federal Tax Lien Index, showing on one line the name of the taxpayer named in such notice, the Collector's serial number of such notice, and the date and hour of filing. At the same time the said Recorder shall record the said notice of such tax lien with the date and hour of recording in a Federal Tax Lien Record, leaving sufficient space next following the record of the said notice for the insertion of the discharge of said lien when the same shall be filed with the said Recorder, as herein provided,

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and the said Recorder may thereupon dispose of the original notice of such tax lien.

Section 3. When a certificate of discharge of any tax lien issued by the Collector of Internal Revenue, or other proper officer, is filed in the office of the Recorder of Deeds where the original notice of lien is filed, the said Recorder of Deeds shall paste in, or otherwise permanently attach, the said discharge to the Tax Lien Record in the space left for the same as hereinbefore provided, and shall note thereon the date of the filing of said discharge.

Section 4. Said Federal Tax Lien Index and Federal Tax Lien Record shall be furnished to the County Recorder of Deeds of each County in this State in the manner now provided by law for the furnishing of books in which deeds are recorded.

Section 5. This Act is passed for the purpose of authorizing the filing of notices of liens in accordance with the provisions of Section 3186 of the Revised Statutes of the United States, as amended by the Act of March 4, 1913, 35 statutes at large, page 1016, and any acts or parts of acts amendatory thereof.

Section 6. This Act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Section 7. This Act may be cited as the Uniform Federal Tax Lien Registration Act.

Section 8. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Section 9. This act shall take effect from and after the first day of June 1927.

Approved May 4, A. D. 1927.

CHAPTER 184

LIENS

AN ACT giving to the owner of a threshing machine a lien upon wheat or grain threshed.

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

Section 1. That the owner of a threshing machine shall have a first lien upon any wheat or other grain threshed by him with said threshing machine to the full amount of his claim or bill for threshing the same; and, if any chattel mortgage, or other lien or claim of any kind whatsoever, be placed upon any such wheat or other grain, either before or after the same is threshed, as aforesaid, then, and in any such event, such chattel mortgage or other lien or claim, as aforesaid, shall always be subject to such claim for threshing; and, in case of the sale of any such wheat or other grain, upon any claim whatsoever, the claim for threshing the same shall be paid out of the proceeds of any such sale, before any part of such proceeds of such sale is applied to any other claim. Provided, however, that nothing in this Act shall effect in any manner the validity or priority of any lien of any kind placed upon any wheat or other grain prior to the approval of this Act.

Section 2. That it shall be unlawful for any person to take, remove or carry away from the premises where it is threshed, any wheat or other grain, upon which there is a lien of any kind, without the written consent of the owner of the threshing machine by which such wheat or other grain is threshed as aforesaid, or without first paying in full such claim or bill for threshing the same, as aforesaid.

Section 3. Any person violating the provisions of this Act, shall be guilty of a misdemeanor and upon conviction thereof before any Justice of the Peace, shall be fined not less than ten dollars nor more than One Hundred Dollars for each offense.

Approved April 7, A. D. 1927.

CHAPTER 185

SURETYSHIPS

AN ACT to amend Chapter 81 of the Revised Code of the State of Delaware relating to suretyships.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House concurring therein) :

Section 1. That Chapter 81 of the Revised Code of the State of Delaware be, and the same is hereby amended by striking out 2905. Section 3 of said Chapter and by inserting in lieu thereof the following, to be known as 2905. Section 3:

2905. Sec. 3. JUDGMENT AGAINST PRINCIPAL AND SURETY; PAYMENT BY SURETY; TRANSFER; REMEDY; IF JUDGMENT AGAINST SEVERAL SURETIES OR DEBTORS, PAYMENT BY ONE OR MORE; TRANSFER; REMEDY; PROVISIO:—If a Judgment recovered against principal and surety shall be paid by the surety, the creditor shall mark such Judgment to the use of the surety so paying the same; and the transferee shall, in the name of the plaintiff, have the same remedy by execution, or other process, against the principal debtor as the creditor could have had, the transfer by marking to the use of the surety being first filed of record in the Court where the Judgment is.

And where there is a Judgment against several debtors, or sureties, and any of them shall pay the whole, the creditor shall mark such Judgment to the use of the persons so paying the same; and the transferee shall, in the name of the plaintiff, be entitled to an execution, or other process, against the other debtors, or sureties, in the Judgment, for a proportionable part of the debt, or damages, paid by such transferee; provided, that no defendant shall be debarred of any remedy against the plaintiff, or his representatives, or assigns by any legal or equitable course of proceeding whatever.

Section 2. That Chapter 81 of the Revised Code of the State of Delaware, be and the same is hereby further amended by striking out 2906. Section 4 of said Chapter and by inserting in lieu thereof the following, to be known as 2906. Section 4:

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2906. Sec. 4. AFFIDAVIT OF SUM DUE; WHEN AND WHERE FILED:—Before any such transferee shall have the benefit of the foregoing Section, he shall file in the Court, or before the magistrate where such proceedings are instituted, a statement of the sum due from the defendant, with an affidavit that it is wholly unpaid.

Section 3. That Chapter 81 of the Revised Code of the State of Delaware be and the same is hereby further amended by striking out 2907. Section 5 of said Chapter, and by inserting in lieu thereof the following, to be known as 2907. Section 5:

2907. Sec. 5. TRANSFERS HOW EXECUTED; EFFECT UPON PLAINTIFF; POWERS; TRANSFER WITHOUT RECOURSE:—Such transfers, by marking to the use of the persons paying such Judgment, shall be in writing, signed by the Plaintiff or by his attorney of record; and after the date thereof, the plaintiff shall have no power to release, or discharge any of the debts, or sums, so paid; but such transfer shall be without recourse to the plaintiff, and shall not make him liable to the transferee in case the latter shall not recover the same.

Section 4. That Chapter 81 of the Revised Code of the State of Delaware be and the same is hereby further amended by striking out 2908. Section 6 of said Chapter, and by inserting in lieu thereof the following, to be known as 2908. Section 6:

2908. Sec. 6. PROVISIONS EXTEND TO EXECUTORS, ADMINISTRATORS AND ASSIGNS:—Every provision in this Chapter giving a right, or remedy to, or imposing a duty upon, or referring to the act of a debtor, obligor, assignor or transferor, or a surety, obligee, assignee or transferee, creditor, or other person, shall be construed to extend to, or against, his executors, administrators, or assigns, when so applicable.

Section 5. That Chapter 81 of the Revised Code of the State of Delaware be and the same is hereby further amended by striking out 2909. Section 7 of said Chapter, and by inserting in lieu thereof the following, to be known as 2909. Section 7:

2909. Sec. 7. CO-DEBTOR OR CO-SURETY, PAYING THE DEBT; ENTITLED TO TRANSFER; HOW MADE; REMEDIES OF TRANSFEREE;

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PAYMENT BY CO-SURETY OR CO-DEBTOR NOT TO AFFECT OBLIGATION PAID AS AGAINST OTHER DEBTORS OR SURETIES; AFFIDAVIT OF AMOUNT CLAIMED; CONTENTS; WHEN AND WHERE FILED:—Whenever one or more of several co-debtors or co-sureties for the payment of a debt shall pay, or shall have paid to the creditor or creditors the sum due, including the costs, if any, that may have been incurred by him or them, the person or persons so paying, provided the amount paid shall exceed his or their proportion of liability for the demand, shall be entitled to have a transfer of the creditor or creditors' securities for the payment of the said debt, whatever the nature of such securities may be, to enable him or them to obtain contribution from the others, liable with himself or themselves; such transfer may be made by assignment, marking to the use, or other appropriate method. When such transfer is made, the transferee or transferees shall be entitled to and shall have in his or their own name or names as such, or by and in the name of such creditor or creditors, for his or their own use as transferee or transferees, all and singular the remedy or remedies against the other debtor or debtors, surety or sureties which the creditor or creditors could have; and no such payment shall in anywise operate to discharge, impair, or otherwise affect the securities held by the creditor or creditors to the prejudice of the debtor or debtors, surety or sureties, so paying as aforesaid; nor shall any release of such co-debtor or co-debtors, co-surety or co-sureties, or entry of satisfaction upon any lien against him or them operate in any respect as a payment or discharge of the demand itself or of any of the securities therefor as against the other parties originally bound, to the end that such co-debtor or co-debtors, co-surety or co-sureties may recover by the use of the creditor or creditors' means or remedies the proportion of said demand which his co-debtor or co-debtors, co-surety or co-sureties ought to pay according to law and equity; provided, however, that the transfer to be made by the creditor or creditors shall not enable the transferee or transferees to take any legal proceedings against the co-debtor or co-debtors, co-surety or co-sureties, unless such transferee or transferees, or some credible person for him or them, shall first file in the office of the Prothonotary or magistrate of the County where legal proceedings are contemplated

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to be taken, an affidavit, setting forth the amount which he claims his or their co-debtor or co-debtors, co-surety or co-sureties is or are bound to contribute on account of such co-indebtedment or co-suretyship, and such amount shall be indorsed by the Prothonotary or magistrate upon the process issued.

Section 6. That Chapter 81 of the Revised Code of the State of Delaware be and the same is hereby further amended by striking out 2910. Section 8 of said Chapter, and by inserting in lieu thereof the following, to be known as 2910. Section 8:

2910. Sec. 8. ENTRY OF SATISFACTION BY PLAINTIFF ON JUDGMENT, UPON WHICH PAYMENT IS MADE UNDER THIS CHAPTER, FORBIDDEN; IF ENTERED, STRICKEN OFF UPON APPLICATION TO COURT; EFFECT OF; SAVING OF INNOCENT THIRD PARTIES; PROVISIO:—Upon the payment of any judgment under and according to the provisions of this Chapter, the right or power of the creditor or plaintiff therein to enter satisfaction upon the record of such judgment shall, eo instanti, cease and determine, and this whether the said transfer of such judgment shall have been made or not; the fact of the payment thereof shall be sufficient. If any creditor or plaintiff in such judgment, after payment of any judgment to him as aforesaid, shall enter, or cause to be entered, satisfaction of said judgment upon the record thereof, without the express consent, in writing, of the person entitled, under the provisions of this Chapter, to its transfer, the court in which such judgment is recovered, shall, upon application of the person so entitled and upon sufficient proof of the facts, strike from the record the said entry of satisfaction; whereupon the said judgment shall be and remain in full force and virtue, and as valid and binding upon the defendant therein as it was or could have been, had such entry of satisfaction never been made. Said application shall be in writing, and sworn or affirmed to by the applicant, and shall contain a general statement of the facts; provided, however, that nothing in this section shall be construed to divest or interfere in any way with any rights which may have been acquired by innocent third persons who, in good faith, and without notice, may have relied and acted upon the protection and security of the said entry of satisfaction; And provided also

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that no defendant shall be debarred of any remedy against the plaintiff, or his representatives or assigns, by any legal or equitable course of proceedings whatever.

Approved April 12, A. D. 1927.

CHAPTER 186

BILLS OF LADING

AN ACT to make uniform the law of Bills of Lading.

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

PART I**THE ISSUE OF BILLS OF LADING**

Section 1. Bills of Lading issued by any common carrier shall be governed by this act.

Section 2. Every bill must embody within its written or printed terms:

- (a) The date of its issue.
- (b) The name of the person from whom the goods have been received.
- (c) The place where the goods have been received.
- (d) The place to which the goods are to be transported.
- (e) A statement whether the goods received will be delivered to a specified person, or to the order of a specified person.
- (f) A description of the goods or of the packages containing them which may, however, be in such general terms as are referred to in Section 23, and
- (g) The signature of the carrier.

A negotiable bill shall have the words "order of" printed thereon immediately before the name of the person upon whose order the goods received are deliverable.

A carrier shall be liable to any person injured thereby for the damage caused by the omission from a negotiable bill of any of the provisions required in this section.

Section 3. A carrier may insert in a bill, issued by him, any other terms and conditions, provided that such terms and conditions shall not:

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(a) Be contrary to law or public policy, or

(b) In anywise impair his obligation to exercise at least that degree of care in the transportation and safe-keeping of the goods entrusted to him which a reasonably careful man would exercise in regard to similar goods of his own.

Section 4. A bill in which it is stated that the goods are consigned or destined to a specified person, is a non-negotiable or straight bill.

Section 5. A bill in which it is stated that the goods are consigned or destined to the order of any person named in such bill, is a negotiable or order bill.

Any provision in such a bill that it is non-negotiable shall not affect its negotiability within the meaning of this act.

Section 6. Negotiable bills issued in this State for the transportation of goods to any place in the United States on the continent of North America, except Alaska, shall not be issued in parts or sets.

If so issued the carrier issuing them shall be liable for failure to deliver the goods described therein to any one who purchases a part for value in good faith, even though the purchase be after the delivery of goods by the carrier to a holder of one of the other parts.

Section 7. When more than one negotiable bill is issued in this State for the same goods to be transported to any place in the United States on the continent of North America, except Alaska, the word "duplicate" or some other word or words indicating that the document is not an original bill shall be placed plainly upon the face of every such bill, except the one first issued. A carrier shall be liable for the damage caused by his failure so to do to any one who has purchased the bill for value in good faith as an original, even though the purchase be after the delivery of the goods by the carrier to the holder of the original bill.

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Section 8. A non-negotiable bill shall have placed plainly upon its face by the carrier issuing it "non-negotiable" or "not negotiable."

This section shall not apply, however, to memoranda or acknowledgments of an informal character.

Section 9. The insertion in a negotiable bill of the name of a person to be notified of the arrival of the goods shall not limit the negotiability of the bill, or constitute notice to a purchaser thereof of any rights or equities of such person in the goods.

Section 10. Except as otherwise provided in this act, where a consignor receives a bill and makes no objection to its terms or conditions at the time he receives it, neither the consignor nor any person who accepts delivery of the goods, nor any person who seeks to enforce any provision of the bill, shall be allowed to deny that he is bound by such terms and conditions, so far as they are not contrary to law or public policy.

*PART II*OBLIGATIONS AND RIGHTS OF CARRIERS
UPON THEIR BILLS OF LADING

Section 11. A carrier, in the absence of some lawful excuse, is bound to deliver goods upon a demand made either by the consignee named in the bill for the goods, or if the bill is negotiable, by the holder thereof, if such demand is accompanied by:

- (a) An offer in good faith to satisfy the carrier's lawful lien upon the goods.
- (b) An offer in good faith to surrender, properly indorsed, the bill which was issued for the goods, if the bill is negotiable, and
- (c) A readiness and willingness to sign, when the goods are delivered, an acknowledgment that they have been delivered, if such signature is requested by the carrier.

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In case the carrier refuses or fails to deliver the goods in compliance with a demand by the consignee or holder so accompanied, the burden shall be upon the carrier to establish the existence of a lawful excuse for such refusal or failure.

Section 12. A carrier is justified, subject to the provisions of the three following sections, in delivering goods to one who is:

(a) A person lawfully entitled to the possession of the goods, or

(b) The consignee named in a non-negotiable bill for the goods, or

(c) A person in possession of a negotiable bill for the goods by the terms of which the goods are deliverable to his order, or which has been indorsed to him or in blank by the consignee or by the mediate or immediate indorsee of the consignee.

Section 13. Where a carrier delivers goods to one who is not lawfully entitled to the possession of them, the carrier shall be liable to any one having a right of property or possession in the goods if he delivered the goods otherwise than as authorized by subdivisions (b) and (c) of the preceding section; and, though he delivered the goods as authorized by either of said subdivisions, he shall be so liable if prior to such delivery he:

(a) Had been requested, by or on behalf of a person having a right of property or possession in the goods, not to make such delivery, or

(b) Had information at the time of the delivery that it was to a person not lawfully entitled to the possession of the goods.

A request or information to be effective within the meaning of this section must be given to an officer or agent of the carrier, the actual or apparent scope of whose duties includes action upon such a request or information, and must be given in time to enable the officer or agent to whom it is given, acting with reasonable diligence, to stop delivery of the goods.

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Section 14. Except as provided in Section 27, and except when compelled by legal process, if a carrier delivers goods for which a negotiable bill had been issued, the negotiation of which would transfer the right to the possession of the goods, and fails to take up and cancel the bill, such carrier shall be liable for failure to deliver the goods to any one who for value and in good faith purchases such bill, whether such purchaser acquired title to the bill before or after the delivery of the goods by the carrier, and notwithstanding delivery was made to the person entitled thereto.

Section 15. Except as provided in Section 27, and except when compelled by legal process, if a carrier delivers part of the goods for which a negotiable bill had been issued and fails either:

(a) To take up and cancel the bill, or

(b) To place plainly upon it a statement that a portion of the goods has been delivered, with a description, which may be in general terms, either of the goods or packages that have been so delivered or of the goods or packages which still remain in the carrier's possession, he shall be liable for failure to deliver all the goods specified in the bill, to any one who for value and in good faith purchases it, whether such purchaser acquired title to it before or after the delivery of any portion of the goods by the carrier, and notwithstanding such delivery was made to the person entitled thereto.

Section 16. Any alteration, addition or erasure in a bill after its issue without authority from the carrier issuing the same either in writing or noted on the bill shall be void, whatever be the nature and purpose of the change, and the bill shall be enforceable according to its original tenor.

Section 17. Where a negotiable bill have been lost or destroyed, a court of competent jurisdiction may order the delivery of the goods upon satisfactory proof of such loss or destruction and upon the giving of a bond with sufficient surety to be approved by the court to protect the carrier or any person injured by such delivery from any liability or loss, incurred by

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reason of the original bill remaining outstanding. The court may also in its discretion order the payment of the carrier's reasonable costs and counsel fees.

The delivery of the goods under an order of the court as provided in this section, shall not relieve the carrier from liability to a person to whom the negotiable bill has been or shall be negotiated for value without notice of the proceedings or of the delivery of the goods.

Section 18. A bill upon the face of which the word "duplicate" or some other word or words indicating that the document is not an original bill is placed plainly shall impose upon the carrier issuing the same the liability of one who represents and warrants that such bill is an accurate copy of an original bill properly issued, but no other liability.

Section 19. No title to goods or right to their possession, asserted by a carrier for his own benefit, shall excuse him from liability for refusing to deliver the goods according to the terms of a bill issued for them, unless such title or right is derived directly or indirectly from a transfer made by the consignor or consignee after the shipment, or from the carrier's lien.

Section 20. If more than one person claims the title or possession of goods, the carrier may require all known claimants to interplead, either as a defence to an action brought against him for non-delivery of the goods, or as an original suit, whichever is appropriate.

Section 21. If some one other than the consignee or person in possession of the bill, has a claim to the title or possession of the goods, and the carrier has information of such claim, the carrier shall be excused from liability for refusing to deliver the goods either to the consignee or person in possession of the bill, or to the adverse claimant, until the carrier has had a reasonable time to ascertain the validity of the adverse claim or to bring legal proceedings to compel all claimants to interplead.

Section 22. Except as provided in the two preceding sections and in Section 12, no right or title of a third person un-

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less enforced by legal process shall be a defence to an action brought by the consignee of a non-negotiable bill or by the holder of a negotiable bill against the carrier for failure to deliver the goods on demand.

Section 23. If a bill of lading has been issued by a carrier or on his behalf by an agent or employee the scope of whose actual or apparent authority includes the issuing of bills of lading, the carrier shall be liable to:

- (a) The consignee named in a non-negotiable bill, or
- (b) The holder of a negotiable bill,

Who has given value in good faith relying upon the description therein of the goods, for damages caused by the non-receipt by the carrier or a connecting carrier of all or part of the goods or their failure to correspond with the description thereof in the bill at the time of its issue.

If, however, the goods are described in a bill merely by a statement of marks or labels upon them or upon packages containing them, or by a statement that the goods are said to be goods of a certain kind or quantity, or in a certain condition, or it is stated in the bill that packages are said to contain goods of a certain kind or quantity or in a certain condition, or that the contents or condition of the contents of packages are unknown, or words of like purport are contained in the bill, such statements, if true, shall not make liable the carrier issuing the bill, although the goods are not of the kind or quantity or in the condition which the marks or labels upon them indicate, or of the kind or quantity or in the condition they were said to be by the consignor. The carrier may, also by inserting in the bill the words "shipper's load and count" or other words of like purport indicate that the goods were loaded by the shipper and the description of them made by him; and if such statement be true, the carrier shall not be liable for damages caused by the improper loading or by the non-receipt or by the misdescription of the goods described in the bill.

Section 24. If goods are delivered to a carrier by the owner or by a person whose act in conveying the title to them

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to a purchaser for value in good faith would bind the owner and negotiable bill is issued for them, they cannot thereafter, while in the possession of the carrier, be attached by garnishment or otherwise, or be levied upon under an execution, unless the bill be first surrendered to the carrier or its negotiation enjoined. The carrier shall in no such case be compelled to deliver the actual possession of the goods until the bill is surrendered to him or impounded by the court.

Section 25. A creditor whose debtor is the owner of a negotiable bill shall be entitled to such aid from courts of appropriate jurisdiction by injunction and otherwise in attaching such bill, or in satisfying the claim by means thereof as is allowed at law or in equity in regard to property which cannot readily be attached or levied upon by ordinary legal process.

Section 26. If a negotiable bill is issued the carrier shall have no lien on the goods therein mentioned, except for charges on those goods for freight, storage, demurrage and terminal charges, and expenses necessary for the preservation of the goods or incident to their transportation subsequent to the date of the bill, unless the bill expressly enumerates other charges for which a lien is claimed. In such case there shall also be a lien for the charges enumerated so far as they are allowed by law and the contract between the consignor and the carrier.

Section 27. After goods have been lawfully sold to satisfy a carrier's lien, or because they have not been claimed, or because they are perishable or hazardous, the carrier shall not thereafter be liable for failure to deliver the goods to the consignee or owner of the goods, or to a holder of the bill given for the goods when they were shipped, even if such bill be negotiable.

PART III**NEGOTIATION AND TRANSFER OF BILLS**

Section 28. A negotiable bill may be negotiated by delivery where, by the terms of the bill, the carrier undertakes to deliver the goods to the order of a specified person, and such

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person or a subsequent indorsee of the bill has indorsed it in blank.

Section 29. A negotiable bill may be negotiated by the indorsement of the person to whose order the goods are deliverable by the tenor of the bill. Such indorsement may be in blank or to a specified person. If indorsed to a specified person, it may be negotiated again by the indorsement of such person in blank or to another specified person. Subsequent negotiation may be made in like manner.

Section 30. A bill may be transferred by the holder by delivery, accompanied with an agreement, express or implied, to transfer the title to the bill or to the goods represented thereby.

A non-negotiable bill cannot be negotiated, and the indorsement of such a bill gives the transferee no additional right.

Section 31. A negotiable bill may be negotiated by any person in possession of the same, however such possession may have been acquired if, by the terms of the bill, the carrier undertakes to deliver the goods to the order of such person, or if at the time of negotiation the bill is in such form that it may be negotiated by delivery.

Section 32. A person to whom a negotiable bill has been duly negotiated acquires thereby:

(a) Such title to the goods as the person negotiating the bill to him had or had ability to convey to a purchaser in good faith for value, and also such title to the goods as the consignee and consignor had or had power to convey to a purchaser in good faith for value, and

(b) The direct obligation of the carrier to hold possession of the goods for him according to the terms of the bill as fully as if the carrier had contracted directly with him.

Section 33. A person to whom a bill has been transferred but not negotiated acquires thereby as against the transferor, the title to the goods, subject to the terms of any agreement with the transferor. If the bill is non-negotiable, such person

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also acquires the right to notify the carrier of the transfer to him of such bill, and thereby to become the direct obligee of whatever obligations the carrier owed to the transferor of the bill immediately before the notification.

Prior to the notification of the carrier by the transferor or transferee of a non-negotiable bill, the title of the transferee to the goods and the right to acquire the obligation of the carrier may be defeated by garnishment or by attachment or execution upon the goods by a creditor of the transferor, or by a notification to the carrier by the transferor or a subsequent purchaser from the transferor of a subsequent sale of the goods by the transferor.

A carrier has not received notification within the meaning of this section unless an officer or agent of the carrier, the actual or apparent scope of whose duties includes action upon such a notification, has been notified; and no notification shall be effective until the officer or agent to whom it is given has had time with the exercise of reasonable diligence to communicate with the agent or agents having actual possession or control of the goods.

Section 34. Where a negotiable bill is transferred for value by delivery, and the indorsement of the transferor is essential for negotiation, the transferee acquires a right against the transferor to compel him to indorse the bill, unless a contrary intention appears. The negotiation shall take effect as of the time when the indorsement is actually made. This obligation may be specifically endorsed.

Section 35. A person who negotiates or transfers for value a bill by indorsement or delivery, including one who assigns for value a claim secured by a bill, unless a contrary intention appears, warrants:

- (a) That the bill is genuine,
- (b) That he has a legal right to transfer it,
- (c) That he has knowledge of no fact which would impair the validity or worth of the bill, and

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(d) That he has a right to transfer the title to the goods, and that the goods are merchantable or fit for a particular purpose whenever such warranties would have been implied, if the contract of the parties had been to transfer without a bill the goods represented thereby.

In the case of an assignment of a claim secured by a bill, the liability of the assignor shall not exceed the amount of the claim.

Section 36. The indorsement of a bill shall not make the indorser liable for any failure on the part of the carrier or previous indorsers of the bill to fulfill their respective obligations.

Section 37. A mortgagee or pledgee, or other holder of a bill for security who in good faith demands or receives payment of the debt for which such bill is security, whether from a party to a draft drawn for such debt or from any other person, shall not be deemed by so doing to represent or to warrant the genuineness of such bill or the quantity or quality of the goods therein described.

Section 38. The validity of the negotiation of a bill is not impaired by the fact that such negotiation was a breach of duty on the part of the person making the negotiation, or by the fact that the owner of the bill was deprived of the possession of the same by fraud, accident, mistake, duress or conversion, if the person to whom the bill was negotiated, or a person to whom the bill was subsequently negotiated, gave value therefor, in good faith, without notice of the breach of duty, or fraud, accident, mistake, duress or conversion.

Section 39. Where a person having sold, mortgaged, or pledged goods which are in a carrier's possession and for which a negotiable bill has been issued, or having sold, mortgaged, or pledged the negotiable bill representing such goods, continues in possession of the negotiable bill, the subsequent negotiation thereof by that person under any sale, pledge, or other disposition thereof to any person receiving the same in good faith, for value and without notice of the previous sale, shall have the

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same effect as if the first purchaser of the goods or bill had expressly authorized the subsequent negotiation.

Section 40. Where goods are shipped by the consignor in accordance with a contract or order for their purchase, the form in which the bill is taken by the consignor shall indicate the transfer or retention of the property or right to the possession of the goods as follows:

(a) Where by the bill the goods are deliverable to the buyer or to his agent, or to the order of the buyer or of his agent, the consignor thereby transfers the property in the goods to the buyer.

(b) Where by the bill the goods are deliverable to the seller or to his agent, to the order of the seller or of his agent, the seller thereby reserves the property in the goods. But if, except for the form of the bill, the property would have passed to the buyer on shipment of the goods, the seller's property in the goods shall be deemed to be only for the purpose of securing performance by the buyer of his obligations under the contract.

(c) Where by the bill the goods are deliverable to the order of the buyer or of his agent, but possession of the bill is retained by the seller or his agent, the seller thereby reserves a right to the possession of the goods, as against the buyer.

(d) Where the seller draws on the buyer for the price and transmits the draft and bill together to the buyer to secure acceptance or payment of the draft, the buyer is bound to return the bill if he does not honor the draft, and if he wrongfully retains the bill he acquires no added right thereby. If, however, the bill provided that the goods are deliverable to the buyer, or to the order of the buyer, or is indorsed in blank or to the buyer by the consignee named therein, one who purchases in good faith, for value, the bill or goods from the buyer, shall obtain the title to the goods, although the draft has not been honored, if such purchaser has received delivery of the bill indorsed by the consignee named therein, or of the goods, without notice of the facts making the transfer wrongful.

BILLS OF LADING

Section 41. Where the seller of goods draws on the buyer for the price of the goods and transmits the draft and a bill of lading for the goods either directly to the buyer or through a bank or other agency, unless a different intention on the part of the seller appears, the buyer and all other parties interested shall be justified in assuming:

(a) If the draft is by its terms or legal effect payable on demand or presentation or at sight, or not more than three days thereafter (whether such three days be termed days of grace or not), that the seller intended to require payment of the draft before the buyer should be entitled to receive or retain the bill.

(b) If the draft is by its terms payable on time, extending beyond three days after demand, presentation or sight (whether such three days be termed days of grace or not), that the seller intended to require acceptance, but not payment of the draft before the buyer should be entitled to receive or retain the bill.

The provisions of this section are applicable whether by the terms of the bill the goods are consigned to the seller, or to his order, or to the buyer, or to his order, or to a third person, or to his order.

Section 42. Where a negotiable bill has been issued for goods, no seller's lien or right of stoppage in transitu shall defeat the rights of any purchaser for value in good faith to whom such bill has been negotiated, whether such negotiation be prior or subsequent to the notification to the carrier who issued such bill of the seller's claim to a lien or right of stoppage in transitu. Nor shall the carrier be obliged to deliver or justified in delivering the goods to an unpaid seller unless such bill is first surrendered for cancellation.

Section 43. Except as provided in Section 42, nothing in this act shall limit the rights and remedies of a mortgagee or lienholder whose mortgage or lien on goods would be valid, apart from this act, as against one who for value and in good faith purchased from the owner, immediately prior to the time of their delivery to the carrier, the goods which are subject to the mortgage or lien and obtained possession of them.

BILLS OF LADING

PART IV

CRIMINAL OFFENCES

Section 44. Any officer, agent, or servant of a carrier, who with intent to defraud, issues or aids in issuing a bill knowing that all or any part of the goods for which such bill is issued have not been received by such carrier, or by an agent of such carrier or by a connecting carrier, or are not under the carrier's control at the time of issuing such bill, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding five years, or by a fine not exceeding Five Thousand Dollars (\$5,000.00), or by both.

Section 45. Any officer, agent, or servant of a carrier, who with intent to defraud, issues or aids in issuing a bill for goods knowing that it contains any false statement, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding one year, or by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both.

Section 46. Any officer, agent or servant of a carrier, who with intent to defraud, issues or aids in issuing a duplicate or additional negotiable bill for goods in violation of the provisions of Section 7, knowing that a former negotiable bill for the same goods or any part of them is outstanding and uncanceled, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding five years, or by a fine not exceeding Five Thousand Dollars (\$5,000.00), or by both.

Section 47. Any person who ships goods to which he has not title, or upon which there is a lien or mortgage, and who takes for such goods a negotiable bill which he afterwards negotiates for value with intent to deceive and without disclosing his want of title or the existence of the lien or mortgage, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding one year, or by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both.

BILLS OF LADING

Section 48. Any person who with intent to deceive negotiates or transfers for value a bill knowing that any or all of the goods which by the terms of such bill appear to have been received for transportation by the carrier which issued the bill, are not in the possession or control of such carrier, or of a connecting carrier, without disclosing this fact, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding five years, or by a fine not exceeding Five Thousand Dollars (\$5,000.00), or by both.

Section 49. Any person who with intent to defraud secures the issue by a carrier of a bill knowing that at the time of such issue, any or all of the goods described in such bill as received for transportation have not been received by such carrier, or an agent of such carrier, or a connecting carrier, or are not under the carrier's control, by inducing an officer, agent, or servant of such carrier falsely to believe that such goods have been received by such carrier, or are under its control, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding five years, or by a fine not exceeding Five Thousand Dollars, or by both.

Section 50. Any person who with intent to defraud issues or aids in issuing a non-negotiable bill without the words "not negotiable" placed plainly upon the face thereof, shall be guilty of a crime, and upon conviction shall be punished for each offence by imprisonment not exceeding five years or by a fine not exceeding Five Thousand Dollars, or by both.

PART V

INTERPRETATION

Section 51. In any case not provided for in this act, the rules of law and equity, including the law merchant, and in particular the rules relating to the law of principal and agent, executors, administrators and trustees, and to the effect of fraud, misrepresentation, duress or coercion, accident, mistake, bankruptcy, or other invalidating cause, shall govern.

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Section 52. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it.

Section 53 (1) In this act, unless the context or subject matter otherwise requires:

“Action” includes counter claim, set-off and suit in equity.

“Bill” means bill of lading.

“Consignee” means the person named in the bill as the person to whom delivery of the goods is to be made.

“Consignor” means the person named in the bill as the person from whom the goods have been received for shipment.

“Goods” means merchandise or chattels in course of transportation, or which have been or are about to be transported.

“Holder” of a bill means a person who has both actual possession of such bill and a right of property therein.

“Order” means an order by indorsement on the bill.

“Owner” does not include mortgagee or pledgee.

“Person” includes a corporation or partnership or two or more persons having a joint or common interest.

To “purchase” includes to take as mortgagee and to take as pledgee.

“Purchaser” includes mortgagee and pledgee.

“Value” is any consideration sufficient to support a simple contract. An antecedent or pre-existing obligation, whether for money or not, constitutes value where a bill is taken either in satisfaction thereof or as security therefor.

(2) A thing is done “in good faith,” within the meaning of this act, when it is in fact done honestly, whether it be done negligently or not.

Section 54. The provisions of this Act do not apply to bills made and delivered prior to the taking effect thereof.

BILLS OF LADING

Section 55. All Acts or parts of Acts inconsistent with this act are hereby repealed.

56. This act shall take effect on the first day of June one thousand nine hundred and twenty-seven.

Section 57. This act may be cited as the Uniform Bills of Lading Act.

Approved May 4, A. D. 1927.

TITLE FIFTEEN

Domestic Relations

CHAPTER 187

DIVORCE

AN ACT to amend Chapter 86 of the Revised Code of Delaware, in reference to hearings in divorce cases.

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

Section 1. That Chapter 86 of the Revised Code of Delaware be, and the same is, hereby amended by striking out 3021. Section 18, and by inserting in lieu thereof the following:

3021. Sec. 18. HEARINGS PRIVATE; UNLESS OTHERWISE ORDERED:—All hearings and trials shall be had before the Court, and not before a master, referee, or any other delegated representative, and shall be had before the Court privately in Chambers; provided that, for reasons appearing sufficient to the Court, the hearing and trial in any particular case may be public.

Approved March 23, A. D. 1927.

CHAPTER 188

DIVORCE

AN ACT to amend Chapter 86, of the Revised Code of Delaware, in reference to divorce.

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

Section 1. That Chapter 86 of the Revised Code of Delaware be, and the same is hereby amended by adding at the end of 3006, Sec. 3, thereof, a new paragraph, as follows:

(1) At the suit of the wife for congenital or guiltily after acquired inability and failure to support his family, and of which congenital or acquired inability the wife neither had nor could have had any previous knowledge or warning at the time of the marriage.

Approved March 25, A. D. 1927.

CHAPTER 189

HUSBAND AND WIFE

AN ACT to amend Chapter 87 of the Revised Code of the State of Delaware in relation to temporary order for support.

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

Section 1. That 3036, Section 4 of Chapter 87 of the Revised Code of the State of Delaware be, and the same is hereby amended by striking out all of said 3036, Sec. 4, and inserting in lieu thereof the following to be known as 3036, Sec. 4.

3036 Sec. 4. TEMPORARY ORDER FOR SUPPORT; WHO MAY MAKE; HOW ENFORCED; APPEAL AND SUPERSEDEAS BONDS:—At any time before trial except trials on appeal to the Court of General Sessions of New Castle County, upon petition of the complainant, and upon notice to the defendant, the Court of General Sessions or a Judge thereof in vacation, or the City Judge of the Municipal Court for the City of Wilmington, may enter such temporary order as may seem just, providing for the support of the deserted wife or children, or both, *pendente lite*, and may punish for violation of such order as for contempt.

No bond or recognizance given by the defendant below in any appeal, writ of error, or writ of certiorari from any conviction under Section 2 of this Chapter shall operate to stay the execution of the sentence of the Court below unless such defendant shall also furnish bond to the State in the sum of Five Hundred Dollars, (\$500.00), with sufficient surety, conditioned to pay for the support of his wife or children, or both, as the case may be, periodically pending the determination of the cause, such sums at such times as the Court below by its latest order in the cause below shall have fixed, or, if the Court below shall have fixed no sum, then to pay periodically such sums at such times as any Judge of the appellate or reviewing Court shall fix; said last mentioned bond to be filed with the Court below.

Approved April 12, A. D. 1927.

CHAPTER 190

PROBATION OFFICERS

AN ACT to amend Chapter 87 of the Revised Code of the State of Delaware, relating to probation officers.

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

Section 1. That Chapter 87 of the Revised Code of the State of Delaware, as amended by Chapter 53 of Volume 31 of the Laws of Delaware, be and the same is hereby amended by striking out all of 3038 Sec. 6 of said chapter, and inserting in lieu thereof the following, which shall be styled "3038 Sec. 6."

3038 Sec. 6. Whenever the Court of General Sessions may deem it necessary or desirable, it may appoint one or more discreet persons of good character to serve as probation officers, during the pleasure of the Court, for the performance of such duties as the Court shall direct. Said probation officer or officers shall receive a salary to be determined by the Court, but such compensation shall not exceed One Hundred and Fifty Dollars per month for each officer; and this, together with the necessary expenses incurred while in the actual performance of duty, shall be paid monthly by the Levy Court Commissioners of the county, upon the order of the Court.

Approved April 20, A. D. 1927.

CHAPTER 191

PARENTS AND CHILDREN

AN ACT to equalize the rights and powers of the father and mother with respect to their minor child.

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

Section 1. That that Father and Mother shall be the joint natural guardian of their minor child and shall equally be charged with its care, nurture, welfare and education. They shall have equal powers and duties with respect to their minor child, and neither parent shall have any right superior to the right of the other parent concerning the child's custody or any other matter affecting said minor. If either Father or Mother dies, or abandons his or her family or is incapable, for any reason, to act as guardian to said child, then, the guardianship of such child devolves upon the other parent. Where the parents live apart, the court may award the guardianship of their minor child to either of the parents. Provided, however, that the provisions of this Act shall not be deemed to affect the existing laws of this State relative to the appointment of a guardian of the property of a minor, or relative to the appointment of a third person as guardian of the person of the minor where the parents are unsuitable or where the child's interests would be adversely affected by remaining under the natural guardianship of its parents or parent.

Section 2. The Father and Mother of the minor child shall be equally entitled to its services and earnings, and if one of the parents be dead, or has abandoned the child, or has been deprived of its custody by court decree, the other parent shall be entitled to such services and earnings.

Section 3. The parents jointly may maintain action for loss of wages or services of the minor child when such loss is occasioned by injury wrongfully or negligently inflicted upon said child. If either Father or Mother be dead or either has abandoned the child or either has been deprived of its custody by court decree, or either refuses to sue, the other parent may sue alone. Provided, however, that nothing contained in this

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Act shall be deemed to supersede, limit, modify or affect the act known as "Delaware Workmen's Compensation Law of 1917," and the acts amended thereof.

Section 4. All acts inconsistent herewith are hereby repealed.

Approved March 18, A. D. 1927.

CHAPTER 192

DELAWARE WORKMEN'S COMPENSATION LAW

AN ACT to amend an Act known and cited as "The Delaware Workmen's Compensation Law of 1917," being Chapter 90 of the Revised Code of Delaware, as amended by Chapter 203, Volume 30, Laws of Delaware, by providing for proper schedules of compensation for injuries resulting from occupational accidents.

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

Section 1. That Chapter 90 of the Revised Code of Delaware, as amended by Chapter 203, Volume 30, Laws of Delaware, be and the same is hereby further amended, by adding a new paragraph to Sub-section (c) of 3193 J, Section 103, Article 5 of said Chapter 203, which shall be as follows:

Provided, however, that any compensation paid under Sub-sections (a) and (b) of this Section shall be commuted and taken from the last weeks of compensation provided for in this Section, so that the total compensation paid under Section (c) of this Act, whether paid under Sections (a) and (b), or under Section (c) hereof, shall not exceed the total amount of the total period specifically set forth hereinabove in said Sub-section (c).

Section 2. That Chapter 90 of the Revised Code of Delaware, be and the same is hereby further amended, by adding a new section to Article 5 of said Chapter 90, of the Revised Code of Delaware, to be known and styled as 3193 V, Section 115 A, which shall be as follows:

3193 V, Section 115 A. Where payments of compensation have been made in any case under an agreement approved by the Industrial Accident Board, or by an award of said Board, no statute of limitation shall take effect until the expiration of two years from the time of the making of the last payment for which a proper receipt has been filed with the said Board.

Section 3. All Acts or parts of Acts inconsistent herewith are hereby repealed to the extent of such inconsistency.

Approved April 29, A. D. 1927.

CHAPTER 193

DELAWARE WORKMEN'S COMPENSATION LAW

AN ACT to amend an Act known and cited as "The Delaware Workmen's Compensation Law of 1917" being Chapter 90 of the Revised Code of Delaware as amended by Chapter 233, Volume 29, Laws of Delaware, and by Chapter 203, Volume 30, Laws of Delaware, by defining the terms "employers" and "employee" as used in said Act, by providing that said Act shall apply to the State of Delaware and New Castle County.

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

Section 1. That Chapter 90 of the Revised Code of the State of Delaware, as amended by Chapter 233, Volume 29, Laws of Delaware, and by Chapter 203, Volume 30, Laws of Delaware and by Chapter 206, Volume 33, Laws of Delaware, be and the same is hereby further amended by the repeal of 3193 pp Section 135, and the insertion in lieu thereof the following new section to be styled 3193 pp Section 135.

3193 pp Section 135. The following shall constitute employers subject to the provisions of this Article: The State of Delaware, the County of New Castle, every corporation (private, public, municipal or public quasi), every association, every firm and every person (excepting the employers mentioned in 3192 vv, Section 141 and Section 3193 ww, Section 142 hereof) having in his, her, or its service any employee defined in 3193 qq, Section 136 of this Article. If the employer is insured, it shall include his, her or its insurer as far as practicable.

Section 2. That Chapter 90 of the Revised Code of the State of Delaware, as amended by Chapter 233, Volume 29, Laws of Delaware, and by Chapter 203, Volume 30, Laws of Delaware and by Chapter 206, Volume 33, Laws of Delaware, be and the same is hereby further amended by the repeal of 3193 qq, Section 136, and the insertion in lieu thereof the following new section to be styled 3193 qq, Section 136:

3193 qq, Section 136. The term "employee" as used in this Article shall be construed to mean: Every person in the service of the State of Delaware, of the County of New Castle, or any corporation (private, public, municipal or public quasi), of

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any association, of any firm or of any person (excepting the employer mentioned in 3193 vv, Section 141 and 3193 ww, Section 142 hereof) under any contract of hire, expressed or implied, oral or written or performing services for a valuable consideration, but not including any person whose employment is casual and not in the regular course of the trade, business, profession or occupation of his employer, and not including persons to whom articles or materials are furnished or repaired, or adopted for sale in the workman's own home, or on the premises not under the control or management of the employer.

Section 3. That Chapter 90 of the Revised Code of the State of Delaware, as amended by Chapter 233, Volume 29, Laws of Delaware, and by Chapter 203, Volume 30, Laws of Delaware, and by Chapter 206, Volume 33, Laws of Delaware, be and the same is hereby further amended by the repeal, of 3193 vv, Section 141, and the insertion in lieu thereof the following new section to be styled 3193 vv, Section 141:

3193 vv, Section 141. This Article shall not apply to the employer and employee in any employment in which less than five employees are engaged; nor to farm laborers and domestic* servants of the State or any governmental agency created by it, excepting officers and servants of the State of Delaware, and officers and servants of the County of New Castle, and officers and servants of the Mayor and Council of Wilmington, a municipal corporation of the State of Delaware, such officer and servant of the State of Delaware, and of the County of New Castle and the City of Wilmington having been either elected or appointed for a term of office of fixed and definite duration, or to complete the unexpired portion of any such term. The election of the State of Delaware to be bound by the compensatory provisions of this Article shall be made by and be under the control of the Governor: Said election by the County of New Castle shall be made by and be under the control of the Levy Court of the said County and the said election by the Mayor and Council of Wilmington shall be by and be under the control of said Mayor and Council.

Approved March 18, A. D. 1927.

* so enrolled.

TITLE SIXTEEN

Titles to Real Property

CHAPTER 194

CONVEYANCES

AN ACT validating as deeds certain instruments intended to be conveyances of real property.

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

Section 1. An instrument which by its terms purports to alienate or convey lands, tenements or hereditaments situated in this State and which prior to the first day of January A. D. 1927 was signed by the person or persons who at the time were the owners of the lands, tenements or hereditaments mentioned therein and which was also acknowledged by such owner or owners before an officer authorized by the Laws of Delaware to take acknowledgments, as the act and deed of such person or persons, shall be deemed and held to alienate or convey the title, estate and interest, both at law and in equity, of the owner or owners signing and acknowledging such instrument as aforesaid according to the true intent and meaning of such instrument notwithstanding that the said instrument is not under the seal or seals of the said owner or owners and notwithstanding that the said instrument does not contain the words commonly known as the "use Clause" and/or the word "grant" and/or the words "bargain and sell"; provided, that no right of dower or curtesy shall be barred or released except when the person who would have such right of dower or of curtesy shall have signed and

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acknowledged the instrument aforesaid; and provided further, that nothing in this Act contained shall preclude any action or right of action, either at law or in equity, which any party in interest would have had if the instrument aforesaid had been under the seals of the persons executing the same and had been in the customary form of a deed in this State and this Act had not been passed.

Approved April 20, A. D. 1927.

CHAPTER 195

DEEDS HAVING DEFECTIVE ACKNOWLEDGMENTS

AN ACT to make valid the record of certain deeds having defective acknowledgments.

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

Section 1. That the record of any deed dated prior to the first day of January, A. D. 1927, and which was duly signed and sealed by the parties therein named as grantors, notwithstanding said deed had not been acknowledged before an officer authorized by the Laws of Delaware to take acknowledgments, or otherwise had not been properly acknowledged, or the private examination of any married woman, party thereto, or the said acknowledgment or private examination had not been taken and certified in conformity with the requirements of the laws of this State in force at the time of its execution, shall be and the same is hereby made valid and effectual in law as if said deed had been correctly acknowledged and certified, and the said record, the original deed, or any office copy thereof, shall be admitted as evidence in all Courts of this State, and shall be valid and conclusive evidence, as if said deed had been in all respects acknowledged and the acknowledgment certified in accordance with the then existing law.

Approved March 25, A. D. 1927.

CHAPTER 196

JOINT ESTATES AND PARTITION

AN ACT to amend Chapter 95 of the Revised Code of the State of Delaware, by adding at the end of 3294, Section 25 a new paragraph:

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

Section 1. That Chapter 95 of the Revised Code of the State of Delaware be and the same is hereby amended by adding at the end of 3294, Section 25 thereof the following:

That satisfactions of the share or interest of parties entitled to the purchase money secured by a recognizance entered into by the purchaser of lands in another County than that wherein in the petition for partition is preferred entered upon the record of the County wherein such petition is preferred by the County to which the proceedings are certified and recorded, shall be certified by the Clerk of the Orphans Court of such other County noted on the record of such recognizance there, and such notation shall be taken and considered as a satisfaction of such shares as though such satisfaction had been originally entered on the record of the County to which the same is certified.

Approved April 29, A. D. 1927.

CHAPTER 197

JOINT ESTATES AND PARTITION

AN ACT to amend Chapter 95 of the Revised Code of the State of Delaware relating to joint estates and partition, by providing for partition in cases where there is a reversionary or contingent interest.

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

Section 1. That Article 2 of Chapter 95 of the Revised Code of the State of Delaware be and the same is hereby amended by repealing new Section 3272, Sec. 3 as appears in Volume 34 of the Laws of Delaware, and inserting in lieu thereof a new Section to be known as 3272, Sec. 3, as follows:

“WHO MAY APPLY FOR; PETITION; CONTENTS OF; WHERE FILED; SUMMONS IN PARTITION; TO WHOM DIRECTED; WHEN RETURNABLE; MANDATE OF:—When any two or more persons hold lands and tenements within this State as joint tenants or tenants in common, or as parceners under the Intestate Laws of this State, or when any person or persons hold an interest either in possession or in remainder in lands and tenements within this State, as a member of a class which class may be enlarged by the happening of a future contingency, any one or more of them, being of lawful age, or the guardian of any being under age, may prefer a petition to the Orphan' Court of the County wherein the said lands and tenements are situate, or if such real estate is situate in several counties, then to the Orphans' Court of either County wherein any of the said real estate is situate, stating the facts, describing the lands and tenements so held, and praying partition thereof among the several parties entitled to the same according to their several and respective interests; and thereupon the said Orphans' Court, or any Judge thereof in vacation, shall order a summons in partition to be issued, directed to the person or persons interested, who may not have joined in such petitions, returnable on some day, which shall not be less than twenty days after the date of such order, requiring such person or persons to appear before the said Orphans' Court and show cause, if any they have, why partition of the premises should not be

JOINT ESTATES AND PARTITION

made, according to the prayer of the petition. Such partition may be had notwithstanding the share held by any parcener, joint tenant or tenant in common may be for a less estate than a fee, or may be limited over after an estate for life, or any estate therein; and such partition, if made, shall bind all tenants of such share in remainder, reversion or expectancy who shall be entitled only to that part of the lands partitioned which may be set off in severalty to the share upon which such remainder or expectancy is limited; and, if no partition be made but a sale of the lands be had and confirmed, the rights of all parties in interest, whether in possession, remainder, reversion or expectancy, shall cease and terminate as to the land and be transferred to the proceeds of the sale thereof; provided, that in all cases where such remainder, reversion or expectancy is limited over to any person in being, such person shall be served with like summons and in the same manner as is provided by law with respect to service of summons generally in partition causes”.

Section 2. That Article 2 of Chapter 95 of the Revised Code of the State of Delaware be and the same is hereby amended by repealing new Section 3282 Sec. 13 as appears in Volume 34 of the Laws of Delaware, and inserting in lieu thereof a new Section to be known as 3282 Sec. 13 as follows:

“TITLE UPON SALE; LIENS UPON THE ESTATE OR PARTIES; TRANSFER TO PROCEEDS:—A purchase of the premises pursuant to the foregoing provisions shall pass to the purchaser of the same all the estate and interest of the joint tenants, tenants in common or parceners or persons whether in esse or not in esse having an interest in remainder, reversion or expectancy, whether such interest be vested or contingent, free and discharged of and from all liens and encumbrances except such as may be paramount to the title of the said joint tenants, tenants in common or parceners or person of a class having an interest either in possession or in remainder, which class may be enlarged by the happenings of a future contingency, and all liens and encumbrances on the estate or interest of any joint tenants, tenant in common or parcener or person of such class aforesaid, shall be without change of priority, transferred to the interest

JOINT ESTATES AND PARTITION

or share of said joint tenant, tenant in common or parcener or person of such class aforesaid, in the said proceeds of sale."

Section 3. That Article 2 of Chapter 95 of the Revised Code of the State of Delaware, be and the same is hereby amended by repealing 3283, Sec. 14 and inserting in lieu thereof a new section to be known as 3283, Sec. 14 as follows:

PROCEEDS OF SALE; DISPOSAL OF:—The proceeds of said sale, after deducting the costs of the proceedings, shall be invested by the Court in whole or in part for the benefit of the various parties and interests as their rights shall appear, or divided among the parties entitled according to their several interests and the rules of law and equity."

Approved May 4, A. D. 1927.

CHAPTER 198

DOWER

AN ACT to amend Chapter 96, Article 6, of the Revised Code of the State of Delaware, relating to Dower.

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

Section 1. That Chapter 96, Article 6, of the Revised Code of the State of Delaware, be and is hereby amended by adding to the said Article 6, a new Section to be known as Section 16 A, in the words following, to wit:

Section 16A. In all proceedings now pending in the Orphans' Courts of this State in which returns of sale have not been filed, and in all proceedings hereafter brought in said Courts, for the sale of real estate which is subject to any dower interest of any widow, the Court wherein such proceedings are pending or brought, may, upon petition duly filed by the widow entitled to dower interest therein or by any other person interested in said real estate or the proceeds arising from the sale thereof, direct that such real estate be sold free and discharged of and from any and all dower interest therein and that such dower interest be appraised and direct that the appraised value of such dower be paid to such widow out of the proceeds arising from the sale of said real estate, in lieu and bar of her dower; or the Court may require the purchaser of the said real estate to secure the said widow's dower interest or share in the proceeds of the sale by payment thereof into said Court to be invested for her benefit, or by mortgage of the premises so purchased to be taken in the name of the State of Delaware, with conditions to pay the interest thereon to the said widow for the term of her natural life, and at and upon the decease of said widow to pay the principal thereof to the parties entitled thereto, which said mortgage shall constitute a lien upon said mortgaged premises prior and paramount to any judgment against the said purchaser or any other lien created or suffered by him against the said real estate, and which said mortgage shall have priority and preference accordingly; provided that it shall be recorded in the Recorder's Office in the County where such real estate is located within thirty days from the date of said mortgage.

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And the said Orphans' Court may, at any time, upon application of any party interested in said mortgage or mortgaged premises, call in and collect the moneys so secured and invested, or otherwise secure the same for the benefit of the parties entitled thereto or interested in the said real estate or the proceeds thereof.

Approved May 4, A. D. 1927.

CHAPTER 199

TITLES TO CERTAIN REAL ESTATE

AN ACT to vest the title of certain real estate in William H. McCoy, his heirs and assigns:

WHEREAS, Philip R. Clark and Emma Clark, his wife, and George W. Morrison and Hannah Morrison, his wife, by their Indenture bearing date the ninth day of December A. D. 1871 and recorded in the office for the Recording of Deeds, &c., at Wilmington, in and for New Castle County and State of Delaware, in Deed Record O, Vol. 9, Page 123, &c., did grant, convey and assure unto the Trustees of the Poor of New Castle County, a certain farm or tract of land containing one hundred and eighty acres of land, more or less, situated in New Castle County aforesaid, near the Village of Hares Corner and abutting on the public road leading from the Town of New Castle to the Village of Christiana and on the public road known as the State Highway leading from the City of Wilmington to the Town of Middletown; and

WHEREAS, the said Trustees of the Poor of New Castle County, by their Indenture bearing date the twenty-second day of March A. D. 1879 and recorded as aforesaid in deed record I, Vol. 11, Page 357, &c., did grant, convey and assure the hereinabove described farm or tract of land unto James McCoy; and

WHEREAS, afterwards the hereinabove described farm or tract of land by an Indenture under the hands and seals of the Security Trust and Safe Deposit Company, a corporation of the State of Delaware, bearing date the twentieth day of November, A. D. 1894 and recorded as aforesaid in Deed Record O, Vol. 16, Page 484, &c., became vested in a certain William H. McCoy; and

WHEREAS, the said William H. McCoy has conveyed certain small tracts or pieces of land, a part of the hereinabove described farm or tract of land; and

WHEREAS, there has been expressed a doubt as to the power and authority of the said Trustees of the Poor of New Castle County to convey said farm or tract of land unto the said James McCoy without an act of the Legislature enabling it so to do; and

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WHEREAS, the said the Trustees of the Poor of New Castle County did sell, grant and convey the hereinabove described farm and tract of land for a valuable, adequate and proper consideration.

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

Section 1. All of the right, title and interest of any kind or nature whatsoever in and to said farm or tract of land as more particularly described in said deed now of record in Deed Record I, Vol. 11, Page 357, &c., is hereby declared to be vested in fee simple in the said William H. McCoy and in the grantees of the said William H. McCoy and that the act of the Trustees of the Poor of New Castle County in the sale and conveyance of the hereinabove described farm and tract of land to James McCoy is hereby ratified and confirmed.

Section 2. This act shall be deemed and taken to be a public act.

Approved March 22, A. D. 1927.

CHAPTER 200

TITLE TO CERTAIN REAL ESTATE

AN ACT to vest the title of certain real estate in The Harrington New Century Club.

WHEREAS, Frederick J. Owens and Maggie Owens, his wife, did on the Twenty-fourth day of June, 1872, grant and convey to James Sharp, William Shaw and George L. Baird, a Committee appointed by authority of the Presbyterian Religious Society of Delaware for the purpose of procuring a lot at Harrington and for erecting and building a Presbyterian church on said ground and to be turned over to the Trustees of said Presbyterian church at Harrington and their Successors, as follows: ALL that certain lot, piece and parcel of land and premises situated in the Town of Harrington, Kent County and State of Delaware, and lying on the West side of Dorman Street, and bounded on the South by the burial ground of the heirs of George W. Dorman, deceased, on the West by lands late of Frederick J. Owens, on the North by lands of William H. Masten, and on the East by said Dorman Street, and having a front on said Dorman Street of Sixty (60) feet and running back from the center of said Street at right angles to said Street a distance of One Hundred and Fifty (150) feet, and containing Nine Thousand (9,000) square feet of land, be the same more or less, said deed being of record in the Recorder's Office for Kent County in Deed Book Q-5-58, etc.

AND WHEREAS, the deed from said Committee to the said Harrington Presbyterian Church appears from the records to have never been recorded and has been lost or destroyed.

AND WHEREAS, on the Eighteenth Day of April, 1921, the Presbytery of the Presbyterian Church of the jurisdiction embracing the Town of Harrington at a meeting held in Princess Anne, Maryland, passed the following resolution: "Recommendation 8 of the report of the Committee on Church erection stated that the Church buildings at Harrington and Wroten be offered for sale and that the Board of Trustees of the Presbytery was appointed the Committee to take charge in the matter".

AND WHEREAS, the said Committee did take charge in the said matter and did sell the Presbyterian Church at Harrington

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and the lands above described to The Harrington New Century Club, a corporation of the State of Delaware.

AND WHEREAS, on the Twenty-eighth day of May, 1921 John W. Sheldrake, Surviving Trustee of the said Harrington Presbyterian Church made and executed to the said The Harrington New Century Club a deed to the lands and premises above described in obedience to the direction of the said Board of Trustees of the Presbytery and for the consideration of One Thousand Dollars, said deed being of record in the Recorder's Office of the State of Delaware in and for Kent County in Deed Book X-11-424.

AND WHEREAS, from the foregoing there is doubt as to whether or not The Harrington New Century Club has a good and merchantable title to the said lands and premises.

NOW, THEREFORE, for the purpose of removing any doubt in regard to the title to the lands and premises described in the above mentioned deeds and for the purpose of vesting in fee simple, the lands and premises therein described, in the said The Harrington New Century Club,

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

Section 1. That all the right, title and interest of any and every kind or nature whatsoever of, in and to all the lands and premises in the deed from Frederick J. Owens and Maggie Owens, his wife, to James Sharp, William Shaw and George L. Baird, Committee aforesaid, bearing date June 24, 1872, and of record in the Recorder's Office of the State of Delaware in and for Kent County in Deed Book Q-5-58, etc., so far as relates to the lands and premises sold by the said Board of Trustees of the Presbytery and conveyed by John W. Sheldrake, Surviving Trustee, to The Harrington New Century Club, a corporation of the State of Delaware, said deed being of record in the Recorder's office aforesaid in Deed Book X-11-424, etc., is hereby declared to be vested in fee simple in The Harrington New Century Club, its successors and assigns.

TITLE TO CERTAIN REAL ESTATE

Section 2. This act shall be deemed and taken to be a public act.

Approved February 2, A. D. 1927.

CHAPTER 201

TITLE TO CERTAIN REAL ESTATE

AN ACT to vest the title of certain real estate in Gilbert B. Taylor, Evelyn T. Boyer, Elmer Z. Taylor, Gove S. Taylor, Nellie C. Rowland, Cyrus Taylor, Earl Taylor, Howard D. Taylor, Ethel Taylor, Florence T. Ferguson, J. Norman Taylor, Fannie T. Reeve, William J. Taylor, Bertha T. Hanratty, Fannie M. Donnelly, Katherine H. Davis, Bessie H. Grier and Harry J. Humes.

WHEREAS John C. Bailey and Margaret Bailey, his wife, did, on the twenty-eighth day of December, A. D. 1888, grant and convey unto "Mary C. Taylor, wife of James Taylor, in trust for the children of the said James Taylor" the following piece or parcel of land, having no improvements erected thereon, situated in the Town of Smyrna, Duck Creek Hundred, Kent County and State of Delaware, to-wit:— "A certain lot, piece or parcel of ground situated on Delaware Street, in the Town of Smyrna, and bounded as follows, to-wit:— Beginning at the center of Delaware Street aforesaid, a corner for lands of Margaret B. and Elizabeth Z. Lafferty, a distance of 125 feet, 8 inches to the line of the Public School lot and thence with the line of the said Smyrna Public School lot in a northwesterly direction, a distance of 25 feet to a corner of other lands of James H. Jefferson and thence with the line of said Jefferson in a Southeasterly direction a distance of 125 feet, 8 inches to the center of Delaware Street aforesaid and thence with the center of said Street in a southeasterly direction, a distance of 25 feet to the place of beginning containing 3250 square feet, be the same more or less, "which deed is of record in the office of the Recorder of Deeds, in and for Kent County, at Dover, in Deed Book B, Vol. 7, Page 304, etc.

AND WHEREAS from the wording of the before mentioned deed from John C. Bailey and wife to "Mary C. Taylor, wife of James Taylor, in trust for the children of the said James Taylor" it might be construed that only a life estate was intended to be conveyed to the children of the said James Taylor due to the fact that the customary words of limitation in a deed, denoting an absolute fee simple estate in the children of James Taylor were inadvertently omitted from said deed.

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AND WHEREAS said above mentioned deed shows the consideration paid and received of two hundred and twenty dollars for said unimproved parcel of land to have been ample and customary at that time for a fee simple title in said land.

AND WHEREAS the said Mary C. Taylor and James Taylor, her husband, did, immediately upon receiving possession of said land, at their own cost and expense erect a single, two-story, frame dwelling and attachments on said land, and they, the said Mary C. Taylor and James Taylor, her husband, and the children of the said James Taylor, did and do continuously from that time until the present time own, hold and enjoy peaceful, uninterrupted and unchallenged possession of said lands and premises and have paid all County, municipal and other taxes levied against said property.

AND WHEREAS diligent inquiry has failed to locate the whereabouts of one of the two living heirs of John C. Bailey, deceased, other than that the said missing heir is now, and has been for the past several years residing in some part of Europe and therefore a confirmatory deed from the heirs of John C. Bailey, deceased, to the heirs of James Taylor, deceased, is impossible to procure to cure the defect in said title.

AND WHEREAS the said property is now standing idle and it is the desire of all the heirs of James Taylor, deceased, that the same be now sold and to give a good and perfect merchantable title for said lands and premises to the purchaser thereof.

AND WHEREAS the heirs of the said James Taylor, deceased, are the following named persons, to-wit:— Gilbert B. Taylor, Evelyn T. Boyer, Elmer Z. Taylor, Gove S. Taylor, Nellie C. Rowland, Cyrus Taylor, Earl Taylor, Howard D. Taylor, Ethel Taylor, Florence T. Ferguson, J. Norman Taylor, Fannie T. Reevc, William J. Taylor, Bertha T. Hanratty, Fannie M. Donnelly, Katherine H. Davis, Bessie H. Grier and Harry J. Humes.

NOW THEREFORE for the purpose of removing any doubt in regard to the title to the lands and premises, herein mentioned and described, and for the purpose of vesting, in fee simple, the

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lands and premises so described unto the aforesaid heirs of James Taylor, deceased,

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

Section 1. That all the right, title and interest of any and every nature and description whatsoever of, in and to all the lands and premises described in the deed from John C. Bailey and Margaret Bailey, his wife, to Mary C. Taylor, wife of James Taylor, in trust for the children of James Taylor, bearing date the twenty-eighth day of December, A. D. 1888 and of record in the office of the Recorder of Deeds, in and for Kent County, at Dover, in Deed Book B, Vol. 7, Page 304, etc., is hereby declared to be vested in fee simple in Gilbert B. Taylor, Evelyn T. Boyer, Elmer Z. Taylor, Gove S. Taylor, Nellie C. Rowland, Cyrus Taylor, Earl Taylor, Howard D. Taylor, Ethel Taylor, Florence T. Ferguson, J. Norman Taylor, Fannie T. Reeve, William J. Taylor, Bertha T. Hanratty, Fannie M. Donnelly, Katherine H. Davis, Bessie H. Grier and Harry J. Humes, their heirs and assigns.

Section 2. This act shall be deemed and taken to be a public act.

Approved March 18, A. D. 1927.

CHAPTER 202

TITLE TO CERTAIN REAL ESTATE

AN ACT to vest the title to certain real estate in **Rose A. Monaghan**, sometimes known as **Rosanna Monaghan**.

WHEREAS, Annie M. Vaughan, by deed of trust, bearing date the eleventh day of April, A. D. 1892, and recorded in the office for the Recording of Deeds, at Wilmington, in and for New Castle County and State of Delaware, in Deed Record Q, Volume 25, Page 204, did assign and set over unto The Fidelity Insurance Trust and Safe Deposit Company, a corporation of the State of Pennsylvania, certain securities, including the mortgage of Daniel W. Taylor and wife on the hereinafter described premises, in the sum of One Thousand, Five Hundred Dollars, which said mortgage is recorded in the office for the Recording of Deeds aforesaid, in Mortgage Record M, Volume 7, Page 239;

AND WHEREAS, the said The Fidelity Insurance Trust and Safe Deposit Company afterwards foreclosed said mortgage and took title to the hereinafter described premises in its name as Trustee, under a deed of Annie M. Vaughan;

AND WHEREAS, said deed of trust provided for the distribution of the trust estate as follows:

“(2) After my death (meaning the said Annie M. Vaughan) to pay, transfer and assign the whole of the principal of the said Trust Estate, together with any of the income thereof that may come into the hands of the said Trustee prior to final distribution, whether accrued at the time of my death or not, absolutely to such person and persons as I may by my last will and testament direct, limit and appoint, and in default of such appointment, then to pay, assign and set over the said principal and income to such persons as would have been entitled thereto if I had died intestate possessed thereof absolutely.”

AND WHEREAS, afterwards the said Annie M. Vaughan, having intermarried with Henry Winfield Watson, departed this life on or about the twenty-second day of September, A. D. 1915, without having properly exercised the power reserved to her by said deed of trust, leaving to survive her her said husband and no other heirs or next of kin;

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AND WHEREAS, The Fidelity Insurance Trust and Safe Deposit Company, a corporation of the State of Pennsylvania, Trustee as aforesaid, by a certain Indenture, dated the Thirtieth day of April, A. D. 1920, and recorded as aforesaid in Deed Record U, Volume 29, Page 272, granted and conveyed the hereinafter described lands to John E. McNabb, in which said deed the said Henry Winfield Watson, husband of the said Annie M. Vaughan Watson, joined;

AND WHEREAS, said John E. McNabb, by Indenture bearing date the Twenty-second day of October, A. D. 1925, and recorded as aforesaid in Deed Record O, Volume 33, Page 536, conveyed the hereinafter described lands and premises to Rose A. Monaghan, sometimes known as Rosanna Monaghan;

AND WHEREAS, there has been expressed a doubt as to the validity of the title of the said Rose A. Monaghan, sometimes known as Rosanna Monaghan, to the hereinafter described lands and premises, because of the failure of the said Annie M. Vaughan Watson to properly exercise the power of appointment reserved to her under the aforesaid deed of trust, and because of the fact that the said Annie M. Vaughan Watson left no heirs or next of kin to whom the hereinafter described lands and premises did descend under the intestate laws of the State of Delaware, so that a possibility exists that said lands and premises did escheat to the State of Delaware at and upon the death of the said Annie M. Vaughan Watson;

NOW THEREFORE, for the purpose of removing any doubt in regard to the title to the hereinafter described lands and premises, and for the purpose of vesting, in fee simple, the hereinafter described property in the said Rose A. Monaghan, sometimes known as Rosanna Monaghan:

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

Section 1. That all the estate, right, title, interest, property, claim and demand of the State of Delaware, whether present or in expectancy of, in and to all the hereinafter described lands whereof the said The Fidelity Trust and Safe Deposit Com-

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pany, Trustee under a deed of Annie M. Vaughan, was seized at the time of the death of the said Annie M. Vaughan Watson, situate in the city of Wilmington, County of New Castle and State of Delaware, bounded and described as follows, to wit:—

BEGINNING at a point on the Southerly side of Lovering Avenue, at the distance of one hundred feet Westerly from the Westerly side of Broome Street; thence Southerly, parallel with Broome Street, one hundred feet; thence Westerly, parallel with Lovering Avenue, fifty feet; thence Northerly, parallel with Broome Street, one hundred feet to a point in the said Southerly side of Lovering Avenue; thence thereby Easterly fifty feet to the place of Beginning. Be the contents thereof what they may.

be and the same is hereby granted and relinquished, remised, released and forever quitclaimed to the said Rose A. Monaghan, sometimes known as Rosanna Monaghan, her heirs and assigns, so that neither the State of Delaware nor any person in trust for the said State of Delaware or for its use shall or will, can or may hereafter claim, challenge or demand any right, title, interest, property, claim or demand of, in, to or out of the same, but that the State of Delaware from all estate, right, title, interest, property, claim and demand of, in, to or out of said lands, or any part thereof, as against the said Rose A. Monaghan, sometimes known as Rosanna Monaghan, her heirs and assigns, is and shall be hereby forever excluded and debarred.

Section 2. This Act shall be deemed and taken to be a public Act.

Approved February 23, A. D. 1927.

TITLE SEVENTEEN

Administration of Estates

CHAPTER 203

SETTLEMENT OF PERSONAL ESTATES—REGISTER OF WILLS

AN ACT to amend Article 1 of Chapter 98 of the Revised Code of this State, relating to the Settlement of Estates.

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

Section 1. That Chapter 98 of the Revised Code of the State of Delaware be, and it is hereby amended by repealing 3334 Sec. 1 thereof and by substituting in lieu thereof the following new section to be known as 3334 Sec. 1.

“3334 Sec. 1. A Will shall be proved before the Register of the County in which the testator resided at the time of his death. If he do not reside in the State, it may be proved before the Register of any County wherein are any goods, or chattels, rights, or credits, or lands, or tenements, of the deceased. When proved, it shall be recorded in the Register’s office; and the record, or an office copy thereof, shall be sufficient evidence in respect to both real and personal estate. The original shall be preserved in said office.

Such proof may be taken without notice to persons interested, unless a party request it. Upon such request, the Register shall, and in any case he may, appoint a time for taking the proof, and award citations, which he may issue into any County, for citing all persons to be present (those voluntarily appearing

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excepted), at the taking of such proof. In respect to parties not within the State, he may order such service or publication of notice, as he may deem proper.

In case any attesting and subscribing witness to a will shall be dead, or not within the State at the time such will is presented for probate, proof of the signature of such witness shall be sufficient. If that cannot be made, then proof of the signature of the testate shall be sufficient.

Nuncupative wills shall be admitted to probate and proved, when and as provided by Article 2 of Chapter Ninety-three.

Wills of non-residents of this State, probated or admitted to record without this State, may be admitted to probate and recorded in this State, when and as provided by Article 3 of Chapter Ninety-three.

Persons having custody or possession of a last will or testament, not having produced the same for probate within ten days of the death of the testator, may be cited by the Register to produce and deposit the same in his office for probate, when and as provided by Section 28 of Chapter Ninety-three.

Approved April 12, A. D. 1927.

CHAPTER 204

SALE OF LANDS BY EXECUTORS AND ADMINISTRATORS

AN ACT to amend Chapter 99 of the Revised Code of Delaware relating to sale of lands by executors and administrators.

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

Section 1. That Section 11 of Chapter 99 of the Revised Code of Delaware, being Section 3427 of said Revised Code, be and the same is hereby amended by striking out all of said Section and inserting in lieu thereof the following:

3427. Sec. 11. APPLICATION OF PROCEEDS; ORDER OF:—The purchase money of a sale, made by authority of this Chapter, (all just charges to be allowed by the Orphans' Court, being first deducted) shall be applied to outstanding debts against the deceased, in the following order, that is to say:

FIRST CLASS: To judgments against the deceased which, before the sale, were liens on the premises sold, and to recognizances and mortgages entered into, or executed, by him with condition for the payment of money, or interest, absolutely, and not dependent on a contingency, and which, before said sale, were liens on the premises sold; such judgments, recognizances and mortgages shall be of equal grade, but shall be preferred in payment according to the legal priority of their lien respectively; and if in an action, or proceeding, upon a recognizance, obligation, or mortgage entered into, or executed, by said deceased with other condition than for the absolute payment of money, or interest, (but which was by its own force or legal effect, without judgment thereon, a lien on the premises sold) a sum shall have been assessed, or ascertained, as payable, or recoverable by virtue thereof, and judgment, or decree, shall, at the time of said sale, have been thereupon given, or pronounced, the said sum, so assessed, or ascertained with the costs, shall stand in priority, according to the date of said obligation, or recognizance, or of the depositing of the said mortgage duly acknowledged, or proved, in the proper Recorder's office to be recorded, and shall be preferred, in payment, according to such priority; but in no other case, shall the proceeds of such sale be applied, or retained, for the purpose of being applied to any recognizance, obligation,

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or mortgage, entered into, or executed, by the deceased with other condition than for the absolute payment of money or interest, in preference to, or to the postponement of, any debt outstanding against said deceased.

But no debt shall be regarded as within this class unless it was before the said sale a lien on the premises sold; a sum assessed, or ascertained, as mentioned under this class, being here understood to be demandable by virtue of the mortgage, recognizance, or obligation, upon which the action, or proceeding, was instituted.

SECOND CLASS: To other debts outstanding against the deceased, observing the same rule of priority as prescribed by Chapter 98.

Approved April 12, A. D. 1927.

TITLE EIGHTEEN

The General Police

CHAPTER 205

JAILS AND WORKHOUSES

AN ACT to amend Chapter 101 of the Revised Code of the State of Delaware in relation to jails and workhouses.

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

Section 1. That Chapter 101 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out 3614 Section 18 and by inserting in lieu thereof a new section to be known as 3614 Section 18.

3614. Sec. 18. MALE AND FEMALE, YOUNG AND OLD, PRISONERS, SEPARATELY CONFINED; RECORD OF CONDUCT; RULES FOR DIMINUTION OF SENTENCES:—The prisoners shall be so classified that the parts of the buildings appropriated to female prisoners shall be apart from those for the confinement of male prisoners. In like manner prisoners of tender years and those young in crime shall be separated from the older and more hardened criminals. In order that good conduct may be properly rewarded the Board shall keep a correct daily record of each prisoner, showing his behavior, fidelity and compliance with the rules of the prison, to the end that each prisoner may merit diminution of the period of his confinement and recommendation for restoration of citizenship in cases of felony under the following regulations:

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FIRST: For each month, commencing on the first day of his arrival at the workhouse, during which he has not been guilty of any violation of discipline, or any rules of the prison, and has labored with diligence and fidelity, he shall be allowed a reduction of five days from the period of his sentence.

SECOND: When a convict has passed one year of his sentence, less the reduction of his sentence as above provided, in which he has not been guilty of any violation of discipline of any of the rules of the prison, and has labored with diligence and fidelity, then from that time he shall be allowed a reduction of seven days for each month from said sentence.

THIRD: When a convict has passed two years of his sentence, less the reduction of his sentence as above provided, then from that time he shall be allowed a reduction of nine days for each month from said sentence.

FOURTH: When a convict has passed three or more years of his sentence, less the reduction of his sentence as above provided, then from that time he shall be allowed a reduction of ten days for each month from said sentence.

FIFTH: For every violation of the rules and discipline, or for want of diligence and fidelity in the performance of work, the convict shall not only forfeit all gained time and earnings for the month in which the delinquency occurs, but according to the aggravated nature and frequency of his offenses, the Board may deduct a portion or all of his previously earned time and money.

SIXTH: If a convict passes the period of his sentence within five days of the completion thereof without any violation of the rules and discipline, he shall be entitled to a certificate therefor, from the Superintendent of the workhouse, and also to a recommendation from the Board of Trustees recommending him for pardon and restoration to citizenship.

SEVENTH: If a prisoner be prevented from labor by sickness or other infirmity, not intentionally produced by himself, or from any cause for which he is not responsible, he shall be

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entitled by good conduct to the same deduction from his sentence for each month as above provided for.

Approved May 4, A. D. 1927.

CHAPTER 206

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 74 of the Revised Code of the State of Delaware in relation to the setting on fire of any woodlot, etc.

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

Section 1. That Chapter 74 of the Revised Code of the State of Delaware be, and the same is hereby amended by adding immediately after 2379, Section 22, of said Chapter 74, the following new Section to be known as 2379-A, Section 22-A :

"2379-A, Section 22-A. It shall be unlawful for any person to set fire to, or to employ an agent to cause to be set on fire, in person or by said agent, any woodlot, forest, marsh or wild land, or property, material or vegetation being or growing thereon, without permission of the owner or lessee, either by dropping lighted matches, tobacco or other substances or in any manner whatsoever; or to start fires anywhere and permit them to spread to woodlots, forests, or wild lands thereby causing damage to or destruction of such property as aforesaid.

Whoever shall violate any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction therefor, before any Justice of the Peace of the County in which the offense is committed, shall forfeit and pay a fine of Twenty-five Dollars (\$25.00) for each and every offense."

Approved April 7, A. D. 1927.

CHAPTER 207

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 100 of the Revised Code in relation to the burial of soldiers, sailors, or marines.

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

Section 1. That Chapter 100 of the Revised Code be and the same is hereby amended by repealing 3473, Section 38 of said Chapter, and substituting in lieu thereof a new section to be known as 3473, Sec. 38.

“3473, Sec. 38. SOLDIER OR SAILOR; BURIAL OF; APPROPRIATION FOR: There is appropriated out of the public treasury of this State the sum of One Hundred Dollars for the proper interment of each and every indigent soldier, sailor or marine, who shall have served in the army or navy of the United States in any war in which it has been engaged and been honorably discharged therefrom, who shall at the time of his death be a resident of the State of Delaware, and leaving insufficient means to defray the expense of his interment.”

Section 2. That Chapter 100 of the Revised Code be and the same is hereby further amended by repealing 3474, Section 39 of said Chapter, and substituting in lieu thereof a new section to be known as 3474, Section 39:

“3474, Section 39. The said sum of One Hundred Dollars shall be paid only under the following conditions and in the manner hereinafter stated, viz: . Whenever the Commander of the nearest Post representing the war in which the applicant was engaged, shall be notified of the death of any such indigent soldier, sailor, or marine, and shall upon careful investigation ascertain that the person so dying was not possessed of sufficient means to defray the expenses of interment, the Post Commander shall appear in person before a Notary Public and make affidavit to this effect. The said affidavit together with a copy of the discharge of the said indigent soldier, sailor or marine, shall constitute a draft on the State Treasury for the sum of One Hundred Dollars. The State Treasurer shall pay all such drafts as

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shall be drawn in accordance with the requirements of this Section and shall make special report of the same to the Governor to be laid before the General Assembly at the session next after the payment thereof".

Section 3. That all Acts and parts of Acts inconsistent with the provisions of this act, be and the same are hereby repealed.

Approved March 7, A. D. 1927.

CHAPTER 208

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 100 of the Revised Code of the State of Delaware in relation to security for certain loans.

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

Section 1. That Chapter 100 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out all of 3562. Sec. 127, and by inserting in lieu thereof the following:

3562. Sec. 127. SALARY ORDERS OR WARRANTS OF EMPLOYEES; UNLAWFUL TO ACCEPT AS SECURITY FOR LOANS; VIOLATION A MISDEMEANOR; PENALTY:—It shall be unlawful for any person or corporation to take or accept, or to agree to take or accept, as security for money loaned or to be loaned, any order or warrant or claim of any kind, from any employee upon the employer of such employee, for any salary or any part thereof due or to become due to such employee from such employer. Any person or corporation or agent of any corporation violating the provisions of this Section shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than One Hundred Dollars nor more than Five Hundred Dollars, or shall be imprisoned for a term not exceeding six months, or both in the discretion of the Court.

PROVIDED, HOWEVER, it shall be lawful by and with the written consent of the employer, for any person or corporation to take or accept, or to agree to take or accept, as security for money loaned or to be loaned on real estate, or otherwise, any order or warrant or claim of any kind, from any employee upon the employer of such employee, for any salary or any part thereof due or to become due to such employee from such employer.

AND PROVIDED FURTHER, that any person or corporation taking or accepting or agreeing to take or accept, as security for money loaned or to be loaned on real estate, or otherwise, any order or warrant or claim of any kind from any employee upon the employer of such employee, for any salary or any part there-

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of due or to become due to such employee from such employer, under and in accordance with the terms and conditions of the exception contained in the proviso hereinabove stated, then, and in any such event, no such order or warrant or claim of any kind shall include any charge of any kind whatever for expense or service of any kind, and shall only include regular payments on account of principal so loaned as aforesaid, and interest on the debt due as aforesaid at the rate of six per centum per annum.

Approved March 8, A. D. 1927.

CHAPTER 209.

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 100 of the Revised Code of the State of Delaware in relation to the keeping of gaming devices.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: (two-thirds of each Branch concurring therein):

Section 1. That 3568 Section 133 of Chapter 100 of the Revised Code of the State of Delaware, be and the same is hereby amended by adding at the end of 3568, Section 133, the following paragraph:

“The Municipal Court of the City of Wilmington shall have concurrent jurisdiction of all violations of this Section committed within the corporate limits of the City of Wilmington.”

Approved April 12, A. D. 1927.

CHAPTER 210

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 100 of the Revised Code of the State of Delaware in relation to milk receptacles.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: (two-thirds of each Branch concurring therein) :

Section 1. That 3594, Section 159 of Chapter 100 of the Revised Code of the State of Delaware, be and the same is hereby amended by adding at the end of said 3594 Section 159 the following paragraph :

“The Municipal Court of the City of Wilmington shall have concurrent jurisdiction of all violations of this Section committed within the corporate limits of the City of Wilmington.”

Approved April 12, A. D. 1927.

CHAPTER 211

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT to amend Chapter 3, Volume 31, Laws of Delaware, entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware, in relation to motor vehicles" in reference to rear view mirrors.

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

Section 1. That 241 Sec. 204 of Chapter 3, Volume 31, Laws of Delaware be and the same is hereby amended by inserting in line two of paragraph one, immediately after the word "brakes", the following:

"and rear view mirror enabling operator of motor vehicle to obtain a good clear view of traffic on the highway to the rear".

Approved April 7, A. D. 1927.

CHAPTER 212

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT making it unlawful to throw or deposit material of any kind into or upon any Public Road or Highway in the State of Delaware.

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

Section 1. That it shall be unlawful for any person to cast, throw or deposit into, on or upon, any public road or highway in the State of Delaware, any dirt, stone, bricks, glass, tin-cans, ashes, cinders, rubbish, offal, waste or any other matter, substance or material of any kind whatsoever, without first having obtained the written permission so to do, from the State Highway Department, or from the Levy Court of the particular County, or from the proper legal authority then and there having control and management of the particular road or highway in question.

Section 2. Any person violating any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof before a Justice of the Peace, shall be fined not less than Five Dollars and not more than Twenty Dollars, together with the costs of prosecution, and in default of payment of said fine and costs, shall be imprisoned for a term of not more than thirty days, or until said fine and costs are paid, or until discharged by law.

Section 3. That nothing in this Act shall be deemed to change, alter or repeal any other Act or any part thereof; and the penalties hereby imposed for any violations of this Act, shall be supplemental to and in addition to any other penalties now provided by law for any such like or similar offense.

Approved March 18, A. D. 1927.

CHAPTER 213

GENERAL PROVISIONS RESPECTING THE POLICE

AN ACT relating to motor vehicles.

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

Section 1. Whenever any person driving any vehicle approaches a highway or interurban electric or steam railroad grade crossing having a visible and protective signal giving warning of the approach of a railroad train or car, it shall be unlawful for the driver to fail to stop before crossing such grade crossing. Violation of this provision of the Motor Vehicle Law shall be considered a misdemeanor and punishable by the same fines and sentences as are now provided for by 249 Sec. 212 of the Revised Code of Delaware, as amended.

Approved April 19, A. D. 1927.

CHAPTER 214

DITCHES

AN ACT to amend Chapter 105 of the Revised Code of the State of Delaware, entitled Ditches, by striking out 3646, Section 8 thereof and inserting in lieu thereof a new 3646, Section 8:

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: (two-thirds of all the members elected to each House concurring therein):

Section 1. That Chapter 105 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out 3646, Section 8 thereof, and inserting in lieu thereof the following:

*3448, Sec. 8, RETURN, HOW LONG EFFECTIVE AS BASIS FOR ASSESSMENT; SURVEYOR FOR NEW ASSESSMENT:—The return as confirmed by the Court shall remain in force for seven years thereafter as the basis of any subsequent assessment that may be made by the manager for completing, cleansing or repairing the ditch or other necessary purpose, and until another order be granted by the Court upon the application of one or more taxables to the Court aforesaid. The Commissioners appointed by the Court for a new assessment shall not employ or call to their assistance a new surveyor unless the same shall be asked for in this petition.

One or more taxables of any Ditch or Drainage Company laid out under the provisions of a special charter granted by the Legislature or a charter obtained under the General Corporation Law shall have the right to apply to said Superior Court for an order for a new assessment as is provided for ditches laid out under this Section, notwithstanding the charter of such Company provides otherwise.

Approved April 29, A. D. 1927.

* so enrolled.

CHAPTER 215

DITCHES

AN ACT to amend an Act entitled, "An Act to authorize the owners and possessors of the swamps and low grounds situate on the head waters of Blackwater Mill-pond, in Baltimore Hundred, in Sussex County, to cut a ditch or drain through the same," the same being Chapter 133, Volume 4, Laws of Delaware.

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

Section 1. That the act entitled "An act to authorize the owners and possessors of the swamps and low grounds situate on the head waters of Black-water mill-pond, in Baltimore Hundred, in Sussex County, to cut a ditch or drain through the same", the same being Chapter 133, Volume 4, Laws of Delaware, be and the same is hereby amended by striking out all of Section 9 of said Act and inserting in lieu thereof the following new Section to be known as Section 9:

"Section 9. And be it enacted that the said Commissioners and Managers be severally allowed Two Dollars and Fifty Cents (\$2.50) per day for each and every day they shall actually be engaged in the before mentioned services."

Approved March 29, A. D. 1927.

TITLE NINETEEN

Courts

CHAPTER 216

GENERAL PROVISIONS CONCERNING COURTS

AN ACT to amend Chapter 108 of the Revised Code of Delaware by increasing the salary of the official Court Stenographer.

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

Section 1. That Chapter 108 of the Revised Code of Delaware be and the same is hereby amended by the repeal of the second paragraph of 3694, Section 12, and the insertion in lieu thereof of another second paragraph, which shall be styled 3694, Section 12, as follows:

3694. Sec. 12. Before entering upon his duties, he shall be duly sworn as other court officers, and shall give bond to the State in the penal sum of Two Thousand Dollars to be approved by the Court, for the faithful discharge of his duties. He shall receive as compensation for his services such sum as may be approved by the Court, not exceeding Three Thousand Dollars per annum, for taking shorthand notes and copying decisions in said Courts, the same to be paid by the State Treasurer in equal quarterly installments.

Approved March 22, A. D. 1927.

CHAPTER 217

COURT OF CHANCERY

AN ACT to amend Chapter 117 of the Revised Code of the State of Delaware relating to the Court of Chancery.

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

Section 1. That Section 7 of Chapter 117 of the Revised Code of the State of Delaware, being Section 3850 of the said Revised Code, as the same was amended by Chapter 216, Volume 34, Laws of Delaware, be and the same is further amended by striking out said Section and inserting in lieu thereof the following:

3850, Sec. 7. ORDERS FOR APPEARANCE; UPON FAILURE OF SERVICE AND AFFIDAVIT; PUBLICATION OF; UPON DEFAULT; DECREE PRO CONFESSO; ENFORCEMENT BY SEQUESTRATION OR DELIVERY OF PROPERTY DEMANDED; PAYMENT UPON SECURITY FOR RESTITUTION; PROCEEDINGS IF SECURED NOT GIVEN; FOREIGN ATTACHMENT:—If, after subpoena or other process issued, any defendant therein named shall not appear in obedience to said process and according to the rules of the Court, the Court may, on affidavit that such defendant is out of the State, and cannot be found to be served with process and that there is just ground to believe that he intentionally avoids such service, make an order for his appearance on a certain day and give notice of such order as the Chancellor shall direct. And if the defendant shall not appear, after such notice, according to such order, the Court may order the plaintiff's bill to be taken pro confesso, and may thereupon issue process to compel the performance either by sequestration of the real and personal property of such defendant or part thereof, sufficient to satisfy the plaintiff's demand, or by causing possession of the estate, or effects, demanded by the bill, to be delivered to the plaintiff, or otherwise, as the case requires. And the Court may also order the plaintiff to be paid his demand out of any property so sequestered, upon his giving approved security, in a sufficient sum, to abide any order of the Court for the restitution thereof upon the defendant's appearing to defend the suit, and paying such costs as the Court shall order. If such security be not given, the property sequestered, or whereof pos-

COURT OF CHANCERY

session shall be decreed to be delivered, shall remain under the direction of the Court in the hands of a receiver or otherwise, until the defendant's appearance, or until such order shall be made therein as the Court shall think just.

If it shall appear in the bill of complaint that the defendant or any one or more of the defendants is a non-resident of the State of Delaware, the Chancellor shall have power to compel the appearance of the defendant by the seizure of all or any part of his property, which property may be sold under the order of the Chancellor to pay the demand of the complainant, if the defendant shall not appear, or shall otherwise default. Such property shall remain subject to said seizure and may be sold to satisfy any decree made in the cause, unless security sufficient to the Chancellor shall be given to secure the release thereof. The Chancellor shall have power to make all necessary rules respecting the form of process, the manner of issuance and return thereof, the release of such property from seizure and for the sale of the property so seized. Any transfer or assignment of the property so seized as aforesaid after the seizure thereof shall be void and after the sale of said property is made and confirmed, the purchaser shall be entitled to and have all the right, title and interest of the defendant in and to the property so seized and sold and such sale and confirmation shall transfer to the said purchaser all the right, title and interest of the defendant in and to said property as fully as if the defendant had transferred the same to the purchaser in accordance with law.

Approved April 12, A. D. 1927.

CHAPTER 218

COURT OF CHANCERY

AN ACT to amend Chapter 117 of the Revised Code of Delaware relating to the salary of the Stenographer for the Court of Chancery.

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

That Chapter 117 of the Revised Code of Delaware be, and the same is, hereby amended by repealing 3888, Section 45, as amended by Chapter 224, Volume 30, Laws of Delaware, and inserting in lieu thereof the following:

3888. Section 45. STENOGRAPHER; COURT OFFICER; APPOINTMENT; REMOVAL; BOND; DUTIES:—There shall be attached to the Court of Chancery an additional officer, who shall be a skilled and competent stenographer, whose duty it shall be to attend the sessions of said Court in the several counties, and also whenever the Chancellor sits in Chambers for the hearing of causes or petitions, and under the order and direction of the Chancellor to report all evidence, opinions and other matters, as the Chancellor may order.

He shall be appointed by the Chancellor and be subject to be removed at pleasure, and another appointed in his place.

Before entering upon his duties, he shall be duly sworn as other Court Officers, and shall give bond to the State of Delaware in the penal sum of Two Thousand Dollars, to be approved by the Chancellor, for the faithful discharge of his duties.

He shall receive as compensation for his services such sum as may be approved by the Chancellor, not exceeding Three Thousand Dollars for each and every year.

Approved March 23, 1927.

CHAPTER 219

COURT OF CHANCERY

AN ACT authorizing the Stenographer of the Court of Chancery of the State of Delaware to procure a dictating machine for the said Court.

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

Section 1. That the Stenographer for the Court of Chancery, by and with the approval of the Chancellor, be and he is hereby authorized to procure a Dictating Machine and Equipment for the use of the said Court, at a price not to exceed the sum of Six Hundred Dollars.

Section 2. That when the said Dictating Machine and Equipment shall be so procured, as aforesaid, and the bill for the same, approved by the Chancellor, is presented to the State Treasurer, the State Treasurer shall pay the said bill out of any money in the general fund not otherwise appropriated.

Approved March 18, A. D. 1927.

CHAPTER 220

COURT OF COMMON PLEAS

AN ACT to amend Chapter 112-A of the Revised Code of the State of Delaware, relating to the Court of Common Pleas for New Castle County.

Be it enacted by the Senate and the House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each Branch thereof concurring therein):

Section 1. That Chapter 112-A of the Revised Code of the State of Delaware be, and the same is hereby amended, by repealing Paragraph 3763 M, Sec. 13 and substituting in lieu thereof the following paragraph to be known as Paragraph 3763 M, Sec. 13.

3763 M, Sec. 13. The Superior Court shall appoint a Clerk for said Court of Common Pleas, who shall hold office during the pleasure of said Superior Court. The Clerk shall perform duties similar to those performed by the Prothonotary of the Superior Court, and such other duties as may be incident to said office, and as the Judge of said Court may direct him to perform. The said Clerk shall receive a yearly salary of Twenty-one Hundred Dollars, to be paid by the Levy Court of New Castle County, as other County officials are paid.

The Clerk of the Peace for New Castle County shall act as Clerk of said Court of Common Pleas in the discharge of its criminal duties.

Approved April 20, A. D. 1927.

TITLE TWENTY

Justices of the Peace

CHAPTER 221

JUSTICE OF THE PEACE—DAGSBORO HUNDRED

AN ACT to amend Chapter 276 of Volume 27, Laws of Delaware, in relation to the appointment of a Justice of the Peace in Dagsboro Hundred.

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

The Section 1 of Chapter 276 of Volume 27, Laws of Delaware be and the same is hereby repealed and a new Section styled Section 1 inserted in lieu thereof:

Section 1. That the Governor be and he is hereby authorized and empowered to appoint a Justice of the Peace and Notary Public for Sussex County, who shall reside in Dagsboro Hundred, Sixth Representative District in the Town of Dagsboro or within a radius of one mile of the Town of Dagsboro.

Approved April 1, A. D. 1927.

CHAPTER 222

JUSTICES' JURISDICTION IN TRESPASS CASES

AN ACT to amend Chapter 121 of the Revised Code of the State of Delaware relating to Justices of the Peace.

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

Section 1. That Chapter 121 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out Paragraph 4036, Sec. 33 of said Chapter as amended, and by inserting in lieu thereof a new section to be styled 4036, Sec. 33, as follows:

4036. Sec. 33. DOCKETING OF APPEAL; WHERE; WHEN; HOW; SUMMONS ON; WHEN RETURNABLE; PROCEEDINGS ON APPEAL; WHEN TRIAL HAD; WHO PLAINTIFF ON APPEAL; MUTUAL DEMANDS TRIED ON; AMOUNT OF JUDGMENT UPON:—It shall be the duty of the appellant to have the appeal entered in the Superior Court of the County where the judgment was given, on or before the first day of the term next after the appeal; and for this purpose, to deliver a duly certified transcript of all the docket entries in the case to the Prothonotary, who shall file the same, after endorsing thereon the day of the receiving the same, and set down the appeal on his docket, with its date, and time of filing the transcript; and shall issue a summons to the sheriff, or if he is interested, to the coroner, for summoning the respondent to appear and answer the appeal.

The summons, if issued, in vacation, shall be returnable on the first day of the next term; if issued in term time, it shall be returnable forthwith. When the appeal is entered, the Court shall have jurisdiction and take cognizance thereof, and the pleadings and proceedings thereafter shall be as in causes commenced in the said Court; but the trial shall be had at the first term, unless the Court shall, for cause, continue the case. If the judgment appealed from is for a defendant for any sum, he shall be plaintiff in the appeal and file the declaration; and in the appeal each party may make demands against the other, and the jury by their verdict may find a sum either for plaintiff, or defendant, but not for an amount exceeding Five Hun-

TITLE TWENTY

Justices of the Peace

CHAPTER 221

JUSTICE OF THE PEACE—DAGSBORO HUNDRED

AN ACT to amend Chapter 276 of Volume 27, Laws of Delaware, in relation to the appointment of a Justice of the Peace in Dagsboro Hundred.

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

The Section 1 of Chapter 276 of Volume 27, Laws of Delaware be and the same is hereby repealed and a new Section styled Section 1 inserted in lieu thereof:

Section 1. That the Governor be and he is hereby authorized and empowered to appoint a Justice of the Peace and Notary Public for Sussex County, who shall reside in Dagsboro Hundred, Sixth Representative District in the Town of Dagsboro or within a radius of one mile of the Town of Dagsboro.

Approved April 1, A. D. 1927.

CHAPTER 222

JUSTICES' JURISDICTION IN TRESPASS CASES

AN ACT to amend Chapter 121 of the Revised Code of the State of Delaware relating to Justices of the Peace.

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

Section 1. That Chapter 121 of the Revised Code of the State of Delaware be and the same is hereby amended by striking out Paragraph 4036, Sec. 33 of said Chapter as amended, and by inserting in lieu thereof a new section to be styled 4036, Sec. 33, as follows:

4036. Sec. 33. DOCKETING OF APPEAL; WHERE; WHEN; HOW; SUMMONS ON; WHEN RETURNABLE; PROCEEDINGS ON APPEAL; WHEN TRIAL HAD; WHO PLAINTIFF ON APPEAL; MUTUAL DEMANDS TRIED ON; AMOUNT OF JUDGMENT UPON:—It shall be the duty of the appellant to have the appeal entered in the Superior Court of the County where the judgment was given, on or before the first day of the term next after the appeal; and for this purpose, to deliver a duly certified transcript of all the docket entries in the case to the Prothonotary, who shall file the same, after endorsing thereon the day of the receiving the same, and set down the appeal on his docket, with its date, and time of filing the transcript; and shall issue a summons to the sheriff, or if he is interested, to the coroner, for summoning the respondent to appear and answer the appeal.

The summons, if issued, in vacation, shall be returnable on the first day of the next term; if issued in term time, it shall be returnable forthwith. When the appeal is entered, the Court shall have jurisdiction and take cognizance thereof, and the pleadings and proceedings thereafter shall be as in causes commenced in the said Court; but the trial shall be had at the first term, unless the Court shall, for cause, continue the case. If the judgment appealed from is for a defendant for any sum, he shall be plaintiff in the appeal and file the declaration; and in the appeal each party may make demands against the other, and the jury by their verdict may find a sum either for plaintiff, or defendant, but not for an amount exceeding Five Hun-

JUSTICES' JURISDICTION IN TRESPASS CASES

dred Dollars, exclusive of interest and costs, unless he shall have claimed more than that sum before the Justice; and judgment shall be rendered accordingly.

Provided that if such judgment is rendered against an appellor, or his executors or administrators, the Prothonotary of said Superior Court shall enter judgment against the surety or sureties or his or their executors or administrators for the same amount as shall be entered against the appellor, or his executors or administrators, and as a part of the same judgment, and such judgment so entered shall from that date become and be a lien on all of the real estate of the surety in the County, in the same manner and as fully as other judgments rendered in said Superior Court are liens, and may be executed and enforced in the same way as other judgments in said Court. And said surety or his executors or administrators shall be entitled to the remedies provided in Chapter 81 of the Revised Code of the State of Delaware as amended.

Approved April 12, A. D. 1927.

CHAPTER 223

LAWFUL HEARINGS ON SUNDAYS

AN ACT to provide for lawful hearings on Sundays for violation of Game and Fish Laws.

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

Section 1. That on and after the passage of this Act it shall be lawful for any justice of the peace or mayor to hear and determine cases involving alleged violation of the existing Game and Fish Laws on Sunday.

Section 2. Any judgment rendered or bail bond taken in pursuance of the provisions of this act shall be of full force and effect as though such judgment were rendered or bail bond accepted on days other than Sundays, providing such justice of the peace or mayor so rendering or accepting bail bond on Sunday heretofore would have had jurisdiction on days other than Sundays to render such judgment or accept such bail bond.

Section 3. All acts and parts of acts inconsistent herewith are hereby repealed.

Approved April 1, A. D. 1927.

CHAPTER 224

BONDS

AN ACT requiring Justices of the Peace to give bond with surety for the faithful performance of their duty.

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

Section 1. Every Justice of the Peace appointed in either of the Counties of the State of Delaware, before entering upon his office, shall, with sufficient surety or sureties, become bound to the State of Delaware by a joint and several obligation of a recognized surety company to be, with the surety or sureties therein, approved by the Secretary of State, in the sum of One Thousand Dollars, upon condition, that he shall well and duly perform all his duties as Justice of the Peace and comply with all laws and statutes of the State of Delaware applicable to the office of Justice of the Peace.

Section 2. All bonds of the Justice of Peace shall be filed in the office of the Secretary of State at Dover, Delaware.

Approved February 25, A. D. 1927.

CHAPTER 225

ATTACHMENTS

AN ACT providing for the service of legal process in civil actions against non-resident owners, operators, or drivers of motor vehicles operated within the State of Delaware without being registered under the Laws thereof, upon the Secretary of State of the State of Delaware in certain cases.

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

Section 1. That on and after the passage of this Act, any non-resident owner, operator or driver of any motor vehicle, not registered under the laws of the State of Delaware providing for the registration of motor vehicles, who shall accept the privilege extended by law to non-residents of this State to operate or drive such motor vehicles on the public streets, roads, turnpikes or highways of this State by operating or driving such motor vehicle or by having the same operated or driven on any public street, road, turnpike or highway of this State shall by such acceptance of said privilege be deemed thereby to have appointed and constituted the Secretary of State of the State of Delaware, his, her, its or their agent for the acceptance of legal process in any civil action against such non-resident owner, operator or driver arising or growing out of any accident or collision occurring within this State in which such motor vehicle, operated as aforesaid, is involved; and said acceptance shall be a signification of the agreement of such non-resident that any such process when so served, as aforesaid, shall be of the same legal force and validity as if served upon such non-resident personally within this State.

Section 2. Service of the legal process provided for in Section 1 hereof, with a fee of two dollars, shall be made upon the Secretary of State of the State of Delaware in the same manner as is now or may be thereafter provided by law for service or writs of summons, and when so made shall be as effectual to all intents and purposes as if made personally upon such non-resident within this State; provided, that a copy of the process with notice of such service, and that under the provisions of this Act it shall be as effectual to all intents and

ATTACHMENTS

purposes as if it had been made upon such non-resident personally within this State, are forthwith sent by registered mail by the plaintiff in said civil action to said non-resident defendant therein, and the defendant's return receipt and the plaintiff's affidavit of the defendant's non-residence and of the sending of the copy of the process with the notice aforesaid are filed in the said action with the declaration. The Court in which said action is pending may order such continuances as may be necessary to afford the said defendant therein reasonable opportunity to defend the action.

Section 3. This Act is an extension of and not a limitation upon the right now existing of service of legal process, by foreign attachment and otherwise, upon non-residents or their property in the State of Delaware.

Approved April 12, A. D. 1927.

TITLE TWENTY-ONE

Civil Actions, Pleading and Practice

CHAPTER 226

JURIES

AN ACT to amend Chapter 131 of the Revised Code of the State of Delaware in relation to special juries.

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

Section 1. That 4275, Section 24 of Chapter 131 of the Revised Code of the State of Delaware be, and the same is hereby amended by striking out all of said 4275, Section 24 of Chapter 131, and inserting in lieu thereof the following to be known as 4275, Section 24.

4275, Sec. 24. SPECIAL JURY; HOW DRAWN AT TRIAL:—At the trial of the cause, a special jury shall be drawn from the list, returned under the foregoing section, in the manner before provided for other cases; provided, however, in the selection of a special jury, if any of the twenty-four persons remaining on said list as provided in 4274, Section 23 hereof, are unable to sit as jurors, for any reason satisfactory to the Court, the Court may in its discretion limit the challenges by each party to not less than three. If the panel shall be reduced as aforesaid, however, to less than eighteen, the Court shall dismiss the jury, unless the party requesting the special jury shall waive sufficient of his challenges to permit a jury to be selected, and the costs of the special jury so dismissed in such case shall be borne by the party requesting the special jury.

Approved April 12, A. D. 1927.

TITLE TWENTY-TWO

Proceedings in Special Cases

CHAPTER 227

LANDLORD AND TENANT

AN ACT to amend Chapter 142 of the Revised Code of the State of Delaware, as amended by Chapter 233, Volume 34, Laws of Delaware, in relation to distress for rent.

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

Section 1. That Chapter 142 of the Revised Code of the State of Delaware, be and the same is hereby amended, by striking out 4556, Section 25 thereof as amended by Chapter 233, Volume 34, Laws of Delaware, and by inserting in lieu a new section to be known as 4556, Section 25.

“4556. Sec. 25. WHAT MAY BE DISTRAINED; WHAT NOT:—

A distress may be as well of the grain, grass and other produce found upon the premises out of which the rent issues, or upon which it is charged, whether growing, or severed, in sheaves, stacks, or otherwise, as the horses, cattle and other goods and chattels being upon said premises; except goods and chattels not the property of the tenant, but being in his possession in the way of his trade, or upon the said premises in the regular course of any occupation, or business, there carried on; which exception shall extend to horses and carriages at a livery stable, to property of boarders in a boarding-house, and to the beasts of a drover depastured while passing through the county, as well as to the more obvious cases of exemption of common law;

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also except stoves not the property of, but hired by the tenant, and beasts, not the property of the tenant, escaping into the said premises through defect of fences, which the tenant, or his landlord, was bound to repair; provided, also that in case there shall be upon the premises, goods or chattels which have been sold or leased to the tenant under the terms of a Conditional Sale Contract or Lease, which said such Conditional Sales Contract or Lease is properly recorded in the office and manner provided by law for recordation of the same, such goods and chattels when not fully paid for by the tenant shall not be subject to the process of distress for rent."

Approved April 1, A. D. 1927.

TITLE TWENTY-FOUR

Crimes and Punishments

CHAPTER 228

OFFENSES AGAINST PRIVATE PROPERTY

AN ACT to amend Chapter 150 of the Revised Code of the State of Delaware relating to offenses against private property.

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

Section 1. That Chapter 150 of the Revised Code of the State of Delaware be and the same is hereby amended by adding at the end of 4767, Section 47 thereof the following new section to be known as 4767 A, Section 47 A:

4767 A. Section 47 A. Whoever shall wilfully enter into, or upon, or trespass upon, any lands or premises in this State used as a public golf course, without the consent of the management, custodian or other person in charge of said golf course, shall be guilty of a misdemeanor and punished as provided in 4767, Section 47 hereof. The provisions of said 4767, Section 47, with respect to arrest of offenders, jurisdiction, and procedure shall be applicable to prosecutions under this section.

Approved April 7, A. D. 1927.

CHAPTER 229

OFFENSES AGAINST PUBLIC POLICY

AN ACT in relation to obtaining money by promise to cause criminal charge to be abandoned.

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

Section 1. That Chapter 154 of the Revised Statutes of the State of Delaware be and the same is hereby amended by adding thereto the following Section, which shall be styled 4805 C, Sec. 12 C:

"4805 C, Sec. 12 C. OBTAINING MONEY BY PROMISE TO CAUSE CRIMINAL CHARGE TO BE ABANDONED:—Whoever shall obtain from any person charged with crime, or from any person acting in the interest of any person charged with crime, any money or valuable thing or valuable right upon any representation or pretense that criminal prosecution of such person shall be dropped, withheld, or abandoned, or the sentence thereon reduced, or upon any promise to cause any such criminal prosecution to be dropped, withheld or abandoned, or the sentence thereon reduced, or upon the promise to assert pretended influence to cause such prosecution to be dropped, withheld or abandoned, or the sentence thereon reduced, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding One Thousand Dollars, or by imprisonment not exceeding three years, or by both such fine and imprisonment, in the discretion of the Court."

Approved April 7. A. D. 1927.

CHAPTER 230

GENERAL PROVISIONS CONCERNING CRIMES AND PUNISHMENTS

AN ACT in relation to accessories.

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

Section 1. That 4807, Sec. 2 of Chapter 155 of the Revised Statutes of the State of Delaware be and the same is hereby amended by striking out all of said 4807, Sec. 2 of said Chapter 155, and inserting in lieu thereof the following:

"4807, Sec. 2. ACCESSORIES; HOW PUNISHABLE; DOMESTIC RELATIONS EXCEPTED, WHEN; MAY BE TRIED WITHOUT TRIAL OR CONVICTION OF PRINCIPAL, WHEN:—Whoever, knowing that a crime or misdemeanor has been committed, shall give any aid to the offender, or offenders, or either of them, with the intent, and for the purpose that he may avoid arrest, or may escape from arrest, or prison, from trial, or execution, shall be deemed an accessory, and shall be punished by a fine not exceeding One Thousand Dollars, or by imprisonment not exceeding three years, or by both such fine and imprisonment, in the discretion of the Court.

But a person bearing to an offender the relation of husband, or wife, parent, child, or servant, shall not be within the provisions of this section, unless such person shall break a prison, or use force to prevent the arrest, or aid the escape, of such offender.

If the principal offender shall be indicted, and cannot be taken or brought to trial by reason of his avoiding arrest or escaping, or by reason of his death, the accessory may be tried and convicted without the conviction, or trial, of the principal."

Section 2. No offense committed and no penalty or forfeiture incurred under any of the provisions of said paragraph (4) of said section, and before the time when this Act shall take effect, shall be affected by this Act; and the provisions of said paragraph (4), as heretofore existing, shall be con-

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tinued in full force and effect as to all such offenses, penalties and forfeitures.

Approved May 4, A. D. 1927.

CHAPTER 231

GENERAL PROVISIONS CONCERNING CRIMES AND PUNISHMENTS

AN ACT to amend Chapter 155 of the Revised Code of the State of Delaware, relating to crimes and punishments.

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

Sec. 1. That Chapter 155 of the Revised Code of the State of Delaware, as amended, be and the same is hereby amended by adding at the end of said Chapter 155 the following new section, to be known as 4847 B Sec. 44:

4847 B Sec. 44. No writ of error or writ of certiorari issuing from the Supreme Court in any criminal cause shall operate as a stay of execution of the sentence of the trial court unless such writ of error or writ of certiorari be sued out within thirty days from the date of final judgment in the court below, and unless the plaintiff in error shall obtain from the trial court (or, if the trial court refuse, then from the Chancellor or one of the Judges of the Supreme Court) a certificate that there is reasonable ground to believe that there is error in the record which might require a reversal of the judgment below, or that the record presents an important question of substantive law which ought to be decided by the Supreme Court, and unless the plaintiff in error shall furnish bond to The State of Delaware, with surety to be approved and in an amount to be fixed by the Chancellor or one of the Judges of the Supreme Court, conditioned as may now or hereafter be prescribed by rule of court: Provided, however, that in cases where sentence of life imprisonment shall have been imposed, there shall be no stay of execution, and no supersedeas bond taken or allowed; and that in cases where sentence of death shall have been imposed, the trial court, if the certificate above provided for shall have been granted, shall be empowered to stay the execution of the death penalty pending the determination of the cause by the Supreme Court, but the defendant below shall not be released from custody.

Approved April 12, A. D. 1927.

CHAPTER 232

GENERAL PROVISIONS CONCERNING CRIMES AND PUNISHMENTS

AN ACT to amend Chapter 155 of the Revised Code in relation to capital punishment.

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

That 4837. Sec. 32 of Chapter 155 of the Revised Code of Delaware be and the same is hereby amended by inserting a new section to be known as 4837 A. Sec. 32 A.

4837 A. Sec. 32 A. No other persons, other than those heretofore specifically named in 4837. Sec. 32, shall be permitted to view the executing justice or to view the result of the executing justice until the person executed has been properly prepared for burial.

For every neglect or default herein, every Sheriff shall be deemed guilty of a misdemeanor, and shall be fined Fifty Dollars.

Approved April 18, A. D. 1927.

CHAPTER 233

GENERAL PROVISIONS CONCERNING CRIMES AND PUNISHMENTS

AN ACT to amend Chapter 155 of the Revised Code of the State of Delaware, relating to crimes and punishments.

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

Sec. 1. That Chapter 155 of the Revised Code of the State of Delaware be and the same is hereby amended by adding at the end of said Chapter 155, as amended, the following new section, to be known as 4847 C, Sec. 45:

4847 C, Sec. 45. Any person indicted or informed against in any Court of this State, upon a charge which is or may hereafter be under the laws of this State a misdemeanor, may, if he shall so elect when called upon to plead, be tried by the Court instead of by the jury; and in such cases, the Court shall have jurisdiction to hear and try such cause and render judgment and sentence thereon. The Court in such cases shall consist of either one, two or three Judges, as the Court shall determine; but in the event that more than one Judge shall try any such case, the concurrence of all the Judges sitting shall be required for a verdict.

Approved April 12, A. D. 1927.

TITLE TWENTY-FIVE

Fees of Public Officers

CHAPTER 234

JURORS

AN ACT to amend Chapter 156 of the Revised Code of the State of Delaware, by repealing 4868, Sec. 21, and substituting in lieu thereof a new section, in reference to fees of jurors.

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

Section 1. That Chapter 156 of the Revised Code of the State of Delaware be and it is hereby amended by repealing 4868, Sec. 21 thereof, and by substituting in lieu thereof the following Section, to be styled "4868, Sec. 21;":

4868, Sec. 21. Jurors:

For attendance by grand, petit, or special juror, each day five dollars, and three cents per mile going and returning.

Trial of cause by petit or special jury, each juror twelve cents.

Attendance by petit, or special jury on a view, each juror per day five dollars.

Approved February 2, A. D. 1927.

RESOLUTIONS

CHAPTER 235

SENATE JOINT RESOLUTION

Be it 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 directed to have printed in pamphlet form, with proper index thereto, two thousand (2,000) copies, or as many of this number as are needed to meet the requests of the citizens of the State of Delaware, of the Constitution of the State of Delaware, for public distribution.

Approved February 21, A. D. 1927.

RESOLUTIONS

CHAPTER 236

SENATE CONCURRENT RESOLUTION

WHEREAS, the Federal Estate (Inheritance) Tax law, as amended February 26, 1926, provided that the estate liable thereunder shall be credited with any inheritance tax paid by the beneficiaries to the State, or States, the credit not to exceed eighty per cent of the Federal levy, and

WHEREAS, this amendment menaces the rights of the States, because its object is to persuade them to abandon their State inheritance tax laws in favor of statutes based on the Federal law. The tax not being required for revenue at this time, its only object now must be coercion of the States, and

WHEREAS, the joint levy is contrary to the theory of this government, unprecedented and offensive to the independence of the legislatures of the sovereign States, therefore

Be it resolved by the Senate, the House concurring, that we hereby request the present Congress to repeal immediately the Federal estate (inheritance) tax provisions of the revenue law effective February 26, 1926, and abandon this field of taxation in time of peace.

BE IT FURTHER RESOLVED, that certified copies of this concurrent resolution be forwarded to Delaware's Senators and Representative in the Congress of the United States.

Approved March 9, A. D. 1927.

RESOLUTIONS

CHAPTER 237

SENATE CONCURRENT RESOLUTION

WHEREAS, the Members of the One Hundred and First General Assembly of the State of Delaware, have learned with deep regret of the death of Merrill H. Tilghman, Democratic Nominee for Representative in Congress in 1926 and Democratic Nominee for Lieutenant-Governor in 1924, and

WHEREAS, his very sudden death has caused the citizens of the whole State to be greatly shocked by the loss they have sustained, now therefore

Be it resolved, by the Senate, the House concurring therein, that we express our deepest sympathy to the members of his family in this, their hour of great bereavement, and

BE IT FUTHER RESOLVED, that a copy of this Resolution be spread upon the minutes of this General Assembly.

Approved March 11, A. D. 1927.

RESOLUTIONS

CHAPTER 238

SENATE CONCURRENT RESOLUTION

WHEREAS, the condition of the Calendars of the Senate and House of Representatives, as of the Legislative day of March 23, 1927, would seem to indicate that an unusual amount of legislation is demanding the attention of the One Hundred and First General Assembly; and

WHEREAS, the facts of the matter are that at least fifty per centum of the bills appearing on said Calendars are of such nature that would permit their being stricken from the Calendars; and

WHEREAS, the period of sixty days set by the Constitution of the State of Delaware for the General Assembly to remain in session, will expire on April 4, 1927; therefore

Be it resolved by the Senate, the House of Representatives concurring therein, that this session of the One Hundred and First General Assembly of the State of Delaware shall adjourn Sine Die at four o'clock P. M. Eastern Standard Time, on Friday, April 8, 1927.

Approved March 29, A. D. 1927.

RESOLUTIONS

CHAPTER 239

HOUSE JOINT RESOLUTION

Be it resolved by the House of Representatives, the Senate concurring therein, that Mrs. Vera G. Davis be and is hereby selected and authorized to act and to serve as Bill Clerk of the House of Representatives, and Charles W. Jones be and is hereby selected and authorized to act and to serve as Bill Clerk of the Senate during the sessions of the One Hundred and First General Assembly of the State of Delaware.

Approved February 2, A. D. 1927.

RESOLUTIONS

CHAPTER 240

HOUSE JOINT RESOLUTION

WHEREAS, arrangements have been completed for the visitation of institutions supported wholly or partially by the State of Delaware by the Members of the One Hundred and First General Assembly of the State of Delaware, on Thursday and Friday of next week, February third and fourth respectively, and

WHEREAS, the expenses incident to the hiring of conveyances will of necessity have to be met immediately after service has been rendered;

THEREFORE, *be it resolved* that the sum of Fifty Dollars be paid from any monies in the General Fund of the State of Delaware, and that the State Treasurer is authorized and directed to pay such expense upon the approval of a voucher signed by the majority of the members of the Visitation Committee.

Approved February 2, A. D. 1927.

RESOLUTIONS

CHAPTER 241

HOUSE JOINT RESOLUTION

Be it 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 directed to have printed in pamphlet form with a proper index thereto, (5000) five thousand copies, or as many as will meet the requirements of the office of the Secretary of State, of the General Corporation Laws of the State of Delaware, as amended at the close of this Session of the One Hundred and First General Assembly, for public distribution, in order to further the interests of the State.

Approved March 2, A. D. 1927.

RESOLUTIONS

CHAPTER 242

HOUSE JOINT RESOLUTION

Be it 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 directed to have printed in pamphlet form with a proper index, thereto, three thousand (3,000) copies of the supplementary addition to the Election and Registration Laws of the State of Delaware as amended at the close of this Session of the One Hundred and First General Assembly of the State of Delaware, for the information and guidance of the citizens of the State who are entitled to be registered and to vote, and those officials who are authorized to conduct such registration.

Approved March 18, A. D. 1927.

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CHAPTER 243

HOUSE JOINT RESOLUTION

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

Sec. 1. That Robert H. Richards, William S. Hilles, Charles W. Cullen, William M. Short and William F. Cummins be and they hereby are appointed and constituted Commissioners of the State of Delaware to confer with like Commissioners representing the State of New Jersey, for the purpose of framing a compact or agreement between the said States and legislation consequent thereon, to be submitted to the Legislatures of said two States for action thereon, looking to the final adjustment of all controversies relating to the boundary line between said States and to their respective rights in the Delaware River and Bay. The said Commissioners shall report at the present or some subsequent Session of the Legislature.

Sec. 2. That there is hereby appropriated out of any moneys in the Treasury of the State not otherwise appropriated, the sum of Two Thousand Dollars (\$2,000.00), to defray the traveling and necessary expenses of the Commissioners while engaged on the matters herein referred to. Said appropriation shall be immediately available upon the approval of this Joint Resolution, and shall continue in force as long as the said Commissioners are engaged on said matter, and shall be paid by the State Treasurer from time to time on vouchers submitted by the Commissioners and signed by at least three Commissioners.

Approved March 2, A. D. 1927.

RESOLUTIONS

CHAPTER 244

HOUSE JOINT RESOLUTION

WHEREAS, The State of Delaware now owns and holds title to a certain lot, piece or parcel of land situate in Sussex County, which lies between Bethany Beach and the Indian River, and borders on the Atlantic Ocean; and

WHEREAS, said lot, piece or parcel of land is held by the State of Delaware for the use and benefit of the State and is under the general supervision of the Public Lands Commission, with power together with the Governor, to execute and deliver good and sufficient deed for any part of the said public lands, being fifty (50) acres or less in extent, whenever the said Commission and the Governor shall deem it advisable to sell any part or all of the said fifty (50) acres; and

WHEREAS, the United States of America through and by its War Department, is desirous of securing a permanent camp site within the State of Delaware, for the use of the National Guard of this State for the improvement of which site the Militia Bureau of the United States Government has provided sufficient funds; and

WHEREAS, a desirable lot, piece or parcel of land owned by one William P. Short, consisting of ninety-eight (98) acres, north of the Bethany Beach Canal and extending northward to and adjoining the public lands of the State of Delaware, can be secured for such permanent camp site in accordance with the desires of the United States Government, in exchange for a part of said public land; and

WHEREAS, it is most desirable that negotiations now pending between the said William P. Short and the Public Lands Commission for the conveyance of the proposed site for a per-

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manent camp of the National Guard of Delaware in exchange for a part of the public lands of this State be conducted in accordance with the provisions of Chapter 39 of the Revised Code of Delaware; therefore

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

Section 1. That a commission consisting of the Governor, and Adjutant General and the Secretary of the Public Lands Commission, be and is hereby created and is authorized and empowered to enter into and make an agreement with the said William P. Short, which the said Commission herein created may determine to be advisable and proper, for the conveyance of any part of the said lot, piece or parcel of public land belonging to the State of Delaware between Bethany Beach and the Indian River and bordering on the Atlantic Ocean, in consideration for the conveyance to the State of Delaware by the said William P. Short of the certain lot, piece or parcel of land consisting of nintey-eight (98) acres of land north of Bethany Beach Canal and extending northward to and adjoining the public lands of the State of Delaware as hereinbefore described.

Section 2. That the Governor and the Secretary of State of the State of Delaware are hereby authorized and empowered to execute in the name of and under the Great Seal of the State of Delaware, a deed conveying unto the said William P. Short, his heirs and assigns, any lot, piece or parcel of land belonging to the State of Delaware as hereinbefore described, which the said commission as herein created may agree to convey as a consideration for the lot, piece or parcel of land to be conveyed by the said William P. Short to the said State of Delaware.

Approved March 23, A. D. 1927.

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CHAPTER 245

HOUSE JOINT RESOLUTION

WHEREAS, A joint resolution has been introduced in the Senate and in the House of Representatives of the Congress of the United States authorizing and making appropriation for a National Commission, of which the President, the President pro tempore of the Senate and the Speaker of the House of Representatives shall be, ex-officio, members to prepare and to carry out a comprehensive, completed plan for the celebration of the two hundredth anniversary of the birth of George Washington on February 22, 1932; and

WHEREAS, recalling that the celebration of epochal events have always been marred by the incompleteness of preparations, and guided by past experience which has taught that it takes at least five years to complete adequate plans for the commemoration of such events, President Coolidge has only recently requested that the American people begin preparation at an early date, if any commemoration of the bi-centennial of the birth of George Washington that is commensurate with its importance and significance is to be held and that the time between the present day and the year Nineteen Hundred and Thirty-two is by no means too long for the completion and carrying out of such plans; therefore

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

Section 1. That a State Commission consisting of fifteen citizens of the State of Delaware, be and the same is hereby created to act for this State in connection with the celebration in the year 1932 of the bi-centennial of the birth of George Washington, who led the American people through a success-

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ful revolution, who presided at the convention which gave to this Republic its Constitution, who was the first President of our nation, and who after his death, has ever lived as first in war, first in peace, and first in the hearts of his countrymen.

Section 2. The Commission so created shall act with any commission created under the Act of Congress, and with such commission as may hereafter be established under the authority of the respective States, and with the civil national committee established by the Sulgrave Institution, and with such other civic bodies whose activities may relate to such a celebration of this eventful anniversary.

Section 3. The Commission so created shall represent the State of Delaware in respect to the formulation of a plan or plans of celebration in association with other commissions and committees as referred to in Section 1 of this Act; and shall participate in the carrying out of the program so arranged; and shall make such recommendation to subsequent General Assemblies of this State as may be deemed advisable and essential in the preparation and carrying out of adequate plan or plans for this commemoration.

Section 4. The Commission as herein created shall consist of the present Governor of the State of Delaware, the present President Pro Tempore of the Senate, and the present Speaker of the House of Representatives of this State, together with four representative citizens and residents of this State to be appointed by the present Governor, four representative citizens and residents of this State, two of whom shall be members of the Senate, to be appointed by the present President Pro Tempore, and four representative citizens and residents of this State, two of whom shall be members of the House of Representatives, to be appointed by the present Speaker of the House of Representatives. Such commission shall continue for a period of one year after the expiration of the celebration and shall file a report with the General Assembly following the final event of the celebration.

Section 5. The said State Commission hereby created in this Act shall as soon as practicable after its appointment, meet

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and organize by electing a Chairman and Secretary. The members of said Commission shall receive no remuneration whatsoever for their services in connection with the duties of said Commission.

Section 6. The sum of Five Thousand Dollars (\$5,000), or so much thereof as may be necessary to carry out the provisions of this Act, is hereby appropriated out of the General fund of the State Treasury from funds not otherwise appropriated. The said sum of money, or so much thereof as may be necessary, shall be paid by the State Treasurer upon warrants signed by the Chairman.

Approved April 18, A. D. 1927.

RESOLUTIONS

CHAPTER 246

HOUSE JOINT RESOLUTION

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

Cornelius B. Hope, William D. Denney and Albert S. Moore, be and they hereby are appointed Directors, on the part of the State, of the Farmers Bank of the State of Delaware, at Dover.

Approved March 25, A. D. 1927.

RESOLUTIONS

CHAPTER 247

HOUSE JOINT RESOLUTION

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

That Aaron Finger, Leland Lyon and William Coyne, be and they are hereby appointed Directors on the part of the State, of the Farmers Bank of the State of Delaware for the Branch at Wilmington.

Approved March 25, A. D. 1927.

RESOLUTIONS

CHAPTER 248

HOUSE JOINT RESOLUTION

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

That John G. Townsend, Jr., J. Edward Goslee and Walter B. Hilyard, be and they are hereby appointed Directors, on the part of the State of the Farmers Bank of the State of Delaware for the Branch at Georgetown.

Approved March 25, A. D. 1927.

RESOLUTIONS

CHAPTER 249

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives, the Senate concurring therein, that the Speaker of the House appoint a committee of three members on the part of the House to serve with a committee to be appointed by the President pro tem of the Senate to notify the Governor that both branches of the One Hundred and First General Assembly are duly organized and will be ready to receive any communication that he may desire to present or receive any message that he may choose to deliver at such time as he may designate.

Approved February 2, A. D. 1927.

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CHAPTER 250

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives, the Senate concurring therein, that when both branches of the General Assembly adjourn at the close of this legislative day, said adjournment shall be until eleven o'clock on Monday, January 10, A. D. 1927.

Approved February 2, A. D. 1927.

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CHAPTER 251

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives, the Senate concurring therein, that the joint rules governing transactions between the said House and the said Senate during the Sessions of the One Hundred and First General Assembly of the State of Delaware be as follows:

Rule 1. Messages from one House of the General Assembly to the other shall be conveyed by such persons as a sense of propriety in such House may determine. Announcement shall be made by the Sergeant-at-Arms of the House to which the message is being conveyed and the message shall be respectfully communicated to the presiding officer by the person or persons conveying the same.

Rule 2. Every bill and resolution upon being messaged from one House to the other shall be receipted for by the Chief Clerk of the House receiving the same and all papers on which the said bill or resolution may be based, shall be transmitted at the same time.

Rule 3. Every bill and resolution, to which the concurrence of both Houses of the General Assembly may be necessary, shall, upon its final passage in both Houses, be delivered by the Chief Clerk of the House in which such bill or resolution originated into the custody of the Bill Clerk of said House, and it shall be the duty of the Bill Clerk of the Senate and the Bill Clerk of the House of Representatives jointly to see that such bill or resolution has attached to it a proper parchment backing, and that each and every page of the said bill or resolution has been properly initialed, sealed or stamped, and upon being assured that such is the case, shall immediately, if the Houses be in session, and, if not, at the earliest opportunity.

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present the said bill or resolution to the presiding officer of each House for his signature, the presiding officer of the House in which the bill or resolution originated signing first. Said Bill Clerks shall then certify with the Secretary of the Senate and the Clerk of the House on the backing of said bill or resolution that such bill or resolution is the same as that which passed both Houses of the General Assembly and the said bill or resolution shall then be delivered by the Bill Clerk of the House in which such bill or resolution originated to the Chairman of the Committee on Passed Bills of said House.

Rule 4. Disagreement between the two Houses in the substitution for, or amendment to, a bill or resolution, or over any other matter, shall be made subject for conference at the request of either House. A Committee, composed of members who voted in the majority on the point or points of difference, shall be appointed in each House, and, at a convenient hour agreed on by their chairman, shall meet in the conference chamber and state to each other, verbally or in writing, the reasons of their respective Houses for and against the substitution, amendment or other matter of disagreement and confer freely thereon. Conferees shall not have power or control over any part of the bill or resolution, or other matter save such point or points over which the Houses disagree.

Rule 5. Every bill and resolution which shall have passed one House and been rejected by the other, shall be returned to the House which had approved it, and notice given of its rejection and the same entered on the Journal.

Approved February 2, A. D. 1927.

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CHAPTER 252

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives, the Senate concurring therein:

WHEREAS, an invitation has been extended to the Members of the One Hundred and First General Assembly of the State of Delaware, to attend a meeting in the Wilmington High School at the convenience of the Members of the Senate and House of Representatives;

THEREFORE, BE IT RESOLVED, that the Caeser Rodney Citizenship Alumni Association be notified that it will suit the convenience of the Members of the General Assembly to be the guests of the said Alumni Association, on Friday evening, February 11, 1927.

Approved February 2, A. D. 1927.

RESOLUTIONS

CHAPTER 253

HOUSE CONCURRENT RESOLUTION

WHEREAS, Pursuant to a concurrent resolution of the General Assembly the committee created thereunder has arranged for visitations to institutions wholly or partially supported by the State, said visitations to be made on Thursday and Friday, February third and fourth respectively; and

WHEREAS, it becomes a part of the legislative duties of the members of the General Assembly to visit such institutions and for which they are entitled to be credited with attendance upon and in performance of such duties; therefore

Be it resolved by the House of Representatives, the Senate concurring therein, that upon adjournment of both branches of the General Assembly at the close of the legislative day on Wednesday, February 2, 1927, such adjournment shall be made until eleven o'clock A. M. on Monday, February 7, 1927.

Approved February 2, A. D. 1927.

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CHAPTER 254

HOUSE CONCURRENT RESOLUTION

WHEREAS, there is State-wide interest and increasing public discussion as to the merits of the bills introduced in the Senate and House of Representatives for the repeal of the so-called Loose and Klair Laws; and

WHEREAS, it would appear to be the wisest policy and the proper procedure for both branches of the General Assembly to have the advocates of and the opponents to the passage of these measures present their views on the same day; therefore

Be it resolved by the House of Representatives, the Senate concurring therein, that a joint session of both Houses be held in the Hall of the House of Representatives on Wednesday, February 16, 1927, between the hours of two and four o'clock P. M., for the purpose of hearing any citizen of the State of Delaware who desires to be heard on the question; provided, however, that the Speakers be limited to not more than ten minutes each.

Approved February 11, A. D. 1927.

RESOLUTIONS

CHAPTER 255

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives the Senate concurring therein, that a committee, consisting of three members of the House and three members of the Senate, be and is hereby created with full power to act in arranging for and holding a joint session of the General Assembly of the State of Delaware at eleven o'clock A. M. on Tuesday, February 22, 1927, in commemoration of the birthday of George Washington—"First in war, first in peace, first in the hearts of his countrymen."

Approved February 17, A. D. 1927.

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CHAPTER 256

HOUSE CONCURRENT RESOLUTION

WHEREAS, the Members of the One Hundred and First General Assembly of the State of Delaware, have learned with deep regret of the death of Honorable Sylvester D. Townsend, Jr., Secretary of the State under Governor Robt. P. Robinson, and recent Attorney General of the State of Delaware, at Dover, on February 16, A. D. 1927; and

WHEREAS, his untimely death has caused the citizens of the whole State to be greatly shocked at the loss they have sustained; and

WHEREAS, it would seem to be fitting and proper that appropriate resolutions be passed by the General Assembly as the representatives of the people, expressing their sincere appreciation of his service to the State and its political subdivision; therefore

Be it resolved by the House of Representatives the Senate concurring therein, that the General Assembly, on behalf of all the citizens of the State of Delaware, do hereby and herein, collectively and individually, express deep regret at the death of Sylvester D. Townsend, Jr., and emphasize their full and sincere appreciation of his long service for the State of Delaware and for the City of Wilmington; faithful to every trust given him, diligent in every cause he represented, sacrificing his private interests for public duty whenever called upon, his place as a public servant will be difficult to fill and with his many personal friends throughout the State his place cannot be filled; and

BE IT FURTHER RESOLVED, that we extend to the members of his family our sympathy at the irretrievable loss they have

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sustained, and beseech for them Divine Guidance in their dark hours.

Approved February 25, A. D. 1927.

RESOLUTIONS

CHAPTER 257

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House, the Senate concurring therein, that a Committee of three members of the Senate and three members of the House be appointed, by the presiding officers of the respective bodies, a committee to attend the funeral of the Honorable Willard Saulsbury.

Approved March 9, A. D. 1927.

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CHAPTER 258

HOUSE CONCURRENT RESOLUTION

WHEREAS, a contingency has arisen which would seem to preclude any possibility of the General Assembly complying with the provisions of a resolution recently adopted to set a day beyond which no new business could be presented, with few exceptions; and

WHEREAS, it would appear to be for the best interests of the State, that the business which has brought about this contingency, should be given immediate consideration; and

WHEREAS, there are many important bills yet to be introduced in this Legislature; therefore

Be it resolved by the House of Representatives of the State of Delaware, the Senate concurring therein, that no new bills or joint resolutions, or any other resolutions to which the concurrence of both Houses of the General Assembly may be necessary, other than resolutions concerning claims or joint sessions, or adjournment, shall be received by either the said House or the said Senate, at the present session of the One Hundred and First General Assembly, after four o'clock P. M., on Friday, March 4, A. D. 1927.

Approved March 9, A. D. 1927.

RESOLUTIONS

CHAPTER 259

HOUSE CONCURRENT RESOLUTION

WHEREAS, It is customary for each General Assembly to arrange for a Reunion of the Members during the ensuing summer:

Now therefore be it resolved, the Senate concurring, that a Committee of two members of the Senate and three members of the House constitute a Committee to make arrangements for the Reunion.

Approved March 9, A. D. 1927.

RESOLUTIONS

CHAPTER 260

HOUSE CONCURRENT RESOLUTION

WHEREAS, in the death of Hon. Alden R. Benson, the State has lost a useful and high minded citizen whose public service has been notable and whose private life has been above reproach; and

WHEREAS, it is fitting that this General Assembly give public expression of its appreciation and offer its sympathy to Mr. Benson's widow and relatives in their bereavement; now therefore,

Be it resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met: That this General Assembly recognize and praise the constructive public service of General Benson as Secretary of State, during the administration of Governor Denney, and as a member of the State Highway Department for four years; that we further recognize the value and lasting effect of his example as a high minded, able and dignified gentleman, whose integrity and honesty, both public and private, were above suspicion or reproach;

That we extend to his bereaved widow and family the sincere sympathy of this General Assembly;

That a copy of these resolutions be spread at large upon the Journal, a copy delivered to the press, and a copy sent to Mrs. Benson.

That a committee consisting of four members of the House and four members of the Senate be appointed to attend the funeral services.

Approved March 18, A. D. 1927.

RESOLUTIONS

CHAPTER 261

HOUSE CONCURRENT RESOLUTION

Be it resolved by the House of Representatives of the State of Delaware, the Senate concurring therein:

That the State Treasurer be and he is hereby authorized and directed to pay the compensation of members of this General Assembly and the compensation of employees of the Senate and of the House of Representatives in connection with the present session thereof as follows:

James Hall Anderson, Lieutenant Governor	\$ 720.00
William F. Allen, President Pro Tempore	720.00
William A. Simonton	600.00
LeRoy Kramer	600.00
Benjamin R. Veasey	600.00
William Lord	600.00
Joseph N. Reeves	600.00
Frank R. Poole	600.00
Elmer David	600.00
Hervey P. Hall	600.00
John W. Attix	600.00
J. Burton Wharton	600.00
Willard S. Jester	600.00
James H. Latchum, Jr.	600.00
H. M. Deputy	600.00
W. F. Deputy	600.00
Elisha A. Steele	600.00
Gove S. Lynch	600.00
E. Frank LeCates, Secretary	\$2,500.00
Freeman J. Bennett, Assistant Secretary	1,400.00
John E. Mayhew, Reading Clerk	2,000.00
John W. Arthurs, Pres, Pro Tem's Clerk	2,500.00

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Charles W. Jones, Bill Clerk	1,400.00
Clifford Jones, Document Clerk	1,400.00
C. W. Spry, Chaplain	700.00
James L. Wolcott, Attorney	3,000.00
Howard E. Lynch, Attorney	2,500.00
Joshua Bennett, Sergeant-at-Arms	1,000.00
John C. Spicer, Sergeant-at-Arms	1,000.00
Amos Minner, Page	1,400.00
John Callaway, Telephone Operator	900.00
Helen B. Harrington, Stenographer	1,000.00
Helen E. Reynolds, Stenographer	1,000.00
Ethel M. Walton, Stenographer	1,000.00
Willard S. Jester, Chairman Passed Bills	500.00
Hervey P. Hall, Chairman Budget Committee	400.00
Fred Howard	50.00
Ralph M. Wingate	100.00
Richard Betts	50.00
William Wintrup, Speaker	720.00
Jacob Scheifele	600.00
James S. Evans	600.00
William E. Virden	600.00
Michael J. Maloney	600.00
John T. Talley	600.00
William Tinsman	600.00
Delsworth Buckingham	600.00
Clarence E. McVey	600.00
S. B. Irwin Duncan	600.00
J. Leslie Ford	600.00
Harry Lester	600.00
John W. Carrow	600.00
Edward Hart	600.00
Walter L. Marker	600.00
Davis H. Bell	600.00
Howard M. Buckson	600.00
J. Wesley Smith	600.00
John Ashton	600.00
William Ball	600.00
Wm. O. Cabbage	600.00
Charles S. Conwell	600.00

RESOLUTIONS

Wm. C. Paradee	600.00
John W. Sheldrake	600.00
Ora W. Davis	600.00
Wm. H. Richardson	600.00
Thos. C. Curry	600.00
Daniel W. Ellis	600.00
Edward B. Shiles	600.00
E. W. Wootten	600.00
Ananias Hastings	600.00
James B. Dickerson	600.00
Clifford E. Burton	600.00
Frank E. Smith	600.00
Lynford O. Russell	600.00
George O. Fearon, Chief Clerk	2,500.00
John W. Spicer, Reading Clerk	2,000.00
George R. Bennett, Speaker's Clerk	2,000.00
Elwood W. Jones, Chaplain	700.00
Julian C. Walker, Attorney	3,000.00
William T. Broughall, Attorney	2,500.00
Wm. E. Dimes, Sergeant-at-Arms	1,000.00
John J. Anderson, House Messenger	1,400.00
Alfred Raikes, Telephone Operator	900.00
Beverly W. Hickman, Door Keeper	1,000.00
James C. Boggs, Document Clerk	1,400.00
Mrs. Vera G. Davis, Bill Clerk	1,400.00 ✓
Burton S. Heal, Asst. to Clerk of House	1,800.00
William E. Virden, Chairman Passed Bills	500.00
Bertha Louise Butz, Stenographer	1,000.00
Dorothy L. Ringler, Stenographer	1,000.00
Lillian A. Hulse, Stenographer	1,000.00
Howard M. Buckson, Sec'y Budget Committee	400.00
George O. Fearon, Printing Journal	500.00
Frank LeCates, Printing Journal	500.00

RESOLUTIONS

CHAPTER 262

HOUSE CONCURRENT RESOLUTION

CLAIMS

Be it resolved by the House of Representatives, the Senate concurring therein:

Section 1. That the several sums of money hereinafter named are hereby appropriated out of the School Fund of the State for the purpose of paying the claims hereinafter mentioned, and the State Board of Education is hereby authorized and directed to pay the same as follows:

The Bullen Chemical Company	\$50.21
Margaret Carter	16.56
George W. Riley	8.63
W. S. Leatherbury	33.72
J. F. McWhorter & Son	24.43
Redgrave Bros.	18.27
Warner W. Price	15.80
Seaford Hardware Co.	3.77
H. E. Fry	33.40
Layton & Layton	26.88
American Power Company .....	.96
William Norris	1.65
Jos. M. Ford	7.02
Charles Currigioni	6.80
Annie Collins Snow	30.00
Mary Satterfield	37.10
Milton Water Works	4.80
Townsend Lumber Company	1.92
Layton & Layton	4.18
Pierce Hardware Co.	22.20
Approved May 5, A. D. 1927.	

TITLES OF PRIVATE ACTS

Excluded From Publication

CHAPTER 263

AN ACT to amend an Act entitled "An Act to Incorporate the Security Trust and Safe Deposit Company," passed at Dover, March 25, 1885, changing the name of the said corporation to "Security Trust Company."

Approved January 18, A. D. 1927.

CHAPTER 264

AN ACT to Incorporate the "Italian-American Savings and Loan Bank."

Approved January 28, A. D. 1927.

CHAPTER 265

AN ACT to Incorporate the "Kent and Sussex Trust Company."

Approved March 25, A. D. 1927.

CHAPTER 266

AN ACT to Incorporate the "Rehoboth Trust Company."

Approved April 20, A. D. 1927.

TITLES OF PRIVATE ACTS

CHAPTER 267

AN ACT to amend An Act entitled "An Act to Incorporate the 'Newark Trust and Safe Deposit Company,'" approved at Dover, March 10, 1905, by changing the name of said corporation to "Newark Trust Company."

Approved January 19, A. D. 1927.

CHAPTER 268

AN ACT to Incorporate the "Newport Trust Company."

Approved March 19, A. D. 1927.

CHAPTER 269

AN ACT to Incorporate the St. Georges Trust Company.

Approved March 9, A. D. 1927.

CHAPTER 270

AN ACT for the Relief of Julia M. Moore.

Approved February 23, A. D. 1927.

PROCLAMATIONS OF THE GOVERNOR

Printed in Accordance with Provisions of Chapter 10 of the
Revised Statutes of 1915.

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the President of the United States has designated Saturday, July 4th, 1925 as Defense Day, and

WHEREAS, it is desirable that each citizen and every community shall realize the importance of National Defense, and

WHEREAS, through mobilization plans only can this defense be relied upon;

NOW THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do proclaim Saturday, July 4th, 1925

DEFENSE DAY

and do request and urge that all executives of every city, town and community request their citizens as a voluntary act, to parade or assemble with a local organization of the regular Army, National Guard or Organized Reserve, and to co-operate in every way in arranging a patriotic demonstration to be held on this National Defense Day.

IN WITNESS WHEREOF the great seal
of the State of Delaware is hereunto affixed.

PROCLAMATIONS

(Great Seal) Witness, Robt. P. Robinson, Esquire, Governor of the State of Delaware, the nineteenth day of June, in the year of our Lord one thousand nine hundred and twenty-five and in the year of the independence of the United States of America, the one hundred and forty-ninth.

By the Governor:

ROBT. P. ROBINSON.

WM. G. TAYLOR,
Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

Dover, November 4, 1925.

To All to Whom These Presents Shall Come,
Greeting:

NOW KNOW YE, that I, Robert P. Robinson, Governor of the State of Delaware, by virtue of the authority vested in me by Article III, Section 10, of the Constitution of the State of Delaware, do hereby remove William G. Taylor from the office of Secretary of State of the State of Delaware, effective this date.

(Great Seal) IN WITNESS WHEREOF, I have hereunto set my hand and caused the great seal of the State of Delaware to be hereunto affixed this fourth day of November, A. D. 1925.

ROBT. P. ROBINSON,
Governor of Delaware.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the President of the United States has by proclamation set apart the week beginning November 16, 1925, as "National American Education Week" and has recommended that state and local authorities co-operate with the civic and religious bodies to secure its most general observance, and

WHEREAS, the demands which modern life are making upon our people have become so great that it is very difficult for any of us to adjust ourselves to the new conditions alone; we must have help. This help is provided by organized society through a process which we call *education*. By this means people are taught how to live, to work, and even how to play together. They are provided with a means through the schools by which they are made the easy possessors of the experiences of the past in the form of knowledge, trained to use that knowledge in adapting themselves to the requirements of the present, and it is hoped at the same time given some ideals and aspirations to guide them to a successful future, and

WHEREAS, it is significant that the American Legion is joining with the United States Bureau of Education in this movement to increase interest in public education and recognize the importance of public education in the present and future welfare of this state, and realizing that the schools can be kept abreast with the rapid onward movement of civilization only by co-operation in the part of our citizenry,—

NOW THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do proclaim the week beginning November

PROCLAMATIONS

16, 1925 as EDUCATION WEEK FOR THE STATE OF DELAWARE and do designate November 22nd of such week as

ILLITERACY DAY

requesting that ministers in all churches within the boundaries of Delaware bring on this day the matter to the attention of their people and urge them to take some active part in the campaign as a social service contribution to the State and to the Nation.

(Great Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Delaware this fifth day of November, in the year of our Lord One Thousand nine hundred and twenty-five and in the year of the Independence of the United States of America, the one hundred and fiftieth.

By the Governor:

ROBT. P. ROBINSON.

FANNIE S. HERRINGTON

Secretary of State

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

THANKSGIVING PROCLAMATION

WHEREAS, The Almighty Ruler of the Universe has established our Nation in freedom and preserved our Unity. He has shown favor unto our Fathers and continued so to do unto their children. He has given us rich lands for our inheritance and entrusted great power to His people. He has protected us against our enemies and given us an honorable place among the Nations and States. As American citizens, we *daily* send up our prayers of Thanksgiving and praise for these blessings, which are continually being showered upon us, and

WHEREAS, It seems eminently proper that we should set apart one day in each year, as has been our custom, and repair to our respective houses of worship and there render thanks to the Giver of all Good for the bounteous blessings which he has bestowed upon us,

NOW THEREFORE, In accordance with the proclamation of the President of the United States, I, Robert P. Robinson, Governor of the State of Delaware, do designate

THURSDAY, NOVEMBER 26th, as

THANKSGIVING DAY

and do call upon the people of our State to lay aside their usual duties and take time to give thanks unto Almighty God for His many blessings and ask for strength to meet the problems of the coming year.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused

PROCLAMATIONS

(Great Seal)

the Great Seal to be affixed at Dover, this fifth day of November, in the year of our Lord one thousand nine hundred and twenty-five, and in the year of the Independence of the United States of America the one hundred and fiftieth.

By the Governor:

ROBT. P. ROBINSON.

FANNIE S. HERRINGTON,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the President of the United States, who is also President of the American Red Cross, has issued a proclamation designating November 11th, Armistice Day, to November 26th, as the period of the Ninth Annual Roll Call of the American National Red Cross, and

WHEREAS, remembering the splendid and humanitarian service which the Red Cross has rendered at all times,

NOW THEREFORE, I, Robert P. Robinson, Governor of the State of Delaware, do hereby urge every citizen of Delaware, to pledge his support to the worthy work in which this organization is now engaged and to co-operate in every way with his local chapter to make the Ninth Annual Roll Call of the American National Red Cross an unparalleled success.

IN TESTIMONY WHEREOF, I, Robert P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of this State to be affixed this fifth day of November, in the year of our Lord one thousand nine hundred and twenty-five, and of the Independence of the United States of America, and one hundred and fiftieth.

(Great Seal)

By the Governor:

ROBT. P. ROBINSON.

FANNIE S. HERRINGTON,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

Whereas, Pierre S. duPont, Tax Commissioner of the State of Delaware, has reported to me a list of corporations which for two years preceding such report have failed to pay the taxes assessed against them and due by them under the laws of this State.

Now, Therefore, I, Robert P. Robinson, do hereby issue this proclamation according to the provisions of Sections 75 and 76, Chapter 6, of the Revised Statutes of 1915, as amended, and do hereby declare under this act of the Legislature that the charters of the following corporations, reported as aforesaid, are repealed:

A. A. Grimes Stores Company, A. B. C. Refrigeration Company, A. B. C. Shirt Supporter Co., Inc., A. B. Howell Company, Aabac Company Societe International Commerciale, A. E. Davis Permanent Ink Co., A. J. Francis Baking Company, The, A. J. Heath & Company, A. J. Rice Tailoring Company, A. L. Burton & Co., Inc., A. L. Super Products Corporation, A. O. Davis Machine & Mfg. Co., Abbey Pictures, Incorporated, A-R-C Radiator Corporation, Able Refining Company, Absorbent Soap Co., Inc., A. W. Leahy Employment & Commissary Co., Inc., Acidproof Bronze Company, Acorn Buffet, Inc., Acceptance Corporation, The, Ackermite Corporation, Acker Chemical Co., Inc., Ace Chain Company, Inc., Acton Oil Corporation, Ackerman Oil Company, Acme Oil Corporation, Acorn Oil Company, Inc., Acorn Petroleum Corporation, Acid Recovery Corporation, The, Acme Transportation Company, Adams Automatic Door Closer, Inc., Adjustable Arc Rims, Inc., Adirondack Beverage Company.

PROCLAMATIONS

Adkins & Company, Inc., Advance Candy Manufacturing Corporation, Adsa Corporation, Adams Corporation, Adams, Evans & Company of Florida, Adams, Evans & Company, Inc., Adelaide French Metropolitan Productions, Inc., Adam Investment Company, Adler, Inc., Adesta Paper Company, Acraft Publishing Company, Inc., Acraft Service Incorporated, Adam's Slate and Lumber Corporation, Advance Welding and Equipment Corporation, Akme Amusement Company, Ainesworth Coal and Iron Company Ainslie Corporation, Airways Corporation, Agricultural and Engineering Company of Mexico, The, Aiken Lumber Company, Airedale Oil and Refining Company, Ajax Producing Company, Akron-Pittsburgh Sales Co., Aetna Radiophone Corporation of America, Aerial Rotary Engine Company, Aerial Securities Company, Affiliated Theatres Corporation, Aero-Type Four Distributing Corporation, Air Voice Corporation, The, Alaska-American Corporation, Albany American Fuel Company, The, Aladdin Company of America, Ala Company, The, Alembic Company, Inc., The, Alaska Developments Company, Alexandria Hotel Construction Corporation, Alderman-Magistrates & Justices of the Peace, Manuel Association of Pennsylvania, Alabama Mica Company, Alembic Operating Corporation, Algonda Oil & Gas Corporation, Alaska-Pacific Mining Company, Alabama Pine Productions Corporation, Alamo Petroleum Corporation, Alco Products Corporation, Alfo Products Company, Alker Realty Company, Alaska Sulphur Company, All American Securities Corporation, All American Photo Plays, Inc., Allen Auto Specialty Co., Inc., Allied Bankers Corporation, Almejo Chemical Company, Allied Coal & Coke Corporation, All Continental Telegraph Typewriter Co., Inc., Allegheny Company, Allegheny Chemical Mfg. Co., Allegheny Finance Corporation, Allie Hammond & Co., Allie Hammond Hotels Corporation, All-In-One, Inc., Allied Industries, Inc., Allrite Knitting Mills Corporation, Allied Laundries, Inc., Allied Mines Corporation, The, All Nations Playing Card Co., Inc., Alpha Realty and Investment Company, Allentown Sales Corporation, Allen Tire & Rubber Co., Allegheny Valley Fair & Racing Association, Alunite Chemical Products Company, Alta Consolidated Mines Company, Alvico Coal Mining Com-

PROCLAMATIONS

pany, Alsen Drilling Company, Alunite Products Corporation, Amalgamated Mortgage & Securities Corporation, The, Amalgamated Petroleum & Refining Company, Amazon Rubber Corporation, Amalgamated Service Corporation, American African Oriental Trading Company, Inc., The, American Ahumada Mining Company, American Agricultural Corporation, American Art Needle Company, American Association of Foreign Language Newspapers, Inc., American Automatic Advertising Corporation, American Art Lithograph Co., American Auto-cashier Co., Inc., American Bankers Corporation, American Baking Company of Braddock, American Beauty Pencil Corporation, American Beauty Shoe Mfg. Co., American Beauty Stove Company, American Bell Radio Corporation, The, American Bankers Securities Corporation, American Brass Products Company, American & British Securities Company, American Cafeteria Company, American Carbonization Corporation, American Commercial Aviation Corporation, American Concrete Industries Corporation, American Coastwise Transportation Company, American Chemical & Manufacturing Corporation, American Coal By-Products Company, American Co-Operative Building Corporation, American Co-Operative Stores Co., American Corporation for Exploitation of Natural Resources, American Chinese Flour Milling & Lumber Co., American Chilled Meat Company, American Children's Aid Society, American Crude Oil Corporation of Texas, American Development and Finance Company, Inc., American Desk & School Supply Company, American-European Finance Corporation, American Electric Equipment Company, American Engineer Factories, Inc., American-Ecuador Trading Corporation, American Eagle Consolidated Mines Company, American Effectivon Corporation, American Exploitations of Mines in Africa Co., American Electric Refrigerating Company, The, American Engineering & Development Company, American Far East Company, Inc., American Fibre Products Company, The, American Foreign Trading House, Inc., American Fuel Company of Mt. Vernon, N. Y., American Fiscal Corporation, American Fire Escape Corporation, American Fidelity Finance Corporation, American Filling Stations, Inc., American Fire Protectors, Incorporated, American Guaranty Investment Company, American Hotel

PROCLAMATIONS

Stores, Inc., American Home Building Company, The, American Homesteaders, Incorporated, American Home Picture Corporation, America In Its Making, Inc., American Investment Corporation, American International Railway Equipment Corporation, Americanadian Import and Export Corporation, The, American Indian Steamship Corporation, American-International Metals Oils Exploration, Inc., American-International Silk Corporation, American Lathite Co., American Light and Heat Company, American Lamp Company, American Motor Schools, Inc., American Mortgage & Banking Corporation, American Mortgage & Trust Company, Incorporated, American Manufacturers Export Corporation for Eastern Europe, American Motor Racing Association, American Merchant Mariners, Inc., American Medicinal Importing Company, American Marine Unsinkable Safe Company, American Montana Corporation, American Musifer Co., Inc., American Novaculite Co., America Nitro-Products Company, American Oxide & Chemical Co., American Petroleum and Contracting Company, American Plastic Products Corporation, The, American Producers and Distributors Corporation, American Products Corporation of Philadelphia, American Postal Building Corporation, American Poultry Company, American Producing & Developing Corporation, American Radio Exhibitors Association, American Radio Phonolamp Corporation, American Radio Products Corporation, American Releasing Corporation, American Riviera Association, American Rock Asphalt Corporation, American Sea Transport Corporation, The, American Silk Hosiery Corporation, American Syndicate Stores Corporation, American Steam Truck Company, American Sanitary Products Corporation, American Society of Accountants National Agency, American Speedometer Corporation, The, American Steel Export Company, American Steel Corporation, The, American Stroppler Corporation, American Thrift Bond Corporation, American Travel System Sacramento, Inc., American Trade Expansion corporation, American Truck and Trailer Corp., American Trucking Corporation, American Turn-Auto Corporation, American Technical Corporation, American United Gas and Oil Service, Inc., American Uni-Cycle Engine Co., American

PROCLAMATIONS

Veterinary Supply Company, American Wheel Company, Inc., American Woods Export Association, Anacestia Amusement Company, Inc., Anchor Finance Company, Inc., Anchor Fiscal Corporation, Ancona Motors Company, Angle-Arrow Road Service, Inc., Anglo-American Film Corporation, Andreas & Company, Anthracite Concentrate Company, Inc., Anglo Domain Oil Corporation, Anderco Food Products Company, Anuida Manufacturing Co., Inc., Anglo-Mexico-Texas Oil and Refining Company, Andrew M. Lucas & Company, Anderson-Prichard & Co., Antimony Products Corporation, Antennales Radio Corporation, Anderco Restaurant and Food Products Co., Inc., Anglo South American Oil Company, The, Anderson Shorthand Typewriter Company, Andalusia Steamship Company, Anderson Spark-Plug Corporation, Animation Studios of America, Inc., The, Appalachian Coal and Timber Company, The, Apex Compensator Company, Apple Gum Company, Inc., Appalachian Lumber & Mfg. Co., Apollo Oil & Refining Company, Aquabar Products Company, Arizona Cattle & Sheep Co., Archbald Consolidated Coal Company, Argonne Coal Co., Inc., Armalle Coal Company, Archbald Coal Corporation, Argonaut Distributing Corporation, Argus Enterprises, Inc., The, Arkansas Fuller's Earth Refining Company, Arizona Gold Mining Co., The, Argus Gas Plant Co., The, Arizona Homestake Gold Mining Company, Arcrafters, Incorporated, Arsenic Joes Froes & Co., Inc., Arcadia Motors Corporation, Arkansas Mineral Products Company, Arcadia Oil Corporation, Arkansas Oil Corporation, The, Artex Pictures Corporation, Arkansas Platinum Development Company, Arlington Paint and Varnish Corporation, The, Art Products Co., Inc., Artcolor Picture Company, Armstrong Steel Company, Arcadia Steamship Company, Armenia Steamship Company, Artemis Shoe Mfg. Co., Inc., Arcade Shop Inc., The, Archos Trading Company, Arizona Triple Mountain Copper Corporation, Arrow Tire Sales Corporation, Assest, Audit, Adjustment & Appraisal Co., Associated Bankers Corporation, Associated Dollar Tire Stores Company, Associated Executive Service, Incorporated, Ashley Motor Sales Co., Inc., Associated News Service, Inc., Associated Producing & Refining Corporation, Associated Producers Motion Picture Company,

PROCLAMATIONS

Inc., Associated Producers of Delaware, Inc., Associated Producers, Inc., Associated Pharmacist, Inc., Astoria Productions, Inc., Ascutney Steamship Company, Associated Talking Machine Company, Incorporated, Associated Travel Interests, Inc., Atlas Alloys Steel Corporation, Atlantic Adriatic Steamship Corporation, Atlantic Commerce Corporation, Atlantic Collieries Company, Attorneys Co-Operative Association, Atlantic Chartering Co., Inc., Atlantic City Pictures Corporation, Atlantic & Gulf Tie & Timber Company, Atlantic-Gulf Chemical Corporation, The, Atlantic Ice Corporation, Atlas Industrial Development Company, Atkinson & Lee Land Company, Atlas Oil Corporation, Atlantic and Pacific Tire Store Association, Atlas Producing Company, Atlantic Properties Corporation, Atlas Radio Corporation, Atlantic Radio Corporation, Atomic Radio Corporation, Atlantic Radiator Company, Atlantic Service Company, Atwood Stores, Inc., Atlanta Studio Corporation, Atlas Terminal Construction Company, Atlanta Theatre Company, Atlanta Tire & Rubber Company, Atlas Tobacco Co., Inc., Athletic World Company, Autopak Appliance Co., Automatic Accountant Company, Automotive Battery & Electric Company, Automatic Bookkeeping Register Company, Automobile Co-Operative Credit Association, Automatic Continous Motion Picture Corporation, Automatic Cinema Cameras, Inc., Autograph Dater Stamping Corporation, Auto Dirigible Light Company, Automatic Feeder Corporation, The, Automatic Machinery Corporation, Automobile Maintenance Association, Automatic Mixing Machine Company, Auto and Motor Truck Axle Company, The, Austin Mineral Water Co., Augusta Navigation Company, Automobile Owners & Drivers Association, Automobile Owners of New York, Inc., Automatic Phonograph Corporation, Autoclave Portland Cement Company, Automatic Police and Fire Alarm Co., Automobilists Protective Association, Auto Pump Company, The, Audible Radio Corporation, Automotive & Radio Manufacturing Corporation, Automotive Replacement Parts Company, Auto Safety Appliance Corporation, Aurora Springs Corporation, The, Auto Supplies Co., Inc., Automotive Toykraft Corporation, Automotive Transit Company of America.

PROCLAMATIONS

B. & B. Tire Company, Badenhausen Co., Bagues Freres Company, Baca Float Mining & Cattle Company, Bacher Machine and Griding Company, Bachelor Oil Company, Bagdad Oil Corporation, B. & R. Millinery Company, B. W. Adkins Co., Inc., Baily Heating and Plumbing Company, Baker Consolidated Coal and Iron Mining Company, Ballard Gland Transport Sanitoriums, Inc., Balkan Navigation Company, Baltimore Process Company, The, Bankers Bond Digest Company, Banner Consolidated Mines, Inc., Bankers Credit and Mortgage Company, Bankers Exchange Company, Bankers Finance Corporation of Maryland, Bankers Finance & Discount Corporation, Bang-Go Soap Manufacturing Co., Banker Mine Company, Bannock Silver Horn Mining Company, Bankers Supply Corporation, Bankers Service Corporation, Banner Supply Company, Barber Brokerage Company, Bario Metal Corporation, Barbour-O'Brien Coal Corporation, The, Barnard Co., Inc., Barnett Coal & Development Company, Barnat New Improvement Coffee Pot Company, Barne's Railway Rail Brace Co., Barrell Automatic Jack Corporation, Barr & Caldwell, Inc., Basic Enterprises, Inc., Bash Oil and Refining Company, Bateman & Companies, Incorporated, Batavia Tire Sales and Service, Incorporated, Bay du Nord Corporation, Bay du Nord Paper Company, Bay State Turpentine & Rosin Corporation, Beaver Creek Oil Company, Beauxarts Dresses, Inc., Beaver Film Corporation, Beach Haven Theatre Corporation, Beaver Navigation Corporation, Beaumont Oil Corporation, Beaumont Radiophone Corporation, Beckman Coal Mining Co., Bedell Engineering Corporation, Bedilion Oil Company of Louisiana, Bech, Van Sicen & Co., Inc., Begin-Horn Company, Inc., The, Bedford Land & Amusement Co., Belmont Fertilizer and Chemical Company, Belgrade Iron Works, Inc., Belmont Motors Corporation Belvedere Oil Company, The, Bellstone Realty Co., Inc., Benford Auto Products, Inc., Benjamin Franklin Candy Co., Inc., Benmo Oil Company, The, Benson Company, The, Benson Engineering Corporation, Benson Electric Company, Berge Clay & Wax Products Co., Inc., Berkshire Pictures Corporation, Berkly Parfay Company, Berg-Terwilliger Company, Berry Hydraulic Company, Bertdick Oil & Refining Company, Bertrand Production Company, Bertsch Process Company, Bernard Stamp-

PROCLAMATIONS

ing Company, The, Bert Williams Memorial Republican Country Club, Besfo Development Company, Betty's Folks, Inc., Beverages, Incorporated, Betty Oil Company, Bessemer Oil Corporation, Bestgas Refining Corporation, Bethlehem Sun Printing and Publishing Co., Inc., The, Bethlehem Wholesale Drug Company, Big Beaver Oil & Gas Company, Big Bone Oil Company, Billingsley Company, The, Big Gusher Oil Company, Bimini Steamship Corporation, Bird Cage Tea Room, Incorporated, The, Bison Drilling and Producing Company, Binghamton General Sales Company, Bisc Index Service Corporation, Bituminous Paving Supply Company, Bison Shirt Company, Inc., Bird Transfer Company, The, Bird-Wing Flyng Machine Company, The, Binghamton Water & Power Corporation, Blaisdell Contracting and Engineering Corporation, Black Diamond Briquet Corporation, Black Horse Farm Company, The, Black Mountain Coal Products Company, Blake Palm Elevator Company, Black Panther Oil and Refining Corporation, Black Swan Phonograph Co., Inc., Blackburn-Velde Pictures, Inc., Blue-Bird Products Company, Inc., Blue-Black Slate Products Company, Blake's Industrial Agency, Inc., Block, Levy and Co., Bluebird Oil Corporation, Blue Ridge Motion Picture Company, Inc., The, Blue Ridge Transit Co., Inc., Blue Ribbon Gum Corporation, The, Blue Rock Oil Company, Blue Ridge Refining Company, The, Blumenthal Tank Ship Company, Inc., Blyth-Tyler Coal and By Products Co., Bodgan Cushion Hub Wheel Corporation, Bodin Manufacturing Company, Bohn Millinery Stores, Inc., Bohemian Mining Company, Boardwalk Shoe Company, The, Bolte & Ferguson, Inc., Bond and Mortgage Corporation, Boone Oil Company, Bookman Press, Inc., The, Bonner-Redmond Manufacturing Co., Inc., Boston and Montana Securities Corporation, Boulevard Broderies De Paris, Inc., Bove Brick and Lumber Corporation, Boulder Oil & Gas Corporation, Boulevard Tire Sales Company, Bowland & Company, Inc., Bowman and Dikeman, Inc., Boyd Fruit Sugar Corporation, Bowman-Gould Company, Bozeman Manufacturing Company, Bowden Motor Corporation, Boyd Oil and Gas Company, The, Bowmantown Sand and Coal Company, Bow-Yat Motor Lock Corporation, Bradford Baldwin Specialty Co., Brady, McCormick & Company, Inc., Bradford Novelty Manu-

PROCLAMATIONS

facturing Company, Bradley Photo-Play Corporation, The, Brazilian Development Corporation, Brazil Gold Mining Co., Inc., Brandywine Lake Corporation, Brass and Metals Manufacturing Company, Brandywine Transportation Company, Brewster-Morton Company, The, Breen Realty Co., Brentwood Sanitarium, Incorporated, Brighton Concrete Block Co., Briggs and Company, Inc., Brides Guide, Inc., The, Bristol Lumber Corporation, Bridgeville Realty & Guaranty Co., Britton-Archer Manufacturing Company, Bridesburg Amusement Company, British-American Timber Co., British-American Radio Corporation, British-American Rotary Valve Company, Brittingham Candy Mfg. Company, British International Corporation, Broadway Productions, Inc., Broisat of Paris, Incorporated, Broadway Theatrical Production Association, Inc., Broadway Theatre Holding Company, Brookland Auto Service Co., Inc., Bronx Billard Academy, Inc., Brooks Company, The, Bronchial Medical Company, Brown Cab Company, Brown Oil Corporation, Brown Petroleum Corporation, Brownell Wildfire Battery Co., Inc., Bryn Athyn Construction Company, Brunhouse Motor Company, Buckley-Bernard Manufactures, Inc., Buckeye Coal & Mining Co., The, Bully Boy Mines Corporation, Bull Dog Fence Company, Bull Dog Gas & Oil Co., Inc., Bunny Film Productions, Inc., Builders, Inc., The, Builders Marvelstone Corporation, Building Products Company, Buffalo Sulphur Refining Co., Burgess Auto Equipment Company, Burden of the Strong Film Company, Burk Cushing Refining Company, Burlington Fruit Farms, Inc., Burlington Manufacturing Company, Burke Organ Company, Burmeister Stein Company, Business Builders of America, Inc., Buss Creamery Company, The, Business Development Company, Bushnell Service and Sales Company, The, Business Service Corporation, Butler-Bray Publishing Co., Byerly, Incorporated, Byzantine Manufacturing Company, Butler Natural Gas Company, Butler Transfer Company, The.

C. B. Solly Company, C. C. Carek Manufacturing Company, The, C. C. Moon Manufacturing Company, The, C. & D. Manufacturing Company, Cage Engine Syndicate, Inc., C. E. Campbell Potato Company, C. H. Wegley Company, The, C. H. Hall & Company, C. H. A. Dissinger Bro. Co., C. H. Wills &

PROCLAMATIONS

Company, Calvert Hide and Tallow Company, Incorporated, "C." "J." "W." Oil Corporation, Caddo Louisiana Oil & Gas Association, California Motorists Association, Cabell Manufacturing Company, Callahan Motion Picture Corporation, C. and M. Corporation, Cafeteria Madrid, Inc., The, C. P. Roberts & Co., C. P. Zoerb Leather Goods Company, California Ranching Company, Calcasien Sulphur Company, Calumet Sales Company, The, C. Stegmeir Manufacturing Company, The, California Sweet Potato Corporation, Caldwell Sales Company, Calumet Trading Co., Inc., California Tahiti Steamship Company, California Woolen Mills, Inc., C. W. Lord Company, C. W. Lord Real Estate Company, Camp Aunung, (Incorporated), Cambria Corporation, Campbell Irrigation Company, Campbell Kerosene Burner Company, Cameron Motor Car Corporation, The, Cambria Oil and Land Company, Cambridge Publishing Company, Inc., Campbell Petroleum Company, Ltd., Cambridge Springs Bottling Company, Cambria and Westmoreland Coal, Lumber, Gas and Oil Company, Capitol Amusement Company, Inc., Capital City Hotels Corporation, Canterbury Co., Inc., The, Canadian Chilled Meat Company, Canonsburg Hotel Company, Capitol Manufacturing Company, Canadian-Osage Oil Co., Capital Reserve Corporation, Capital Securities Corporation, Cane Sugar Molasses Utilization Company, Canadian U. S. Oil and Refining Corporation, Canuck-U.S. Oil Corporation, Cardanta Brush Company, Cradanta Brush Corporation, Carbonization Company, Ltd., Carlon Cream Separator Co., Inc., Carlton Corporation, Carolina Finance Corporation, The, Cardinal Films, Inc., Caribbean & Gulf Corporation, Carolina Naval Stores Corporation, Carnotite Products Company, The, Carlisle Production Corporation, Caravel Publishing Company, The, Carbo-Sul Corporation, Carlisle Tire Corporation, Corson Corporation, Carrm Motors Corporation, Carson River Corporation, Carter Car Association, Cartagena Oil Corporation, Castle Amusement Company, Cash Coupon Corporation, Castle Craig Company, Castle Cement Building Products Company, Casselle Inc., Casino-Jockey Club Corporation, Castle Lodge Steamship Company, Incorporated, Castlewood Steamship Company, Case Service Incorporated, Central American Corporation, Central Bonded Warehouse Cor-

PROCLAMATIONS

poration, Centre Brick Railway Company, Celery Cola Company, Caverley Chocolate Company, Cellufibre Corporation, Catskill Fur Ranch, Inc., Centre Fed Spring Insert Sales Company, Century History Company, The, Centennial Hotels Corporation, Century Machinery Corporation, Central Mid Continent Producing Company, Central Mid Continent Producing Corporation, Century Motors, Incorporated, Central Mining & Development Company, Central Motor Tire Company, Central Mortgage Company, Central Oil Co., of Ky., The, Cement Products Mfg. Company, Central Peru Copper Company, Cellulose Products Company, Cement Products Company, Cellulose Silk Company of America, The, Central States Service Company, Central States Baking Company, Central States Products Corporation, Central Trust Company of Kansas City, Missouri, Century Theatres, Inc., Central Textile Company, Century Water-Proof Vault and Casket Company, The, Champion Appliance Manufacturing Company, Inc., Chalet Chocolate Corporation, Champion Leather and Novelty Corporation, Champion Shirt Manufacturing Company, Chain Stores Company, Charter Confection Company, Chas. F. Noble Oil Sales Co., Charmont Oil Inc., Chapman Products Company, The, Charles P. Trois and Company, Charles Raab, Incorporated, Charbonneau Rajola & Company, Inc., Chastten Automatic Headlight Control Co., The, Chemical Art L. du Plessis Clemen, Inc., Chero-Cola Company of Shreveport, Chevy Case Apartments, Inc., Cheswick Coal & Coke Co., Inc., Chester Construction Company, Chemical Fuel Company of America, Chester International Pictures, Inc., Chassis Lubricating Corporation, Cheshire Manufacturing Company, Chautauqua Mortgage Corporation, Cherry Manufacturing Company, Incorporated, Chemical Oil Corporation, Chelsea Pictures Corporation, Chautauqua Phonograph Company, Chemical Refining Syndicate, Chestnut Ridge Clay Corporation, Chattanooga Securities Company, Chateau Thierry Corporation, The, Cherry Valley Oil and Gas Company, Chinese American General Exchange, Incorporated, Chocolate Beverage Corporation, Chicago Battery Company, Chincilla Corporation, Chiropractors' Defense Association, Chicago Ignition Supply Co., Choco Ice Company, Chillicothe Navigation Company, Choate

PROCLAMATIONS

Oil Corporation, Chiswell Oil and Gas Company, Chicago Petroleum Company, China Rose Tea Co., Inc., The, Chicago Steamship Lines, Inc., Chicago Taxicab Manufacturing Company, Christo Cola Co., Inc., Citizens Finance Corporation, Christie, Incorporated, Citizens Ice Company, Chung Kwok Company, Citizens Light & Power Company, Citizens Mercantile Corporation, Cireleville Milling Company, The, Churchill Mackreth and Company, Incorporated, Circle Oil Company, Citizens Operating Corporation, Chrome Products Company, Inc., Circle Transportation Corporation, Cirola Talking Machine Co., Inc., Cigar Tobacco Stemming Machine Company, Clark Brothers Oil Corporation, Clason Chemical Corporation, Clarewin Company, The, Class Mineral Fume Baths, Incorporated, Clare Okla Oil Corporation, Clemen Clevis Company, Clevertoys, Incorporated, Cleveland-Wyoming Oil Company of Delaware, Clinton Coal Company, The, Clover Coal Mining Co., Cloverdale Farm Co., Climax Heel Company, Clox-Lite Mfg. Co., Inc., Climax Oil Company, Clinch River Zinc Company, Clifton Terrace Corporation Coastal Belt Oil Corporation, Coast Counties Oil and Gas Company, Coale Corporation, The, Coahuila Coal and Railroad Company, Inc., Coast Fish Oil and Fertilizer Company, Coast Motor Company, Co-No-Mo Manufacturing Company, The, Coastal Oil Corporation, Coal Recovery Corporation, Coco River Dredging Company, Co-Rhu-Cu Medicine Company, Cohra Corporation, The, Coldpack Dairies, Incorporated, Cole Motor Company of St. Louis, Cole Oil & Gas Company, Cold Spring Lake Holding Company, Cold Test Lubricant Corporation, Collins Candy Company, Collateral Finance Corporation, Colliery Investment Trust of America, Inc., The, Colombian Coffee House, Inc., Colonial Dame Hosiery Mills, Inc., Colombian Finance and Credit Corporation, Columbia Finance Corporation of Washington, Colonial Loan Company, Columbia Oil and Refining Company, Colonial Products Corporation, Colorado-Pacific Mining Company, Colura Pictures Corporation, Columbia Power, Light and Railways Company, Colonial Stores Co., No. 21, Columbia Service Corporation, Colonial Stores Corporation, Community Auto Service Corporation, Comet Automobile Company, Commercial Bond and Mortgage Corporation, Companhia Bra-

PROCLAMATIONS

zilera De Petroleo, Inc., Commercial Bond Corporation, Compañia de Telefonos de Barranquilla, Combustion Development Company, Commonwealth Drug & Chemical Co., Commerce Draft and Sales Service, Inc., The, Commercial Feed Company, Community Gas Utilities Company, Commonwealth Hotel Company of Pennsylvania, Commonwealth Industrial Corporation, Commonwealth Ice Company, Commonwealth Manufacturing Co., Inc., Commander Motors Corporation, Combination Phosphate Mines, Incorporated, Combined Producers Oil Corporation, Commonwealth Playing Card Company, Commonwealth Radio Corporation, Community Sales Company, Commonwealth Service Corporation, Compañia de Servicio Publico de Santa Marta, Commercial Sales Corporation, Combined Tire Sales Association, Commercial and Trade Acceptance Company, Commercial Travellers Hotel, Inc., Commerce Trust Company, Commonwealth Vacuum & Electric Appliance Company, Commercial Welding Company, Confederated Home Abattoirs Corporation, Congo Rubber Company, The, Conley-Schell, Inc., Connecticut Piggly Wiggly Corporation, Connecticut Refrigerating Company, Conowingo Talc Company, Inc., Consolidated Auto Service Corporation, Consolidated Argus Corporation, Consumers Association of America, Consolidated Builders Association, Inc., Consumers Coal Corporation, Consolidated Dental X-Ray Laboratories, Inc., The, Construction and Engineering Finance Company, Construction and Engineering Company, Limited, Consolidated Farms Corporation of Florida, Construction Lumber Company, Construction Mortgage Company, Consolidated Motor Truck Company, Consolidated Oil Products, Inc., Consumers Oil and Refining Company, Consolidated Pictures, Inc., Consolidated Patents Holding Company, The, Consumers Pure Silk Corporation, Constancia Petroleum Corporation, Consolidated Radio Corporation, Consolidated Rock Asphalt Company, Consolidated Rubber Corporation, The, Consolidated Stores Co., The, Consolidated Salt Co., Consumers Service and Supply Company, Consumers Shrimp Corporation, Conservative Tire and Service Company, Consolidated Theatre Advertising Companies, Incorporated, Consolidated Vending Company, Consumers Vegetable Glue Company, Consolidated Window Glass Machine Com-

PROCLAMATIONS

pany, Continental Chain Stores, Inc., Continental Construction Corporation, Continental Coal Company, Inc., Continental Commercial Corporation, Continental Corporation, Continental Coal Company of Ohio, Continental Credit Corporation, Contants' Dessicated Food Products Corporation, Continental Food Company, The, Continetal Forge & Furance Corporation, Continental Fluorspar Company, Continental Grocery Stores of Pennsylvania, Inc., Continental Grocery Stores, Inc., Conway Homes Company, Inc., Continental Mortgage and Realty Corporation, Continental Oil & Petroleum Co., Inc., Continental Properties Corporation, Continental Photo Plays, Inc., Continental Service Corporation, Continental Securities Corporation, Continental Trust Company, Continental Transport Company, Copper Bell Mining and Development Company, Cooperative Coal Corporation, Co-Operative Finance Corporation, Cook Gear Shift Company Co-Operative Improvement Company, Coosa Steamship Company, Co-Operative Stores Company, Coraco Company, Inc., The, Corn Derivatives Company, Corinthian Motors, Inc., Corona Motor Company, Cornerstone Mortgage Corporation, Corporate Securities Company, Cosmograph Company, The, Cortez Lumber Company, Cosay Metal Corporation, Cosmopolitan Oil Company, Cosmopolitan Petroleum Corporation, Cottage Bakeries Company, Country Clubs of America, The, Cove Coal Co., Couch, Cotton Mills, Inc., Courtright, Dimmick & Cunningham, Inc., Cotton Harvester Corporation of America, Country Maid Products Co., Coty Stores of America, Inc., County Unit Publishing Company, Cotton Waste Products, Inc., The, Cowley Eastburn & Company, Inc., Craig Chemical Corporation, Craig Damper Regulator Company, Crandell Fuel Co., Inc., Craig-Gerber Oil & Gas Company, Crawford Trunk Corporation, The, Crescent Clothiers Stores, Inc., Creole Development Company, Criterion Finance Corporation, Crescent Lumber Company, Croll Manufacturing Company, The, Crown Cut Trim & Make Co., Crown Oil Company, Crystal Palace of Buffalo, Inc., Crown Remedy Holding Corporation, Cultured Coffee Company of America, Cumberland Development Company, Cumberland Oil Company, Cummings Oil Company, Cullabama Oil & Refining Co., Cumberland Refinery Corporation, Cunningham Magneto Company,

PROCLAMATIONS

Curtis General Sales Company, Inc., Curry Lumber Company, Cyco Industries, Inc., Cuthbert, Kelly & Dickie, Inc., Cypress Lumber Company, Cyclone Motors Corporation, Curran Steam Automobile Company of America, Cylindrical Wrapping Machine Company.

Dal Amusement Corporation, D. B. Martin Leather Company, The, D. C. Development Company, D. C. K. Radio Corporation, D. E. Kibby Shoe Company, Inc., The, Dailey Electric Construction Co., "D'Elia, Inc.," D. J. Morris Trucking Company, D. J. H. Rubber Products, Inc., The, D'Lyte Company, Inc., D. M. Garrison and Company, D. & N. Safety Signal Corporation, Dale Oil & Gas Co., Dairy Products Co., of Allentown, Pa., D. Swan Manufacturing Company, The, D. T. & F. Shoe Company, D. T. Kane Oil Corporation, Dalzell-Wiles Company, Darien Gulf Oil Corporation, Danaher Holton Company, Dann Icer Manufacturing Corporation, Danube Oil Corporation, Damascus Refining & Manufacturing Company, The, David Buick Carburetor Corporation, David Dunbar Buick Corporation, David J. Conroy, Inc., David J. Nevin Publishing Company, Davis Sewing Machine Company, The, Daynight Electric Sign Corporation, De Fiance Wheel Corp., De Kady Radio Equipment Company, De Luxe Food Products Company, De Luxe Radio Corporation, Dean Mines Consolidated Corporation, DeMott Washless Tank Co., Dearborn School of Business Administration, Inc., De Vellier & Company, Inc., Dehydration, Inc., Delmar Bottling Company of Bethel, Delaware, Delmar Co-Operative Association, Delaney Coal Co., Delcora Coal Company, Deline Engineering Corporation, Del Monte Sweet Shops, Inc., Delmore Motors Corporation, Delta Natural Gas Company, Delta Oil and Refining Company, Delaware Bronze Company, Delaware Bedding Co., Delaware Basket Corporation, Delaware Building Company, Delaware Construction Company, Delaware Corporation Chartering Company, Delaware County Millwork Company, The, Delaware Corporate Organization Company, Delaware, Engineering Company Delaware Light and Ice Company, Delaware Motor Express Company, Delaware Notion Company, Delaware-Oatman Mines Corporation, Delaware Orchard Company, Delaware Ophthalmic and Business College, The, Delaware Sales

PROCLAMATIONS

Agency Inc., Delaware Transportation Company, Demas Armor-Cased Tire Savings Company, Dempsey Corporation, Demm Oil & Gas Company, Denver-Colorado Springs Interurban Company, Denny Mexia Oil Company, Denke Manufacturing Co., Dependable Radio Corporation, Department Store World Company, Inc., The, Dentrol Sales Corporation, Denmar Specialty Company, Dependable Truck & Tractor Company, Dernel Food Products Company, Detroit Hexagon Drill Company, Detectograph Manufacturing Company, Detroit Machine Products Co., Detroit Motors, Incorporated, Detroit National Company, The, Detroit Recoiler Manufacturing Company, The, Detroit Rotary Air Pump Company, Diaphragm Company, The, Diamond Confectionery Company, District Finance Corporation, Dictator Fountain Pen Company, Inc., The, Dixie Food Products, Inc., Diamond Lumber Company, The, Diamond Rock Asphalt Corporation, Diamond State Adwear Company, Diamond State Provision Company, Diamond Taxicab Company, Inc., Dixie Building Concern, Inc., Ditman Coal Company, Inc., Dixie Consolidated Graphite Company, Dixie Fruit Products Company, Dixie Graphite Company, Dixie Gold, Inc., Direx Manufacturing Corporation, Dixie Pecan Corporation, Dixie Percolator Corporation, Diver and Reed, Inc., District Realty & Finance Corporation, District Realty Investments Exchange, Inc., District Securities Corporation, Dillon Steam Motors Corporation, Dixie Typewriter Company, Docum Incorporated, Dodson-Morgan Corporation, Domestic Appliance Corporation, Domestic Dehydrator Corporation, Domestic and Foreign Sales Corporation, The, Dollar Point Pencil Corporation, Dominion Portland Cement Company, Domenico Reale, Inc., Dollar Tire Stores Company, Dongon Engineering Corporation, Donora Oil & Drilling Company, The, Douglas Manufacturing Jewelry Corporation, Dorsey & Miller Company, Dover and Philadelphia Navigation Company, The, Downing Corporation, The, Douglas Mfg. Corporation, Dry-Color Corporation, The, Dry Dock and Repair Company of New Jersey, Dry Food Products Company, Drake-Kapphan Piano Company, Drummond Land Company, The, Dresser Oil Company, Dr. Sweet Root Beer, Inc., Dresser Trunk Corporation, Drive Your Car Co., Inc.,

PROCLAMATIONS

Du Barry Manufacturing Company, Dudley Douglas, Inc., Dudley-Irvine Corporation, Duo-dish Steel Wheel Corporation, Dudley-Vought Corp., Dundonald Coal Co., Duo-Stat Radio Corporation, Duquesne Garden Amusement Company, Duplex Interlocking Building Block Company of Allegheny County, Pennsylvania, Duquesne Investment Company, Dunn-Penn Company, Inc., Duplex Radio-Phonograph Company, Duquesne Restaurant Company, Dunner Sani-Comb Products Corporation, Duplex Wrench Company, Dutton-Porter-Judy Corporation, Dyanilin Chemical Co., Inc., Dyestuff and Chemical Company, Dynamoil Corporation, Dyckman Garage Village, Inc.

East American Company, Inc., Eastern Brick Corporation, E. C. Stump, Inc., Eastern Chemical Company, E. C. Portno Company, Eagle Drug Company, Eastern Electric and Manufacturing Company, Inc., The, East End Tire Company of Erie, Eagle Finance Company, E. H. Erickson Supply Company, Eagle Hotel Company, Inc., E. H. Danziger & Company, Incorporated, E. Lautenslager, Inc., Eastern Lumber Company, East Meets West, Inc., Eastern Oil Producing Corporation, Eastern Optical Company, Inc., Eastern Organization Company, Inc., Eastern Production & Fiscal Corporation, Early Process Materials Company, Eastern Radio Corporation, Eastern Radio and Electric Company, Eatonic Remedy Company, Eastern Rubber Company, Eastern Service Oil Company, Eastern State College of Chiropractic, Inc., Eastern Shipping Company, Inc., The, Eastburn-Sharpless Company, E. and S. Manufacturing Co., Economy Acceptance Corporation, Echophone Corporation, Economizer Company, Incorporated, The, Economic Laboratories, Incorporated, Economy Motor Sales, Inc., Economic Powdered Products, Company, Echo Petroleum Co., Ecuador Securities Company, Economy Water Heating Co., Edward E. Rhoads Company, Edel Manufacturing Company, Eden Oil Development Corporation, Egg Preserving and Storage Co., Egg-Safe Container Company, Edwards Trading Company, Inc., Eichner & Company, Inc., Eigenrauch Co., Inc., Eili Eili Picturized, Inc., Electric Ampliphone Company, Electrical Apparatus Export Corporation, Electrocara Corporation, Elfen Corporation, Electromobile Company, The, El Cura Laboratories Inc., El Dorado Oil & Gas Com-

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pany, El Dorado Oil Refining Company, Electric Foundry & Engineering Company, Electro-Gas Appliance Corporation, Electro-Heater Company, Electric Ice Corporation, Electric Lantern Corporation, Elgin Motor Car Corporation, El-Motay Products Company, Elevator Repair Co., Inc., Elk Shirt Company, Electric Specialty Company, Electric Service & Engineering Company, Elcar Taxicab Company, Elm Creek Oil Company, The, Elsie Coal Company, Elpar Gasoline Company, Elroy Manufacturing and Investment Company, Empress Amusement Company, Emergency Bolt Corporation, Empire City Finance Co., Inc., Embossograph Corporation, The, Equitable Corporation, The, Engleheart Company, The, Endyne Chemical Co., Empire Drawn Steel Corporation, Emmett Dickson & Company, Inc., Englert & Englert, Inc., Emmons Film Corporation, Empire Food Products Corporation, Empire Fuel Products Corporation, Equitable Finance Company of Pittsburgh, Pennsylvania, Equitable Guarantee Mortgage Company, Equitable Home Building Company, Equitable Housing Corporation, Equitable Investment Company, Incorporated, Empire-Kentucky Oil Company, Empire Lumber & Land Company, Emmett-Navarro Producing Company, Englewood Oil Company, Equitable Oil and Gas Corporation, The, Emmerling Products Company, Emerson Phonograph Company of Delaware, Equitable Refining Company, Englewood Steamship Company, Equity Service Syndicate, Incorporated, Equitable Securities Corporation, Employment Service Agency Inc., "Entree" Stores, Inc., Emma S. Ranch Co., Entrez Stores Corporation, Empire Trust & Safe Deposit Company, Erie Oil and Gas Company, The, Erickson Tire Corporation, European Asiatic Corporation of America, European Import & Export Corporation, Eureka Laundry Company of Pottstown, Eureka Music Publishing Co., Estacado Petroleum Corporation, Eureka Radiator Company, Eskimo Syrup Company of Illinois, Ewing Bolt and Screw Company, The, Exporters Credit Bureau, Inc., Exchange Finance Corporation, Evans Motors, Inc., Exhibitors Mutual Distributing Corporation, Everyday Piston Ring Company, Inc., Ever Ready Auto Spring Wheel Co., Everkleen Spark Plug Corporation, Eveready Utensil Corporation, Expanded Wood Lath Corporation of Delaware.

PROCLAMATIONS

Fairbanks Auto Painting Company, F. A. Clarke Co., Good Housekeeping Shops, Fairfield Art and Paint Co., Inc., Falcon Automatic Screen Shade & Ventilator Corporation, Famous Attractions, Inc., F. B. Norman Company, Fairfield Battery Company, Fabreter Corporation of America F. C. Danner Company, Fairton Clay & Sand Product Company, Fairlawn Development Corporation, F. L. R. Specialty Company, F. O. Moseley and Son, Inc., Fairview Oil and Gas Corporation, Faps Oil Corporation, Falcon Products, Incorporated, Fairfield Prospecting and Mining Company, The, Fabiola Photoplay Corporation, The, F. Striegler Manufacturing Company, Falk Telephone and Telegraph Company, F. W. Brown & Co., Inc., Farmers Alfalfa Milling Company, Farmers' Co-Operative Union, Farmers and Consumers National Service Bureau Association, Inc., The, Farmers Dairy, Inc., Far East Players, Incorporated, Farmers Film Corporation, Farranoid, Incorporated, Farmers & Merchants Guaranty Company of Pa., Farabed Manufacturing Corporation of America, The, Far Operative Value Company, Farm Produce Stores Corporation, Farm Rotisserie Company of New York, Inc., Fauna Fruit Farms, Inc., Fayette-Mason Oil Company, Faust Printing Company, The, Federal Associates, Inc., Federal Aluminum Corporation of America, Federal Acceptance Corporation, Federal Coffee Company, The, Federal Collieries Company, The, Federal Detective Service Company, The, Federal Funding and Finance Corporation, Federal Fuel & Supply Company, The, Federal Fuel Brick & Supply Company, Federal Finance Corporation, The, Federal Finance & Acceptance Co., Federated Film Exchanges of America, Inc., Federated Film Distributors, Inc., Femina, Inc., Federal Industrial Corporation, Federal Insurance Agency, Inc., The, Federal Loan Corporation, Federal Photoplays, Inc., Federal Reserve Oil Corporation, Federal Sales Company of America, The, Federal Tax Service Corporation, The, Federal Water Heater Co., Ferris Motors Corporation, Ferguson Motor Supply Corporation, Ferree Oil & Gas Company, Fern Oil & Gas Company, Ferncliff Orchard Company, Ferguson-Willis Oil Company, Fifth Avenue X-Ray Laboratories, Inc., Fidelity Amusement and Construction Company, Fieldston College, Incorporated, Fidelity Fiscal Corporation,

PROCLAMATIONS

Fidelio Navigation Corporation, Fidelity Reserve & Guaranty Company, Fidelity Rubber Company, Fidelity Securities and Development Corporation, Fidelity Underwriting Syndicate, Inc., Fidelity Warehouse and Distributing Company, Incorporated, Financial Assistance Union, Finlay Construction Company, The, First Investment Corporation, Finger Lakes Milling Company, Incorporated, First Mutual Music Publishers, Inc., First Mortgage Finance Corporation, First National Acceptance Corporation, First National Thrift Association, Inc., First National Bond & Mortgage Company, Finch 100 Oil Company, Financial Securities Syndicate, First Trust Underwriters, Incorporated, Fisher, Jones Corporation, Fish Products Co., Fisherman's Weekly Publishing Company, The, Fit-Form Manufacturing Company, Inc., Fitz Louis Hotel Company, The, Flashglo Auto Signal Corporation, Flexible Compound Company, The, Flash-And-Sell Sign Service Corporation, Florida Fisheries, Inc., Florida Health & Recreation Camp, Inc., Florida Loan and Finance Corporation, Florida Pine Products Corporation, Florida West Coast Studios, Incorporated, Foley-Steel Company, Foil & Tinsel Corporation of America, Forrest Auto Company, Forrest Amusement Company Fox, Barrett, Hall & Co., Inc., Foster-Crumley-Quinn & Co., Inc., Fox Coal Corporation, Fort Dearborn Coal & Export Co., Forest Hills Coal Company, Forester Industrial Finance Corporation, Four Kings Mfg. Co., Inc., Four Kay Company, Founders of Manhattan Extension, Inc., Four Point Oil & Gas Co., "Forest Park, Inc.," 4 Position Luggage Carrier Co., Inc., Forston Productions, Inc., Foster Service Corporation, Ford Technical Laboratories, Incorporated, Ford Tire and Rubber Company, The, Ford Wheel Corporation, The, Fountain of Youth Hotel Company, Francis A. Crawford, Inc., Franco-American Teixeira Productions Development Corporation, The, Franklin Advertising Service, Inc., Frazier-Booker, Co., Inc., Franklin Bond Co., The, Frank Coal Company, Framerician Cigar Company, Inc., Frankford-Daxies & Company, Inc., Franklin Finance Company, Frankford Finance & Service Corporation, Franklin Guaranty Corporation, Frank J. Hubley Corporation, Frank M. Andrews, Inc., Frank M. Deeny & Company, Frank Powell Producing Corporation, Franklin Radio Cor-

PROCLAMATIONS

poration, Franklin Realty and Development Company, Inc., Frankenberg Refrigerating Machinery Co., France and West Indian Shipping Company, Francklyn Wallace, Inc., French American Construction Corporation, French-American Enamel Mfg. Co., French-American Line, Inc., Frederick Corporation, The, French and Company, Fred G. Byers Co., Incorporated, Fremont Motors Corporation, Fresno Paper Co., Fred Stone Productions, Inc., Friesley Aircraft Corporation, Fruit and Food Vitamines Corporation, Friscoe Oil & Gas Company, Frutchey Service Corporation, Fulton Brokerage Company, Fuelite Equipment and Supply Company, Fulton Group of Oil Companies, The, Furlong Manufacturing Corporation, Fuller Manufacturing Company, The, Fulton National Truck Company, Fuller Safety Razor Company, Fuel Service Company.

Gaby Corporation, G. C. Marten Manufacturing Company, The, Gackenbach & Co., Inc., Galassi Marble and Slate Co., (Inc.), Galesburg Steamship Company, G. V. Pettigrew Co., Inc., G. W. Dickel & Company of Delaware, G. W. Lloyd & Co., Inc., G. W. McElhiney & Co., Gavin-Armour Steel Corporation, The, Garrard, Brown & Co., Garwood Brass and Copper Co., Gascope Company of America, The, Gasoline Corporation, Gaston & Co. of Colombia, Inc., Garrison-King Company, Gardiner-McInnes Company, Gargoyle Manufacturing Corporation, Garment News Corporation, Garrick Operating Company, Garrabraut Public Bakery, Inc., Gaskok Safety Lock Company, Inc., Garden Tea House, Incorporated, Gem Auto Co., Inc., General Amusement Corporation, General Automatic Manufacturing Corporation, Gess Car, Inc., General Contracting & Trading Corporation, General Chartering Corporation, Geysers Development Co., The, General Engineering Service Corporation, The, General Finance and Funding Corporation, Gerald Fitzgerald Company, General Fuel Apparatus Corporation, General Grocery Stores, Inc., General Hotels Company of America, General Machinery Foundation Company, Gearless Motor Corp., Gearless Motor Car Company, Genesee Mortgage Corporation, Georges National Service Association, Georgia Petroleum Company, General Radio Equipment Mfg. Co., General Radio Products Company, General Radio & Electric Corporation of Amer-

PROCLAMATIONS

ica, General Sales and Finance Corporation, Geiszler Storage Battery Company, General Theatres Corporation, George W. Bumm, Inc., Gibson Auto Signal and Manufacturing Company, Gifford-Baker-Doty Management Corporation, Gibson Coal Company, Gibson Girl Gold Mining Company, Gilbralter Petroleum Company, Gilbert Corporation, The, Gist-McDowell Company, Inc., Gillham Oil and Gas Co., Ginet Shale Education Process, Inc., The, Globe Co., The, Glenmore Company, Incorporated, The, Gladly Hair Net Company, Inc., Globe Oil Engine Corporation, Gladiator Oil, Inc., Glenwillard Oil & Gas Company, Gloria Productions, Incorporated, Globe Realty Corporation, Globe Rubber Products Company, The, Globe Theatre Company, The, Goldograph Corporation, The, Golden Gate Refining Company, Gomez Granite Corporation, Goodleys, Inc., Gottschalk and Company, Gordon-Davis Co., Inc., Gotham Lighterage Corporation, Goshen Oil & Gas Co., Gove P. Laybourn & Company, Gould Fire Prevention Products Co., Gourland Typewriter Corporation, Gourland Typewriter Export Corporation, Graham Drilling Company, The, Graebing Drug and Distributing Company, Graham Gasoline Company, The, Grain Soaps Corporation, Gramercy Securities Corporation, Grace Smokeless Coal Company, Graves Air Brake Coupler Company, Graphite Corporation, The, Granaries Export Company, The, Graphic Film Exchange of Atlanta, Inc., Graphic Film Exchange of California, Inc., Graphic Film Exchange of Dallas, Inc., Graphic Film Exchange of Kansas, Inc., Graphic Film Exchange of Ohio, Inc., Graphic Film Exchange of Michigan, Inc., Graphic Film Exchange of Minneapolis, Inc., Graphic Film Exchange of New Orleans, Inc., Graphic Film Exchange of New York, Inc., Graphic Film Exchange of Omaha, Inc., Graphic Film Exchange of Eastern Penna., Inc., Graphic Film Exchange of St. Louis, Inc., Graphoscope Manufacturing Company, Graphic Productions, Inc., Great American Art Mfg. Company, Great China Produce & Stock Exchange, Inc., Ltd., The, Great Canadian Gold Consolidated, Inc., Great Eastern Coal Co., Great Eastern Gasoline Refining Co., Inc., Great Eastern Mining and Manufacturing Company, Great Eastern Nevada Consolidated Mines Corporation, Great Eastern Radio Corporation, Greenant Manufacturing Company, Green

PROCLAMATIONS

Mountain Glove Company, Greater Newark Development Company, Great Western Concrete Products Company, Inc., Great West Oil & Gas Co., of Oklahoma & Texas, Gregg Discount Savings System, Inc., Greig & Ward, Inc., Griburn Co., Inc., The, Grosharo Bedding Manufacturing Company, Gross Manufacturing Company, The, Grohman Motor Manufacturing Company, Incorporated, Gurnee Coal Corporation, Guidometer Corporation, Gulf Fruit & Steamship Company, Guaranty Mortgage & Security Company, Gulf Port Oil & Development Company, Gulf Petroleum Company, Guarantee Registrar and Transfer Company, Guaranteed Service Corporation, Gv Spark Plug Corporation.

H. A. Gaither Cotton Export Company, Inc., H. B. Eigelberner Food Products Corporation, H. & C. Texas Oil Co., H. E. W. M. Manufacturing Company, H. F. Thermos Co., The, H. F. Fortner Manufacturing Company, The, H. G. Schmitt Manufacturing Company, H. H. C., Inc., Hab-International Patents Holding and Manufacturing Company, Portage, Pa., H. L. Graff & Co., Inc., Hadon Products Corporation, H. S. Lyon Corporation, H. S. Wittmark, Incorporated, H. S. Lyon, Incorporated, H. & W. Contracting Company, H. W. Morgan & Company, Inc., Haitian-American Development Co., Inc., Haines & Hollinger Motor Service (Incorporated), Haile-Knight Oil Corporation, Haibe Motor Car Company, Hall Corporation, The, Hall Kitchen King Company, The, Hampshire Building Corporation, The, Hamilton Detective Agency Incorporated, Hamilton Inlet Pulp & Lumber Co., Hamilton Leather Products Corporation, Hamilton Mining & Development Company, Inc., Handy Andy Tool Company, Hanson-Bray Mfg., Company, Hansen-Hyer Corporation, Hanover Oil and Gas Company, Handfre Telephone Service Corporation, Hannigan Waterproofing & Mfg., Co., Harlan Consolidated Coal Company, Harlem Chemical Corporation, Haring Paper Corporation, Harding and Sons Company, Harrison & Company Inc., Harris Consolidated Petroleum Corporation, Harrison Construction and Engineering Corporation of America, Harriman Mines Company, Harrington Petroleum Corporation, Harrisburg Real Estate & Amusement Corporation, Hart-Bell Manufacturing Corporation, Hart Bros, Inc., Hav-A-Lite Ad-

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vertising Corporation, Hastings Body Co., Hawkins & Company, Inc., Hawthorne Corporation, Hassis and Pappas Company, Hawthorne Race Track, Incorporated, Hathaway, Stone, Wallace and Williams, Incorporated, Hawkins Tractors, Incorporated, Hazador Corporation, Hazleton Drug Company, Hays-Raden Company, Hazelwood Supply Co., Heaters & Freezers, Inc., Healthkist Laboratories, Inc., Health League of America, Incorporated, The, Health-O Company, The, Heat Treated Parts Company, Heller's, Inc., Heme National Sales, Incorporated, Hemisphere Oil & Gas Company, Henry B. King & Company, Inc., Henry Harlan Company, The, Henry H. Cannon Co., Inc., Henry Johnson Manufacturing Co., Henderson Manufacturing Company, The, Henderson Oil Corp., Inc., The, Henderson Oil and Refining Company, Hencken Steamship Co., Inc., Henry T. Porter & Company, Hercules Buttonhold Machine and Manufacturing Co., Herba Company, The, Hernia Cure Company, Inc., The, Herbert Furniture Co., Herdis Navigation Company, Hercules Ore and Steel Corporation, Hercules Rubber Products Corporation, Herrick Sales Company, Hercules Silica Asphalt Corporation, Hex Company, Highway Contracting and Equipment Co., Hidden Creek Lumber Company, The, Hia-le-ah Hotel and Apartment Company, Highland Park Land Corporation, Hibbard Petroleum Company, Hiawatha Silk Mills, Inc., High Twelve Realty Corporation of Philadelphia, The, Hilandale Farms, Inc., Hill Farms Oil Company, Hillside Mining Company, Hill Oil and Refining Company, Hill Rubber Company, Hill Top Heavy Hauling Company, Hillburg Transmission Lock Company, Hirth Kovarik Company, History Publishing Company, Hispano Suiza Import Company, Hobbs & Hobbs Petroleum Company, Hobbs Laboratories, Inc., Hoffman Trading Corporation, Hollow Burner Corporation of Philadelphia, Holland-Delta Company, Holly River Lumber Company, Home Builders, Inc., Home Bottling Works, Incorporated, Home Buyers Association, Home Delivery Provision Co., Home Equipment Company, Inc., The, Home Guide Publishing Co., Inc., Home-Guardian Manufacturing Company, Inc., The, Honduras Henequen Co., Inc., Home Investment Company of Washington, D. C., Homelanders, Incorporated, Home Knowles Pottery Com-

PROCLAMATIONS

pany, The, Home Lumber Company, Hooker-Marsh Manufacturing Company, Homestake Petroleum Company, Inc., Home Realty Company, Incorporated of Braddock, Pa., Hoosier Rolling Mill Company, The, Horn Corporation, Horace L. Day Sales Co., Houts & Chase, Inc., Household Fibre Products Corporation, Houston Hot Well Oil Company, Household Ice Machine Co., Houck Radio Manufacturing and Rental Corporation, Household Utilities Corporation, Hotel Warren Corporation, Howard Wilson Baer, Incorporated, Hudson Automatic Machine Gun Corporation, Hudson Producing & Refining Corporation, Hubbell Rubber Co., The, Hubbard Radio X-Ray Corporation, Humpty Dumpty Stores, Inc., Hugh F. Dickson Company, Humphreys-Godwin Sales Company, Hummer Motor Sales, Incorporated, Humboldt Publishing Company, Inc., Hughes Radio of America, Incorporated, Hurst Company, The, Hurwitz Creamery Company, Hunter Navigation Corporation, Huntingburg Oil & Gas Co., Hydro-Electric Company, The, Hydrox Gas and Equipment Co., Huntsville Oil & Gas Company, Hyland Park Development Company, Inc., Hutchison Radio Company, Hygienic & Specialty Co., Hutchison Stores Company of Lancaster, Pa., Inc., Hutchison System, Inc., Hydro-United Tire Company, Hy-Way Service Company.

Improved Branson Domestic Knitting Company, The, Ideal Dry Process Company, Imperial Film Service, Inc., Idlehour, Inc., Idaho Investments, Inc., Illinois Kansas Oil and Gas Co., Ideal Laboratories Company, Importers Lumber Corporation, Improved Motor Device Corporation, The, Imperial Manufacturing Company, Imperial Manufacturing Company, Inc., Ida May Coal Company, Illinois Paper Can & Tube Manufacturing Co., Ideal Silver Black Fox Company, Ideal Sewing Machine Corporation, Imperial Shipping Corporation, Ideal Talking Machine Mfr's., Inc., Imperial Upholstering Co., Inc., Imperial Valley Fruit Company, I. X. L. Tire Co., Indicator Advertising Company, The, Industrial Bond & Mortgage Corporation, Indian Bayou Oil Company, Incorporated, Indian Creek Mining and Manufacturing Company, Indiana Company, Industrial City Company, The, Intermercantile Co., Inc., The, Industrial Corporation of America, Independent Chem-

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ical Products, Incorporated, Industrial Capital, Inc., Independent Coal & Oil Company of Nazareth, Pa., Investment Corporation of Green Bay, Wisconsin, The, Investment Company of America, Industrial Diamond Co., The, Independent Fluorspar Company, Independent Fruit Company, The, Industrial Hydrogen Company of America, Inc., Independent Heating Company, Indiana & Illinois Oil and Development Company, Intermountain Ideal Dry Process Co., Independent Iron Mining Company, Industrials Liquidation Corporation, Individual Laundry, Inc., Industrial Motors Corporation, Interurban Motor Truck Lines, Inc., Insto Mfg. Co., Inc., Industrial Oil and Refining Company, The, Industrial Operating Corporation, Indemand Products Corporation, Inland Petroleum Corporation, India Pictures Corporation, Industrial Producers & Refiners Corporation, Indian River Estates, Inc., Independent Radio Corporation of America, Inland Radio Telegraph Company, Indian Runner Corporation, Independent Radio Corporation, Indian River Groves Company, The, Intercity Radio Telegraph Company, The, Inter-State Home Builders Corp., Insulation and Specialty Corporation of America, The, Inca Syndicate, Limited, Institute of Simplified Education, Inc., Investors' Trading Company, Interallied Trading and Manufacturing Corporation, Industrial Underwriters Company, International Aircraft Stabilizer Corporation, International Bureau of Trade Extension, Incorporated, International Callophone Corporation, Inter-Coastal Steamship Company, Interstate Chemical Foundation, Inc., International Cotton Protecting Company, International Changeable Bulletins, Inc., International Department Stores of America, Inc., International Display Corporation, International Dry-Milk Company, International Engineering and Radio Corporation of America, International Filters Corporation, International Finance and Mortgage Corporation, The, International Glass Products Company, International General Service Corporation, International Galleries, Inc., International Health Appliance Company, The, International Home Building Company, Inc., International Italo-American Investment Company, International Investors Corporation, Interstate Industrial Corporation, International Industrial Corporation, International Meat Smoking Corporation, International Mercan-

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tile Exchange, Inc., Interstate Mining Company, Ltd., International Oil & Metals Syndicate, Incorporated, Independent Oil and Refining Company, International Patents Corporation, International Protective Investment Company, Inc., The, International Radio Corporation, Interstate Royalties Corporation, International Registering Valve Corporation, Inter-State Acceptance Company, International Sea Products Co., Inc., International System of Financing, Inc., International Service Corporation, International Stamps and Fine Arts Trading Corporation, International Sugar Corporation, International Sales and Investment Company, International Steel Spring Company, Inter-State Steamboat Corporation, International Scientific Mfg. Co., Ltd., International Shoe Heel Corporation, Independent Shoe Machinery Corporation, The, Interstate Steamship Lines, Inc., International Steel Tube Company, International Speedway Association, International Shore Process, Incorporated, International Steamship Company, Inc., Interstate Standard Garages Corporation. International Talc Company, International Trade Extension, Incorporated, International Torpedo Boat Corporation, International United Stores Association, Inc., International X Ray Corporation, Irish Arts and Industries, Inc., Isoline Coal Company, Iowa Corporation, The, Irene Coal and Mining Co., Inc., Irwin Color Science System, Inc., Ira Fuel Company, Irish Free State Line, Inc., Island Ice & Fuel Corporation, Iowa Iron & Steel Corporation, Iroquois Mining Company, Irvin Manufacturing Corporation, Isabella Mines Company, Iroquois Navigation Co., Italian Star Line, Inc., Isonomia Steamship Company.

J. A. Cummings Company, Jamison Clothing Company, Jaeger Distributing Corporation, J. D. Williams Amusement Company, J. D. Marine Company, J. Earl Brennan & Co., J. Gittelman, Inc., J. H. Berman & Co., James H. Sharp, Inc., J. H. Goldberg, Inc., J. H. Seward, Hill and Company, Inc., Jamerson, Incorporated, J. J. Kelly Contracting Company, James J. Jeffries Development Company, J. L. Bianche, Inc., J. M. Marrone and Co., of Utica, N. Y., Jans Pictures, Inc., Jacques Restaurant Corporation, J. W. Donaldson, Inc., J. W. Zarro Company, Jellico Creek Company, Jennings Corporation, Jerome-Edwards Metallic Packing Company, Jennings-Haenle-Donahoe Com-

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pany, Jenny Lind Photoplay Corporation, Jesperson Newsprint Corporation, Jewett-Palmer-Harris, Inc., Jesse R. Grant, Inc., Jim Swayne Oil Refining Company, Jeannette Steamship Company, Jefferson University, Inc., Johnny Appleseed Stores, Inc., John B. Love Chemical Company, Johns Brick & Tile Company, Johnson & Carey Company, John Clayton and Company, John De Souza Company, Inc., Johns-Driggs Corporation, Joart Electric Co., The, John Firth & Co., Inc., John F. Collins Mfg. Co., Johnson Gas-Saver and Carbon Eliminator Company, Inc., John Halfpenny, Incorporated, John H. Davis Company, The, John Ince Productions, Inc., John L. Morris Oil Co., Johnson-Lund Company, The, Johnson Manufacturing & Supply Company, Inc., Johnson Products Refining Company, John P. Collins Company, Inc., Johnston Stucco Company, The, Johns Tablet Company, Inc., John Widman and Sons, Inc., John W. Kershaw Company, John W. Ayers Company, Jon-Con Tire Protector Company, Jones Ex-Moisture Company, Joplin Mines Company, Jordan Motor Sales Co. of Delaware, Joseph M. Dorsey Co., Inc., Joseph VanBlerck, Incorporated, Juniata Crossings Hotel Company, Just-Rite Sweets, Inc., Junior Shoe Mfg. Co., inc.

K B. Engineering Company, K. D. Byington & Company, Kafex, Incorporated, Kaufmann Brothers Corporation, Kansas City Platinum Mining and Smelting Co., The, Kay-Dee Products Corporation, Kay Laboratories, Incorporated, Kanabec Steamship Company, Inc., Karboid Sales Company, Katherine Treasure Vault Gold, Inc., Keeler Brothers & Company, Keefe-Gartner Corporation, The, Kevill Mfg. Company, Kearney Mfg. Co., Kemp Bend Company, The, Keough Canning Company, Inc., Kelly & Cook Company, Keller Heating Company, Kello O. Radio Corporation, Kelmet Products Company, Kentucky Cardinal Oil Company, Kentucky Crude Oil Company, The, Kentucky Coal and Electro-Chemical Company, Kentucky Development Company, Kentucky-Index Holding Company, Kentucky Midland Pipe Line and Refining Company, The, Kenote Oil Company, Kendall Products Corporation, Kentucky Pacific Oil & Refining Co., Kentucky-Penn Oil Company, Kensilworth Sales Agency, Inc., Kentucky Soap Company, Kennebec Steamship Corporation,

PROCLAMATIONS

The, Keystone Aero Corporation, The, Keystone Auto Gas & Oil Service Company, Keystone Business Bureau, Inc., The, Keystone Coal Briquette Manufacturing Company, Keystone College of Chiropractic, Inc., Keystone Discount Company, Kerr Elevator Equipment Company, Keystone Electric Company, Keystone Gold Mining Company, Keystone Investment Corporation, Keystone Importing Company, Incorporated, Keystone Match Corporation, Keystone Merchandise Corporation, Keystone Oil Company, Keystone Omnibus Company, Inc., Kermul Products, Inc., Keystone Refractories Company, Inc., Keystone Recording Laboratories, Inc., Keystone Taxi and Transfer Company, Kerwol Tire Stores Company, Incorporated, Keystone Underwriters, Inc., Key West Gas Company, Killion Company, Kil-Glar Company, Kings Company, Inc., The, King Coffee Products Corporation, Kings. County Taxicab Corporation, Kingman, Consolidated Mines Company, King's Food Products Company, Kismet Navigation Corporation, King Radio Company, King Radio Manufacturing Co., King Razor Corporation, King Service Corporation, Kirshner & Sons, Inc., Klee Coal Company, Kleppe Lines, Incorporated, Klosepak Manufacturing Company, Klee-nall Mfg. Co., Inc., Kluvo-Riheldaffer & Co., Kleppe Steamship Company, Inc., Klondyke Transportation Company, Knight Electric Service Corporation, Kneipp House, Inc., Knoepfel Industrial Corporation, Knight Motor Sales & Service, Inc., Knickerbocker Oil Corporation, Knickerbocker Photoplay Corporation, Knickerbocker Publishing Company, Knickerbocker Realty Corporation, Knitwir Works Corporation of America, Koepf Lace Curtain Laundry Company, Incorporated, Kooper Damper Co., Kor Engineering Company, Kor-Nof Manufacturing Company, Kola Nut & Dixie Grape Syrup Company, Kossee Oil Producing Corporation, Kosciuszko Oil and Gas Company, Kompakt Sales Co., Kruck Piano Company, Inc., Kraus & Shaw, Inc., Kreemo Syrup Company, The, Kut-A-Kan Manufacturing Co., Inc., Kytenn Oil and Gas Company, Kuhns-Welland Company, Kwik-Lift Corporation.

Lake Alfred Fruit Lands Company, L. B. Taylor & Co., L. & B. Machinery Co., Lacakawayne Coal Company, La Cuela Plantation Company, Lake Charlotte Oil Corporation, La Croix Oil

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Company, L. C. Smith Building Company, Lackawanna Drug and Manufacturing Company, The, Lake Erie Gas and Fuel Company, Inc., L. F. Christman Medicine Company, Lafayette Finance Corporation, Lafayette Minnesota Company, L. M. G. Corporation, Lad Manufacturing Corporation, Lady Mackenzie Film Company, Labor News, Inc., The, Ladils Products Co., Inc., Ladies' Ready-to-Wear Jobbing House, Inc., L. R. Steel Company, Inc., Labor Saving Devices Corporation, Lake Shore Coal & Coke Company, Labor Saving Machinery Company, Lackawanna Service, Inc., Lahontan Valley Sugar Company, The, L. W. Syfrit Company, Lamb Calculator Corporation, Lambert Chemical Co., Lamilla, Inc., Lambert-Toliver Oil & Gas Company, Landrin Company, Inc., Lanco Manufacturing Company, Lance Motor Sales Co., Lange Food Corporation, Langley Oil & Gas Company, The, Larsen Air Navigation, Inc., Lansdowne Motors, Inc., Latox Lumber Company, Lattig-Shimer Company, Laurel-Bethel Campmeeting Association, Laurel Drilling & Construction Company, Laurel Hill Oil & Gas Company, Laur-Meg Electric & Manufacturing Corporation, Laxton Coal Mining Company, Layman Connecting Rod Corporation, Lawton, Ingram & Co., Lawyers Title and Trust Company, Leach & Company, Leavitt-Newton Company, Le Syndicate Laval Limitee (Laval Syndicate Limited, The), Leather & Textile Products Company, Leffler Foreign Patents Company, Lee Tire Sales Co., Inc., Leggatt Portable Typewriter Corporation, Lehigh Thermometer Company, Lehigh Valley Facing Company, The, Leona La Mar Productions, Incorporated, Leonard Morton and Company, Leonard Oil Co., Lenni Steel Company, Lenox Saw Mill Company, Lewis Automobile Company, Inc., Lewis Heid Printing Company, Lexington Motor Company of Pennsylvania, The, Liberty Amusement Company, Liberty Bell Stores Corporation, Liberty Brand Canning Company, Liberty Engineering Corporation, Liberty Elkhorn Coal Company, Liberator Films Corporation, Liberty Farms Corporation, Liberty Land and Investment Company, Lighthouse Manufacturing Company, Liberty Radiophone Co., Lighthouse Rim Co., Inc., Light Sight Products Corporation, Lightning Spark Plug Corporation, Libert Theatre Company, Inc., Linda Basse Company, Incorporated, Lionoil Limited, Inc., Lincoln

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Mortgage and Debenture Corporation, Lindcraft Manufacturing & Finishing Corporation, Liberty Motion Pictures Corporation, Lincoln Mortgage Company, Lincoln Petroleum Corporation, Lincoln Piston Ring Company, Litnum Bronze Co., Livengood & Company, Lithuanian Industrial Corporation, Lloyd Italo-American Steamship Company, Inc., Lithide Manufacturing Co., Little Poland Oil Company, The, Little Wonder Products Company, Inc., Locomobile Company, The, Lockwood Corporation, Lockstone Corporation, The, Locust Hotel Company, Localized Lighting Corporation, Local Oil Company, Lomer Armored Tire Company, Lola Candy Corporation, Lomax Investment Company, Lodge Navigation Company, Incorporated, Lojacono Sugar-cane Planter Company, Inc., The, Long Beach Sea Food Corporation, Long Distance Radio Phone Corporation, Long Island Brick Company, London & New York Exchange Limited, Inc., Loring Petroleum Company, Inc., Long Products Corporation, Loop Steel Manufacturing Co., Louis A. Root Agency, Inc., Loveland Buffalo Corporation, Louis Estes, Inc., Louisiana Production Co., Louisiana Pine Products Corporation, Loud Speaking Telephone Corporation, Louisville Specialty Manufacturing Company, Lotz-Wilhelm Engraving Company, Inc., Lowry Stockholders Listing Syndicate, Lowry Top and Body Company, Loyd Wireless Telephone Corporation, Luthby Battery Corporation, Luxmore Company, The, Lucky Fastener Corporation, Lucky Jim Oil & Development Company, Luxardo Lines, Inc., Luthby Sales Company, Inc., Lumber Sales and Development Company, Ludlow-Weller, Inc., Lucas and Company, Incorporated, Lyons Roller Bearing Company.

M. J. Osborn Co., M. J. Fyock Coal Mining Co., Mack-Landis Corporation, M. & M. Sales & Service Corporation, M. R. S. Corporation, M. R. Miller & Co., "M" Self Serve Grocery Stores, Inc., Madden Company, Madison Company, Madison County Oil and Gas Company, Magnolia Cotton Mills Corporation, Magic Electrolyte and Battery Co., Magnetic Manufacturing Company, Magnetic Mineral Springs Investment Company, Madison Oil & Gas Company, Magnum Petroleum Company, Magic Remedy Co., Maguire Tire & Rubber Company, Mainton Corporation, Mah-Tay Sales Company of Philadelphia, Mammoth Company, Mal-

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len Oil Company, The, Malta Petroleum Company, Mansmann Brothers Company, Manor Finance Corporation, Mansfield Gas Coal Company, Manufacturers Garment Company, Manor House Corporation, Maple Leaf Oil Company, Manitou Mines Company, Manhattan Piggly Wiggly Corporation, Mantell Rotary Extinguisher Corporation, Manhattan Radio Corporation, Manhattan Stove Company, Mariella Bros. Mfg. Co., Inc., Marblecrete Corporation, Marvel Engineering Company, Marcus Furniture Manufacturing Co., Marine Film Service, Incorporated, Marion Oil Company, Marigold Oil & Refining Company, The, Marco Realty Corporation, Marine Rubber Corporation, Marine Salvage Corporation, Marine Securities Corporation, Mar-Vel-O Manufacturing Corporation, Marshall Engineering Corporation, Market Finance Corporation, Marmon Oldsmobile Company, Mariaim Oil Corporation, Marne Textile Company, The, Maryland Discount Corporation, Maryland and Delaware Rubber Co., Maryland Motor Machine Company, Martinson Motors, Inc., Martin Motor Car Company, Martino-Pflieger Co., Incorporated, Martin Real Estate and Securities Company, Marvel Sales Corporation of Wilmington, Del., Maryland Steel Rolling Company, Maryanne Shipping Company, Mason-Davis Company, Mason Knitting Mills, Inc., Mason Oil Corporation, Mastbury Company, The, Master Gasoline Corporation, Masterpieces, Inc., Match Corporation of America, The, May Brooke Manufacturing Co., Mazourka Copper Company, Maytan Pictures, Inc., Maywald Rubber Company, Medical Appliance Corporation, Mechanics' Co-Operative Beneficial Corporation, Medical and Dental Products Manufacturing Company, Medical Electric Apparatus Corporation, The, Media Motor Sales Company, Meisel Manufacturing Company, Meeks Oil Company, Meadow Oil Company, The, Medicinal Products Corporation, Mechanical Restaurant Company, The, Mechanics Supply Service, Inc., Medical Supply Associates, Inc., Mechanical Specialties Corporation, Medical Science Pharmacy, Inc., Mechanical Skating Rink Company, Meldock Engineering Company, Inc., Meridian Amusement Company, Merchants & Consumers Mutual Association, Merido Drug and Manufacturing Company, Merchants Discount Company, The, Mermaid Dish Washer Company, Merchandise Finance Com-

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pany, Merchants Finance Corporation, Merchants Guarantee Company, Meredith-Jones Fuelometer Corporation, The, Mercer Motors Company, Merla Mexican Oil Corporation, Meridian Oil Company, Inc., Mercedes Oil and Gas Syndicate, Merit Oil Corporation, Merchants Service Corporation of New Jersey, Mercantile Traders, Incorporated, Merrill Plow Co., Inc., Metropolitan Chemical and Novelty Company, Metropolitan Commissary Co., Metropolitan Cities Finance Corporation, Metro Electric Mfg. Co., Inc., Metro Engineering Co., Metropolitan Finance Corporation, Metfab, Incorporated, Metalon Products Corporation, Metropolitan Picture Corporation, Metropolitan Paving Company, Metropolitan Publications, Inc., The, Metals Repair and Supply Company, Mexico Continent Corporation, Mexia Drilling Corporation, Mexico Development Company, Mexican Eastern Oil Company, Mixicohio Mines Company, Myers Screen and Ventilator Corporation, Mexican Trading and Transportation Corporation, The, Midland Beach Steamboat Company, Mica-Ceramics Corporation, Mid-Continent Producing and Royalties Corporation, Middle City Lighting Company, The, Mid-Continent Consolidated Oil Gas and Refining Company, Mid-Continent Advertising Agency, Inc., Mid-Caddo Oil Co., Midwest Development Syndicate, (Inc.), Midwest Grocery Company, The, Midland Mortgage and Securities Company, Miami Oil & Gas Company, Midwest Radio Corporation, Michigan Reed Fibre Furniture Company, Mid South Gas Corporation, Middle States Coal Company, Middle States Discount Company, The, Middle States Securities Company, The, Middletown Tire and Rubber Corporation, Miami & Tampa Railway Company, Michigan-Texas Company, The, Midwest-Texas Oil Company, Mid-Western Oil Refining Corporation, Miller Auto Thief Device Manufacturing Company, Mileometer Corporation, Milk Dealers Crate Corporation, Millington Electric Power and Ice Plant, Inc., Milcan Machine Company, The, Milford Road & Coal Company, Military Supply Company, Millheim Bakery Implement and Equipment Company, Miller Construction Company, The, Millard Drug Corporation, The, Miller Farm Products Company, Millsaps Mail Exchange Company, The, Miller Spring Mining Company, Inc., Miller Traction Wheel Corporation, Milliken

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Tractor Corporation, Mineral Bi Products Corporation, Mineral Bank Mining Company, Mint-Cola Corporation, The, Min-Cas Lubricating Oil Company, Mineral Development Company, The, Minich Railway Appliance Corporation, Miss Columbia Publishing Company, Mississippi Pine Products Corporation, Missouri Silver Fox Company, Inc., The, Missouri Valley Refining Co., Mobile Box & Lumber Company, Modern Chemical Company, Modern Lubricating Company, Inc., Modern Radio Corporation, Mohawk Company, Inc., Mogul Engine Company, Inc., Molybdenum Exploration and Development Corporation, Moline Mill Manufacturing Company, Moller Motor Company, Molly Pitcher Candy Company, The, Monitor Amusement Company, Montana Black Butte Oil Company, Monitor Bi-Loop Radiator Company, Montreal Copper Company, Monarch Casing Supply Corporation, The, Monessen Cement Products Company, Monarch Film Corporation, Monongahela Navigation Company, Montour Oil Company, Monroe Oil Company, Monarch Petroleum Corporation, Montana Pipe Lines Company, Monumental Pictures Corporation, Montana Tractor Company, Monarch Vacuum Petroleum Company, Incorporated, Moore Brass Works, Inc., Moore, McCord, Gilchriese & Associates, Inc., Morallen Mfg. Corporation, Morgenthau Electric Company, The, Morgan Howells Company, The, Morosco Holding Company, Inc., Morris & Kirby, Inc., Moriarity Manufacturing Company, Morris Milling Company, Mortgage Finance Corporation, Morton Greenville Co., Mortgage Loan Corporation, Mortgage Sales Corporation, Morse Wool and Pelt Company, Inc., Motorade Corporation, Motor Craft Shops of New York, Inc., Motor Car Specialties Company of Mississippi, Motor Car Owners Guaranty Co., Inc., Motor Car Abstract Company, Inc., Motor Fuel Corporation, Motor Ho Tractor Corporation, Mottocraft, Inc., Motors Ignition Corporation, Moth K-L Company, Incorporated, Motorists Legal Association, Motorists Merchandise-Service Corporation, Moshula Navigation Company, Mosque Oil Corporation, Motor Parts Supply Co., Moth Proof Products Corporation, Motor Print Company, The, Mt. Lebanon Oil and Gas Company, Moulton Producing and Refining Corporation, Mount Shasta Steamship Company, Mount Vernon Press, Inc., The, Movee Corporation of

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America, Movies for the Home, Incorporated, Mrs. Miller's Salted Nuts, Incorporated, Multi Garages, Inc., Mumme Murray & Swats, Inc., Municipal Bond Corporation of New York, Murcott Automotive Parts Corporation, Murphy Manufacturing Co., Murlan Securities Corporation, Murray Hill Securities Corporation, Muscotta Navigation Company, Mushroom Products Corporation, Myers Air-Craft Corporation, Mystic Auto Lock Company, Mutual Benefit Dime Association, Mutual Brokerage Corporation, Mutual Capital Corporation, Mutual Dental Laboratories, Inc., Myers Flyers, Inc., Mutual Grocery Company, The, Myersstown Hosiery Company, Mykrona Navigation Corporation, My-O-Lin Specialty Company of Erie, Pa., Mutual Oil & Gas Co., My Stores, Inc., Mutual Service Oil Company, The, Mutual Stock and Produce Exchange Company, Inc., The, Mutual System Corporation.

Mac Arthur Company, The, McClung Press, Inc., McCreary Oil & Gas Company, McDonald Corporation, The, McDevitt Chair-Bed Co., Inc., McGaughey's Dog Remedies, Inc., McKeesport Securities Company, McKeesport-Texas Oil Co., McKelkon Corporation, The, MacLewees Electric Co., McManus Electric Co.

Nabob Mining Company, M. R. Moss Co., N. Y. P. Service Company, Nashville Refining Company, Natural Color Pictures Company, Inc., Natural Food Products Company of Delaware, The, Natalie Oil & Gas Co., Inc., Natural Resources Development Company, Navarro Securities Company, Naugatuck Tire & Rubber Co., Inc., National Auto Anti-Theft Association, National Automatic Typewriter Corporation, National Auto Body Corporation, National Advertising and Sales Co., The, National Arts of America, Inc., National Agricultural Publishing Company, National Advertising Corporation, National Automatic Vending Machine Company, National Aerosurveying Corporation, National Beverage and Sundries Corporation, National Bond & Discount Company, The, National Booking Company, Inc., National Chemical Company, National Community Enterprises, Incorporated, National Capital Oil & Gas Company, Inc., National Chemical and Oil Machinery Corporation, National

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Cereal & Food Products Company, National Collapsible Rim Corporation, National Capital Realty Company, Inc., National Commercial Service Company, Incorporated, The, National Cooling Company, National Consolidated Rubber Company, National Consolidated Rubber Corporation, National Cereal Corporation, National Co-Operative Clothing Company, National Distributing and Sales Corporation, National Discoin Corporation, National Dairy Company of Pennsylvania, National Differential Manufacturing Company, National Discoin Sales Corporation, National Display Corporation, National Electrotype Company, National Extension Library, Inc., National Furniture Company, National Funeral Home, Inc., The, National Fuel Service Co., National Fiscal Organization, Inc., National Fastick Paint Company, Inc., National Grocery Company, Inc., The, National Gravure Service Corporation, National Gasoline Refining Company, National Housing Securities Corporation, National Hotel-Hospital, Inc., National Ink Company, National Indoor Golf, Inc., National Lens Clubs, Inc., National Lumber Company, National Life Preserver Company of England, National Manufacturing Corporation, National Manufacturing Company of Indiana, The, National Motor Efficiency Corporation, National Motor Products Corporation, National Motor Transit Company, National Motion Picture Finance Company, National Manufacturing and Mineral Company, National Mortgage and Securities Corporation, The, National Metal Door & Shutter Company, National Nut Company, Inc., National Oil Reclaiming Company, National Opportunities Corporation, National Publishing Co., Inc., National Producing & Refining Company, National Pavements Corporation, National Pictorial Soap Sales Company, National Paper Mills Company, The, National Portland Cement Company, The, National Pump Company, National Public Markets Corporation, National Press Writers Association, National Railway Car Cleaning Company, Inc., National Reduction Corporation, National Radio Consolidation, Inc., National Radio Products Corp., National Radio Corporation, National Refrigerating Corporation, National Reserve Acceptance Corporation, National Radio Sales Corporation, National Reserve Drilling Corporation, National Shipping Corporation, National Ship Supply and Ma-

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chinery Company, Incorporated, National Sales and Service Corporation, National Sea Food Company, National Steel Construction Company, National Securities Corporation, National Service Corporation of New York, National Students of Finance, Incorporated, National Trading Coupon Co., Inc., National Tire Rebuilding Company, National Trading Co., Inc., of Westfield, Mass., National Trading Co., Inc., National Union Company, National Underwriters Trust Company, Nat Vincent, Inc., National Wrapping Machine Co., Inc., National Water Heater Company, Nebula Fuel Corporation, Neely Oil Production Company, Nea Publishing Co., Inc., Nejb Hekimian, Incorporated, The, Nelson Motor Fuel and Fertilizer Co., The, Ness Import Company, Neuro Pharmacal Company, The, Never Rip Clothing Co., New Continent Commercial Corporation, New Era Finance Corporation, The, New England Tire & Rubber Company, New Eagle Musical and Athletic Association, New England Oil & Gas Corporation, New Jersey-Delaware Ferry & Transportation Company, News Publishing Company, of New Jersey, The, New Process Metals Corporation, New Sugar Products Company, New Truxton Theatre Company, Newton Telephone Company, New York & Pennsylvania Corporation, New York and Columbia Syndicate, Inc., New York Tire & Rubber Co., New York Consolidated Oil and Refining Co., New York-Naples Steamship Company, New York and Western Airways, Inc., New York Coal Tar Products & Chemical Co., Incorporated, New York Building Corporation, New York Character Shoes, Inc., New York Auto Parts Corporation, New York-Atlantic Steamship Lines, Inc., New York Drug Co., Inc., Newman X-Ray Equipment Company, Inc., Niagara Appliance Company, Nipissing Mines-Extension Company, Inc., Niles Motor Truck Company, Nite-T-Nite Manufacturing Company Noble Metals, Incorporated, Nocona Oil Company, Nobfield Steamship Corporation, The, Nocan Soup Company, Noma Motor Corporation, Non-Skid-Protector Company, Norambagua Consolidated, Inc., The, Norlouca Oil Corporation, Norman Picker Company, Norman Pearson & Company, Inc., Norris Radio Corporation, North American Leather Corporation, North Atlantic and Western Steamship Company, North American Foundries Corpora-

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tion, North American Fluorspar and Lead Corporation, North American Shoe Repair Stores, Inc., Nortenga Copper and Chemical Corporation, The, Northwestern Discount Company, The, North Eastern Ohio Oil Co., Northland Lakes Hotel Company, Northern Oil Co., Northwest Oil & Gas Company, The, North Penn Manufacturing Company, Inc., Northampton Printing Company, Northern Pennsylvania Chemical Company, North & South American Mining & Development Corporation, The, Northern Texas Oil Company, Inc., North Texas Gas Transportation Company, Northern Theatre Company of Detroit, Novelty & Specialty Manufacturing Company of Washington, D. C., Nulusta Company, Nuvo Corporation, Nuloid Corporation, Nu-Fashion Hosiery Mills Incorporated, Nuart Music Stores, Inc., Nutextl Manufacturing Company, Nuco Oil Company, Nubrik Products Company, Nypros Steel Company.

O'C-T Sectional Tire & Rubber Company, O. G. Hempstead & Son, Inc., O. G. Tool Manufacturing Company, Inc., The, Oak Grove Laundry, Incorporated, Oakdale Investment Company, O. K. Manufacturing Company, Inc., The, Oberting Motors Company, The, Oakline Pipe Line Company, Ocean City-East Shore Development Corporation, Oceanic Ferries Company, Octaves Mine Company, Ochoa Tools & Machine Company, Odorless Garbage Can Company, Inc., Official Masonic Directory, Inc., Offset Oil Company, Odelux Perfume Co., Inc., The, Oil Combustion System of America, Inc., Oil Fields Development Company, Inc., Ohio Granite and Marble Products Company, The, Ohio-Kentucky Fluorspar & Lead Corporation, Ogren Motor Car Company, Inc., Ohio Mexica Petroleum Company, The, Oil and Metals Finance Corporation, Okla Oceanic Petroleum Company, Okansas Oil Company, Oil Operator's Syndicate No. 1 Company, Okliana Oil Sales Corporation Oklacuba Oil Corporation, Oil-O-Matic Heating Co., Oil Producers Refining Company, Oil Purposes, Incorporated, Ohio Portland Cement Company, Ohio Petroleum Company, The, Oiltrol Piston Ring Company, Ohio Producing and Refining Company, Oil Service Terminals, Inc., Oil Terminals & Transport Co., Inc., Oil Well Reclamation Company, Old Church Company, Old Church Fixtures Company, Old Colony Corp., Old Dutch Market of Richmond. Inc., Olrosam Fuel

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& Development Co., Old Hickory Dye Chemical Company, Olympia, Incorporated, The, Oldroyd Machine Company, Old Virginia Food Products Corporation, Onles Headlight Sales Co., Ontario Horn Silver Mining & Development Company, Orotech Company, Orange County Milk Dealers, Inc., Oriental Engineering and Construction Company, Organizers, Incorporated, Orange Juice Company, Inc., The, Orlando Mercantile, Inc., Ormsby Oil & Gas Co., Orleans Oil and Gas Corporation, Oranjo Products Co., Oranola Radio Corporation, Osage Gulf Oil and Refining Company, Our Stores, Incorporated, Owners Co-Operative Sales and Service Corporation, Ownes Engineering & Construction Company, Owners Garage Corporation, Owners Mountain View Orchard Company, Oversea Navigation Corporation, Ozark Petroleum and Gas Syndicate, Owners Real Estate Company, Ozark Studios, Inc., The, Owen-Strange Corporation.

P. Borrás and Company, Incorporated, Pacific Fruit Transport Company, Pacific and Gulf Oil Company, Incorporated, Packers Meat Smoking Corporation, Pacific Orchard, Inc., The, Pacific Refining Company, Pacific Wheel & Rim Corporation, Page's Aerial Pageant, Inc., Pan American Films, Inc., Pan American Company, Pan American Fiber Corporation, Pan American Finance Corporation, Pan-American Meat Smoking Corporation, Pan-American Products Corporation, Pan American Press, Incorporated, Pan-American Sales and Brokerage Company, Pan American Sales Corporation, Pan American Securities Corp., The, Pan American Transportation Company, Pan American University Club, Palm Beach Harbor Country Club, Inc., Palace Corporation, Palm Court, Incorporated, Panama Cooperative Cattle and Land Development Company, The, Palatka Clay Products Company of Florida, Palanga Credit Co., Inc., Paley Engineering Co., Panhandle Hotel, Co., Paquit Ignition Corp., Palestine Importing & Exporting Co., Panama Products Co., Paper Products Co., Incorporated, Palm Valley Land and Improvement Company, Parkway Bottling Company, Paramount Coal Mining Company, Johnstown, Pa., Parkersburg Development Co., Para Oil Company, Parker Process Company, Park Radio Corporation, Parker Separation Company, Parker Securities Company, Parker Tire & Rubber Company, The,

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Paramount Tire & Rubber Company, Partridge, Singer & Baldwin, Inc., Partridge Tractor Export Company, Payne's Automatic Sheet-Feeder Company, Payne Bros. Company, Paul De Lancy Sales Co., Inc., Paul F. Skinner, Inc., Pathe Freres Phonograph Company, Passenger Lorry Company, The, Patterson Manufacturing Company, The, Patterson Oil and Export Company, Patent Process Casting Company, Pawood Products Company, Inc., Pasco Robles Marketing Co., Pawnee Steamship Company Peerless Drug Company, Peerless Food Products Company of Baltimore, Peach Gum Company, Pee Kay Auto Grocers of Washington, D. C., Inc., Pedrara Onyx Company, Peachtree Oil Exploration Company, Pearl Production & Fisheries Company of America, Peat Products and Machinery Co., Pecan Service Company, Pennsylvania Alderman and Justices of the Peace Association, Inc., Penn Automotive Sales Corporation, Penn Auto Radiator Corporation, Penn-Allen Hotel Company, Pennsylvania Auto Service Corporation, Pennsylvania Automatic Scale Company, Penn Building Company, Pennsylvania Bond and Mortgage Company, Penn Coal & Coke Company, Penn Co-Operative Coal Corporation, Penwood Company of Pittsburgh, Pa., The, Penn Construction and Engineering Co., Inc., Penfield Coal & Coke Company, Inc., Pennsylvania Credit Company, Penn Empire Coal, Inc., Pennsylvania Flue Cleaner Company, Pennsylvania Grape & Food Products Company, Inc., Pennsy Gas Coal Co., Penn General Construction Company, Penn Guarantee Mortgage and Bond Co., Pennsylvania Holding and Developing Company, Pennsylvania Housing Corporation, Pennsylvania Heater Corporation, Pennsylvania Import & Export Company, Pentex Leases, Inc., Pennsylvania Machine Company, Penn-Montana Oil Company, Penn-Montana Oil & Gas Company, Penn-Ohio Motor Corporation, Pennsylvania Oil and Gas Co., Inc., Penn Osage Oil Company, Pennsylvania Oils Corporation, Pennky Oil Company, The, Pentex Petroleum Corporation, Penny Products Vending Company, Pen-Pencil Corporation, Pennsylvania Potash and Fertilizer Company, Pennsylvania Products Company, Pencil Printing Company, Inc., Pennsylvania Royalties Syndicate, Pennsylvania Rock Products Company, Penn Radio Company, Penn Securities Company, Inc., Pennsylvania Sales and Supply

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Company, Penn Sales Service Corporation, Pennsylvania Sand, Gravel and Supply Company, Penna. Saw and Knife Grinding Company, Pennsylvania Steam Coal Company, Pennsylvania Synthetic Gas and Chemical Company Sales Corporation, Penn-Tex Company, The, Penn-Texas Petroleum Company, Penn-Texas Development Company, Penn-Tenn Oil & Gas Company, Penn United Oil Company, Penn United Gasoline Service Company, The, Penn-Valley Motors Corporation, Pennsylvania-Wyoming Co-Operative Hotel Club Company, Perfect Auto Rim Company, People's Bus Line, Inc., Pepsi-Cola Company, The, Perfection Dehydrator Company, Perfected Endowment Company, Peoples Fiscal Corporation, Peoples Loan Society, Inc., Peoples Mortgage Bond Company, Peruvian Oil Company, Perry Oil Company, Personal Protection and Service Company, The, Perfection Pressure Cooker Company, Perrault Paper Products Company, Pershing Road Properties Company, Perfection Radio Laboratories, Inc., Perfection Tire and Rubber Company, Perfected Utility Trailer Corporation, Pequea Valley Seed Farms, Inc., Petroleum Bankers Corporation, Petroleum Company of Kansas, Inc., Petroleum Company of Louisiana, Inc., Petroleum Corporation of America, Petroleum Exploration & Engineering Co., Petroleum Engineering Corporation, Petroleum Industry Corporation, Peterson Motor Truck Company, Peter Reinhalter Company, Pequot Steamship Company, Phelps & Co., Inc., Pheno-Sulpho Company, Inc., Philadelphia Brake Shoe Company, Philadelphia Barber's Supply Co., Inc., Phoenix Chemical Corporation, Photo-Color Corporation, Philadelphia Crown Company, Phosphogerm Development Corporation, Phoenix Equipment Company, Philadelphia Equitation Club, Philadelphia Flour Milling Company, Phil-King Sanitary Cooler Company, Phoenix Lamp Corporation, Philadelphia Mortgage Security Company, Philadelphia Mechanical and Electrical Schools and Shops, Incorporated, Philadelphia Manufacturing & Chemical Co., Physician Medical Hotel Company, Philadelphia Non-Alcoholic Products Company, Phoenix Oil Production Company Phoenix Play Company, Inc., Photo Products and Chemical Corporation, Photo-play Program Producers, Inc., Philadelphia Publicity Company, Inc., Philip S. Malickson, Inc., Phoenix Stevedoring & Trucking

PROCLAMATIONS

Corp., Philadelphia Savings and Loan Corporation, Phoenix Soda Water Company, Philadelphia Thrift Association, Philadelphia, Trenton & Chester Motor Service, Inc., Phyroseptic Tooth Brush Company, The, Philadelphia University, Inc., Pictorial Feature Service, Incorporated, Pictures Finance Corporation, Piermont Navigation Corporation, Pickle Products Company, The, Pictorial Publishing Corporation, Piggly Wiggly Delaware, Incorporated, Pioneer Benzo Distributing Company, The, Pioneer Development Corporation, Pioneer Film Corporation of Pennsylvania, Pioneer Finance Corporation, Pilgrim Gold, Silver & Copper Mining Company, Pioneer Mechanical Mining Company of Pittsburgh, Penna., Pine-Press Lumber Company, Pinnacle Products Corporation, Pittsburgh & Butler Mining Co., Pittsburgh Belridge Oil Company, Pittsburgh Brokerage Company, Pittsburgh, Charleston and Cincinnati Transportation Company, Pittsburgh Envelope Company, Pittsburgh-Fort Worth Finance Corporation. Pittsburgh Italian Hospital, Inc., Piza-Lawson, Inc., Pittsburgh Mansion Company, Pittsburgh Mortgage & Finance Corporation, Pittsburgh-New Orleans Transportation Company, Pittsburgh Playing Card Company, Pitt Reflector and Sign Company, Pittsburgh Slag, Brick & Tile Co., Pittsburgh Western Oil Company, Plains Coal Company, Inc., Plankstone Company of America, Plattay Petroleum Corporation, Platte Valley Power Company, Plug-It Manufacturing Company, Inc., Plymouth Manufacturing Corporation, Pneumatic Surf Coaster Amusement Company, Poland-American Petroleum Corporation, Polish-American Oil and Gas Company, Pom Chemical Company, The, Pocahontas Graphite Company, Polakow Manufacturing Corporation, Polish Mercantile Marine Corporation, Polish Navigation Company, Inc., Polhanber Oil & Gas Company, Pointer Oil Company, The, Point O Graph Machine Co., Point of Purchase Advertising Association, Incorporated, Pollyanna Stores, Incorporated, Pocahontas and Sewanee Coal & Iron Company, Portland, Inc., Portola Oil Company, Porto Rico Gas Company, Portair Securities Corporation, Powers-Davis Company, Postal Equipment Company, The, Powdered Flavoring Company, Inc., The, Power-Farming Machinery Co., Potter Glass Manufacturing Co., The, Powers Printing Plate

PROCLAMATIONS

Company, Inc., Pottsville Securities Company, Postometer Sales Company, Power Truck and Tractor Company, Post Van Der Burg Corporation, Pratt Truck Bus and Auto Manufacturing Company, Pre-Cast Products Company, Premier Confectionery Company, Incorporated, Premier Finance Company, Incorporated, Presque Isle Investment Co., Precision Instrument Company, Inc., Prestonettes, Inc., Premier Manufacturing Company, Presto Manufacturing Company, Premier Malt Sales Company, Preston Motors Corporation, Premier Metal Stamping Co., Premier Oil & Gas Company, Preferred Pictures Corporation of Washington, D. C., Precision Pump Sales Company, Premier Petroleum Corporation, Premier Pittsburgh Coal Company, Premier Stores Corporation, Presform Steel Products Company, Pride of America Manufacturing Company, Progressive Business Shows Company, Incorporated, Prudence Credit Company, The, Priestly Concert Corporation, Products Distributing Corporation, Producers Finance Corporation, Price Food Products Corporation, Progressive Industries, Inc., Prime Oil Corporation, Prosperity Oil & Gas Company, Producers Oil and Development Co., Inc., Provident Oil & Gas, Incorporated, Prosperity Oil Company, Progress Pictures Corporation, Progress Process Company, Progress Roller Company of America, Progressive Royalty and Producing Corporation, Prima Radio Corporation, Providence Radiator and Electric Heating Corporation, Profit Sharing Provision Company, Producers Security Corporation, Price-Verfurth Company, Inc., Purdon Advertising Service, Inc., Public Auto Supply Company, Public Auto Service Corporation, Purity Bottling Corporation, Pulliam Coal Company, Pul-Flap Envelope Corporation, Pure Food Specialties Company, Puls-Hart Company, The, Public Ice Mfg. Co., The, Pure Milk & Cream Co., Puritan Oil & Gas Company, Puncture Proof Tire and Accessories Company of Johnstown, Pa., Pyramid Products Corporation, Purity Products Company, Pyramid Petroleum Company, Puritan Rock Candy Syrup Company, Public Service Finance Corporation, Puritan Securities Corporation, Publicker Shipping Co.

Queen Anne Coal Company, Quality Accessory Company, Quality Beverage Distributing Company, Quality Baking Com-

PROCLAMATIONS

pany, Inc., Quako Bottling Company, Quaker City Last Co., Queen City Motors Company of Allentown, Pa., Quaker City Storage Battery Company, Quaker City Dairies, Inc., Quaker City Cotton Company, Queen Construction Company, Quadroscope Corporation, The, Quaker City Retail Company, Quaker City Furnace and Supply Company, Quintet Productions Corporation, Q. Q. S. Stores, Inc., The, Qualitiephone Sales Corporation, Quality Smokeless Coal Company.

Radio Advertising Co., Inc., Rahes Automobile and Tractor School Corporation of Chicago, Ill., Radcliff Baking Company, Radion Company, Radioland Corporation, Radiograph Corporation, The, R. C. S. Automotive Products Company, Inc., Rabe Coal Company, Rachlin Clothes Shop, Incorporated, Radio Distributing Corporation, Radial Distributors, Inc., R-D-K-Novelties Co., Inc., The, Radio Devices Internation, Incorporated, Radio Engineering Corporation of Pittsburgh, Radio Equipment Corporation, R. E. Willard Company, The, Radio Electric Company, The, R. F. Stoutinger, Inc., R. F. Whitmer, Incorporated, Radium Health Institute, Inc., R. H. Smith Company, The, R. L. Glasson Chemical Company, Rauch & Lang, Inc., Raleigh Motors, Incorporated, R. O. Rogers and Company, Radio Picture Corporation of America, Radio Products Broadcast-Advertising Corporation, Radio Products Corporation of America, Radium Products Co. of Philadelphia, Rainbow Products Co., R. P. Sanford Company, The, R. R. Sutton Co., Rail and River Mining Company, The, Radio Research and Service Corporation, Radio Simplex Corporation, The, Radium Sulphate Manufacturing Company, Radio Sales & Service Corporation, R-S Manufacturing Company, Radio Shop, Inc., The, Radio Telephone and Telegraph Corporation, Rail Type Holder Company, The, R. T. McAllister Co., Inc., R. W. Presk Company, Inc., Ranger-Comanche Oil Company, Randolph Mica Development Company, The, Randolph Oil Company, Ramona Trading & Mfg. Corporation, Raybestos Brake and Clutch Service Station, Inc., Ray Battery Company, Ray Battery Company, Raynaud-Conrad Paint Company, Inc., Ray Chemical Company, Rayon Development Corporation, Rath Products Company, Raymond R. Angell, Inc., Rayphone Radio, Inc., Ray-Shield Manufacturing Company, Red-Arrow-

PROCLAMATIONS

Haulage Company, Reading Amusement Company, Reed Construction Company, Red Circle Rubber Company, Realty Corporation, The, Red Cloud Steamship Company, Inc., Reeves Company, Realty Discount Company, Red Diamond Chemical Co., Real Drilling & Operating Co., Real Estate Construction Company, Reed F. Blair Company, Reeves Guaranty Company, Realty & Investment Corporation of Washington, The, Red Lion Service, Incorporated, Red Lion Candy Company, Inc., Reading Mercantile Company, Recording Machine Company, Reed and Roberts Company, Realty Service Corporation, Red Top Cab, Inc., Redding Valve Company, The, Renulite Corporation of America, Registire Company, Incorporated, Reno Chemical Company, Rego Corporation, Reliance Drilling Company, Inc., Reorganization and Engineering Company, The, Renew Electric Lamp Co., Inc., Relc Equipment Corporation, Regent Hotel Company, Regal Manufacturing Company, Republic Navigation and Transportation Corporation, Republic Oil Developing Corporation, Republic Petroleum Corporation, Rehoboth Packing Company, Reliable Storage & Warehouse Company, Relyea Soap Company, Republic Sugar Refining Corporation, Remington Sales Corporation, Riviera Apartment Company, Rex Chemical Company, Reynolds Coal Company, Reserve Discount Company, The, Rex Manufacturing Company, Rex Motor Car Manufacturing Co., Revere Motor Car Corporation, Resolute Oil and Gas Company, Revard Productions Corporation, Respass Process Paint Corporation New York Division, Revere Stockholders Oil Corporation, Rex Seal Products Company, Reynoldsville Wholesale Grocery Company, Richlandtown Black Diamond Granite Corporation, Rierck Company, The, Richards-Ford Train Control Company, Richelieu Motor Corporation, Richland Steamship Company, Rickard Texas Oil Company, Inc., Riheldaffer & Co., Inc., Rielly-Edwards Company, Riddell Shock Absorber, Inc., The, Rio Canas Mines Corporation, Rippon-Proctor Company, Inc., Ringless Piston Replacement Corporation, The, Ritz Carlton Restaurant and Hotel Company of Washington, The, River Drive Hospital Corporation, Rita Lumber Co., Rivard Metal Products Corporation, Rita Oil Company, Rising Sun Coal Co., Robertson Coal Company, Roamer Distributing Corporation, Roberts Piston & Au-

PROCLAMATIONS

tomatic Ring Company, Robert Simpson & Co., Incorporated, Robinson Realty Company, Robinson Transportation Co., Rocky Cliff Kennels, Inc., Rock Hill Paint and Cloth Company, Rochester Pump & Accessories Mfg. Corporation, Rochester Rubber and Textile Company, The, Rock River Spar Co., Rock-Wood Fireproof Products, Inc., Rodrian Electro-Metallurgical Company, Inc., Roe-Hare Pictures Corporation, The, Roller Harrow Company, Roma Importing Co., Roesch Meat Company, Roller Oil and Refining Company, Rolling Stores Corporation, Rolup Screen Company, Rose Asbestos Corporation, The, Rosalie Mahoney Steamship Corporation, Rosiclare Oil and Gas Company, Rossi Section Radiator Corporation, Rotary Machine and Brick Company, Inc., Rotary Projector Corporation, Round Valley Tungsten Company, Royal American Petroleum Company, Inc., Royal Barge Line Company, Royal Bond and Mortgage Corporation, Royal Bus Line, Inc., Royal Dutch Company of Texas, Royal Electric Company, Roy I. Carter Oil Company, Royal Players, Inc., Rubins Chemical Works, Incorporated, Rubber City Oil Company, The, Rubber Manufacturing Corporation, Rural Mines, Inc., Russell Company, The, Russell Clay Manufacturing Company, Russell Chemical Company, Russell Consolidated Oil & Gas Co., Ruth E. Merrill Corporation, Ryan and Kling Box and Lumber Corporation, Russian Pictures Corporation.

Safety Auto Crank Co., The, S. E. Maxwell Specialties Manufacturing Company, Safety Fender Corporation of America, S. L. Whitesell Folding Box, Coop and Crate Manufacturing Company, S. M. Berg Investment Company, The, Safor Manufacturing & Equipment Corporation, The, S. O. S. Radio Manufacturing Corporation, Safety Swimming Mitt Corporation, S. Zemurray, Inc., Saint George Co-Operative Colony, Inc., St. Louis Credit Finance Corporation, St. Louis Gasoline & Petroleum Products Company, St. Louis Rubber Cement Co., St. Louis Sparta Oil Corporation, St. Paul Southern Electric Railway Company, The, Saladino Amusement Corporation, Sales Corporation of America, Sam'l F. Williams, Inc., Salem Oil & Gas Co., Salom Patents Corporation, Salmon River Gold and Silver Mining Company, The, Saline Valley Mining Company, San Antonio Clay Products Company, Sanitary Barber Shops, Inc., Sanitary

PROCLAMATIONS

Bottle Manufacturing Company, Sanner Brothers, Incorporated, Sanitwin Corporation, Sanitary Distributing Corporation, San Domingo Oil Corporation, Santa Fe Mining Company, Sandhill Fruit Company, Inc., San Jacinto Petroleum Corporation, Sandra Laboratories, Inc., Sanitary Meat and Provision Company, The, Sanitary Service Corporation, Sanders System of Loaning, Inc., Sanders and Young, Inc., Sarmata Medical Chiropractic Sanatorium, Inc., Scaroon Manor Hotel, Inc., Schooner Cay Company, Schramm and Company, Schubert Motor Car Co., Scientific Chemical Company, The, Scott & Co., Scot Coal Mining Company, Scott Clock Corporation, Scotland Lumber Company, Incorporated, Scotia Mills, Inc., Scroggins Oil Company, Security Air Craft Company, Seaboldt Company, Incorporated, Selznick Enterprise Company, See-Ell Enterprises, Inc., The, Security, Incorporated, Seaford Metals Products Company, Second National Picture Corporation of Ohio, Security Petroleum & Refining Co., Inc., Security Shipping Company, Seawright Sales Company, Inc., Securities Service Company, Selfsealing Auto Tube Corporation, The, Select Confections Co., Seniorita Frock Company, Selak & Hoffman, Inc., Service Invention and Development Company, Sentinel Lock Co., Inc., Seminole Oil and Gas Company, Sequoyah Oil and Refining Company, Sellers Photo Service, Inc., Selected Qualities Candy Corporation, The, Self Service Stores, Inc., Sesqui-Centennial Novelty Co., Sexton-Oliver Operating Corporation, Sewickley Soap Works, Inc., Shanghai Building & Loan Association, Shadek & Fennell, Incorporated, Shale and Oil Development Company of Portsmouth, Ohio, Shanghai Silk Exchange, Inc., The, Shaw Burner Company, Shaw Burner Company of Washington, D. C., Shapker & Company, Shaw Heat and Power Co., Inc., Shapp Rim Corporation, Shelter Cash Stores Company, Shelby Chemical Company, Sheldon Oil Co., Sheepskin Products Manufacturing Company, Inc., Shepard Machinery Company, Sherman-Stiveson Tire & Rubber Company, Shenango Tire & Rubber Company, The, Shenandoah Valley Apple Growers Company, Ship Carbon Company of America, Short Cut Radio Corporation, Sho-Me Producing & Refining Company, Shuman Supply Co., Inc., Silverbrook Grocery Co., Silver Leaf Petroleum Company, Silurium Mfg. Co., The, Silvel

PROCLAMATIONS

Metai Manufacturing Company, Inc., Silver Mines Company of America, Silica Products Company, Siempreviva Producing & Refining Company, Silver Queen Mines Corporation, The, Silver Springs Company, Sino-American Stock and Produce Exchange, Inc., Simon Guage Manufacturing Company, Sinclair Militor Corporation, Siosi Oil Corporation, Simplex Rims Incorporated of the Midwest, Simple Simon Stores Company, Simpson Simplex Rim Adjuster, Inc., Sisal Products Corporation, Sixteenth Street Highlands of Maryland, Inc., Slate Products Corporation, Slick-Shine Co., Inc., Slavonian Trading Corporation, Smallwood & Company (Inc.), Smallwood Realty Company, Inc., Smith Brick and Tile Company, Smith Burner & Oil Company, Inc., Smiley Petroleum Company, Smith-Wilder Royalty Company, Inc., Smyrna Amusement Company, Snyder-Casten Mining Corporation, Smoot Corporation, The, Smokless Furnace Corporation, Smoky Hill Oil and Fuel Company, Snowdrift Soap Company, Snow-White Laundry Service, Inc., Soilamies Products Corporation, Somerset Amusement Company, South Atlantic Forwarding Company, South Atlantic Export Company, Southern Boll Weevil Exterminator Company, Inc., Southern Bridge and Development Corporation, Southern Cre-O-Salt Co., The, Southern Cross Oil Corporation, Southern Commercial Company, Southwestern Coal and Oil Co., Southland Corporation, The, Southern Cotton Manufacturing Co., Inc., Southwestern Development Co., The Southex Development Company, South Florida Farmers Association, Southland Fruit Products Company, Inc., Southeastern Gold Mining and Dredging Company, Southland Hotels Company, Southwestern Ideal Dry Concentrating Company, South Jersey Corporation, South-Mex Oil Corporation, Southern Moss Products Corp., Southern Motion Picture Finance Corporation, Southern Noverty Co., Inc., Southern Oil Company, Southern Oil Royalties Corporation, Southern Oil Fields Corporation, The, Southern Oil Marketing Company, Southern Pacific Coal & Iron Company, Southern Packing Corporation, Southern Paper Stock Co., South Side General Manufacturing Company, Southern States Petroleum Corporation, Southwest States Oil Company, Southwestern Theatre Co., Southern Underground Construction Corporation, South-West

PROCLAMATIONS

Pulp and Paper Company, The, Southern Wood Products Corporation, Speese Auto-Coat Company, Spencerian Business Service Systems, Inc., Spare-Colson Company, The, Spangler Construction Company, Specialties Finances Corporation, Spa Motors Sales Corporation, Spels Motors, Inc., Spic & Span Markets, Inc., Springless Lock Company, Springfield Petroleum Company, Squire Products Corporation, Stalium Metals Corporation of America, Standard Allied Products Corporation, Standard Bond Exchange, Inc., The, Standard Contest Corporation, Standard Crate and Filler Co., Standard Diesel Corporation, Standard Drilling Company, The, Standard Dehydrator Company, Standard Electric Company, Standard Eastern Corporation, Standard Exploration Company, Standard Homes Company, Standard Non-slip Tread Stair Co., Stanley New York Company, Standard Products Sales Corporation, Standard Pump Corporation, Standard Radio Corporation, Standard Seal and Number Corporation, Standard Scale & Supply Company, The, Standard Trading Company, States Development Company, Inc., Staten Island Amusement Corporation, Staten Island Fractionating Retort Company, Starr-Kane Petroleum Company, Star Lunch, Incorporated, State Oil Producing Company, Incorporated, State Photo Plays, Inc., "States Producing Company," State Petroleum Engineering Corporation, States Radio Corporation, Inc., Steffen-guide Corporation, Stereogram Corporation, Stemolin Corporation, Steitz Chemical Company, Inc., Stewart-Cleveland Company, Inc., Steel's Department Stores Holding Corporation of Del., Steri-Roam Corporation, Steuben Gas-Oil Corporation, Steelmasters Hotel Apartment Company, Stellar Leasing and Royalty Company Sterling Motor Company. Stellar Productions, Incorporated, Steel Realty Development Corporation, Sterling Stores Company, Steam Specialties Company, Sterlings Vapor-Eze Sales Company, Stine Coal Mining Company, Stockman and Lay, Inc., Stockholders Protective Association of America, Stone & Company, Incorporated, Stores Mutual Protective Association of Dallas, Street and Company, Strauss Finance Co., Strombos, Inc., Stuart Confections Company, Sugar Cane Harvester Co., Inc., Success Heater & Manufacturing Company, Sussex Athletic Association, Sunset Bond and Securities Corpo-

PROCLAMATIONS

ration, Sure Chemical Company, Summerset Freeport Coal Co., Superior Hand Laundry Co., The, Sure-Life Products Company, Sunlite Manufacturing Corporation, Sunshine Mines Corporation, Sullivan Mining Company of Nevada, Surety Mortgage Company, Sultan Oil Company, Superior Oil and Refining Company, Sussex Oil Corporation, "Sure-On" Tire Saver Co., Suplee Poster Advertising Company, Sussex Printing and Publishing Company, Superior Paint & Varnish Co., Surety Petroleum Corporation, The Sugar Plants Construction Company, Inc., Sundenman Products, Inc., Susquehanna Radio Company of Williamsport, Pa., Sun Ray Chemical Company, Superior Railway Switch & Equipment Corporation, Sussex Real Estate and Fruit Culture Company, Superior Refrigerating Company of Illinois, Susquehanna Sales Company, Sunday & Scholtz Company, Sutherland Securities Company, Super-Sensitive Radio Corporation, Superior Tractor Company, The, Sulphur Vapor Baths of Penna., Inc., Swing-A-Wing Manufacturing Company, The, Swiss Chalet Development Company, Symington Navigation Corporation, Sylvan Oil Company, Synthetic Products Company, Syndicate Petroleum Company, Sy-Po Remedy Corporation.

T. and A. Film Producing Corporation, T. and B. Production Company T. C. Oil Corporation, T. H. Old Canning Company, T. & M. Petroleum Company, T. P. McLaughlin, Inc., Tayman Bus Line, Inc., Tarts Corporation, Tabasco Fruit and Steamship Company, Tax Finance Corporation, Tax Investment Corporation, Tax Recovery Corporation, Tarentum Stephens Oil Company, Tate Spring Hotel, Inc., Tar Tex Oil Company, Tamsui Tea Company, Telem Arrow Company, Incorporated, Texas Coast Development Company, Texas Central Petroleum Company, Terrell County Pecan Groves, Inc., Techno-Chemical Engineering Company, Tennessee Coal & Oil Company, Texa-Cola Company of America, Texas Eagle Oil and Refining Company, Texas Eureka Oil & Refining Corporation, Texas-Freestone Oil Company, Temple Iron and Concrete Company, Tennessee-Kentucky Petroleum Company, Technon Music and Devices, Inc., Texoken Oil and Gas Company, Tennyopa Oil Corporation, Tex-O-Penn Oil Company, Templeman Oil Corporation, Texanna Oil & Refining Company, Tenn-

PROCLAMATIONS

essee Producing & Refining Company, Tennessee Petroleum Company, Terminal & Town Taxi Corporation, Templar Tire Company, Texas-United-Oil and Refining Company, Terra-Vim Company, Theatre and Community Service Bureau, Inc., Thermestia Company Incorporated, Thermaco Oil Corporation, Theatrical Producing-Financing Corporation, Thousand Associates, Inc., The, Three Arts Picture Corporation, The, Thomas Coal Company, Inc., Thompson Chemical Company, Thousand Islands Oil Company, Thos. J. Williams, Inc., Thomas Janney Company, Thomas J. Ennis Farms Co., Three Link Oil & Gas Developing Co., Thomas M. Eynon Corporation, Thomart Motor Company, The, Thrift Realty Company, Inc., Thrift Stores, Inc., Thoroughbred Stock Company, Tidewater Fuel Corporation, Tidewater Ferry Lines, Inc., Tiller Manufacturing Company, Tiara Products Corporation, Tincture and Extract Company, Tinsman Fashion Display Company, Title Guaranty Corporation of Savannah, Georgia, Title Guaranty Company, Tisdale Motor Radiators, Inc., Tioga Manufacturing Company, Titan Power Hammer Corporation, Tiretite Rubber Co., Tippins & Sprengle Radio Mfg. Co., Time Saver Company, Timoblack Silver Corporation, Toasted Alaskas Corp. of America, (Limited), Towar Consolidated Mills Company, Toledo Mutual Supply Company, The, Tolam Oil Corporation, Toledo Oil & Development Company, The, Tobacco Securities Corporation, Tompson Universal Stropper Corporation, Toro Blanco Mining Company, Torrey Company, Inc., The, Toy Corporation of America, Toypecos Oil Company, Tots to Teens Shops Inc., Towar Textile Mills Corporation, Trades Building Corporation, Trading Company, The, Travelers Company, Trammel Creek Oil Company, Triangle Cordage Company, Transatlantic Corporation, The, Traders Coal & Oil Company (of Pittsburgh, Pa.), Trent Coal, Coke and Amalgam Company of Illinois, Tri City Oil & Development Co., Tractor Devices Corporation, Triangle Electric Company, Tremont Oil Company, The, Trenton Oil & Gas Company, The, Triangle Products Incorporated of America, Trinity Paper Mills Corporation, Triumph Pictures Corporation, Triplok Rim Corporation, Traveler Rubber Company of Bethlehem, U. S. A., Tri-States Producing Company, Traveler Tire and Rubber Company, Trans-

PROCLAMATIONS

atlantic Trading Corporation, Transmarine Trading Corporation Travers Vale Productions, Inc., Triangle Vending Machine Corporation, Tropical Development & Trading Corp., Tropical Electrical Refrigerator Company, Inc., True Food Products Company, Trufoods, Inc., Trunk Lines Coal Company, Tru-Matic Tube and Tire Manufacturing Company, Tropical Machine Company, Inc., Tru-Way Razor Company, The, Tube City Coal Co., Inc., Tunis Coal & Lumber Corporation, Tuleco Petroleum Company, Tudor Refining Corporation, Tulsa-Rome Producing Company, Tu-Way Pump Company, Turnbow Eldorado Oil Company, Turnbow Oil Corporation, Two-Mile Oil and Gas Company, The, Two-Part Rim Co., The, Twin-Plex Reversible Window Company, The, Two States Oil and Gas Company, Tv-Tan Corporation, Twin Valley Real Estate Corporation.

Uandi Company, Ulta Manufacturing Corporation, Umbesen Manufacturing Corporation, U. S. Compression Inner Tube Company, U. S.-Canadian Oil and Gas Company, U. S. Copper Products Corporation, U. S. Equipment Corporation, U. S. Heating Appliance Co., U. S. Printers, Inc., U. S. Products Corporation, U. S. Pulp Products Corporation, U. S. Rope Manufacturing Company, U. S. Transportation Bus Co., U. S. Turpentine and Rosin Corporation, Unit Auto Signal Corp., Universal Bonded List Co., Inc., Unity Bus Lines, Inc., Universal Brick and Tile Company, Universal Brick & Tile Company of Indiana, Universal Building Corporation, The, Universal Chemical Company, Unique Cleaners & Tailors, Inc., Universal Cleaning and Dyeing Corporation, Unamis Coal Company, Unit Coin Device Manufacturing Corporation, Universal Copygraph Corporation, Universal Concession Company, Unger Construction Company, Universal Drilling & Development Co., Universal Fibre Company, Underwriters Finance Corporation, Universal Masonic Publishing Company, The, Uniontown-McKeesport Oil and Gas Company, Universal Paper Company of Pennsylvania, Universal Producers Corporation, Universal Protective Association, Universal Realty Service Association, Inc., Universal Radio Corporation, Unlisted Securities Corporation, Universal Shock Absorbing Wheel Corporation, University Sales Service, Inc., Universal Safety Device Corporation, Unity Stores Company, Universal

PROCLAMATIONS

Steel Tool Company, Universal Tire Company, University Tin-ware Manufacturing Company, Universal Trading and Finance Co., United Auto Storage Company, The, Union American Fuel Coal Company, Union Agency Corporation, United American-Mexican Mining Corp., United Auto Sales Corporation, Union Basic Products Company, United Bargain Basements, Inc., Union Box Company, Incorporated, The, United Box & Machine Company, United Chain Stores Company, United Circulation and Sales Company, Inc., The, United Cable Connector and Manufacturing Company, The, United Coal & By-Products Co., The, United Commercial Company, The, United Coal Company, United Coal & Coke Corporation, United Delicatessen Stores, Inc., Union Distributors Sales Corporation, United Dollar Stores, Inc., United Drilling Co., Inc., Union Electric Steel Company United Finance & Security Corporation, United Furniture Company, United Food Retail Corporation, United Finance Corporation of Pennsylvania, United Film Productions, Inc., United Farms Corporation, United Home Builders Corporation, United International Corporation, United K-Rai Corporation, United Leather Corporation, United Lumber Yards Company, Inc., The, United Lunch Wagons, Incorporated, United Milling Corporation, United Mercantile Stores, Inc., United Metals & Power Corporation, Union National Oil Company, Union National Finance Corporation, United Oil Company, Incorporated, Union Oil & Gas Company, United Pulp Corporation, United Protective Checking Corporation, United Panhandle Oil Corporation, The, United Petroleum Company, United Publicity Service of America, Inc., Union Properties Company, The, United Radio Corporation, Union River Packing Company, United Radio Manufacturing Corporation of America, United Radio Laboratories, Incorporated, United Radio & Electric Co., United Restaurants Company, United Service Stations of Shenandoah, Pa., Inc., United Scales Co., Union Shale Oil Co., United Star Fender Corporation, United Silver Mining and Smelting Corporation, United Stores Grocery Company, United States Aero-Marine, Inc., United States Automotive Corporation, United States & Argentine Corporation, United States and Canadian Patent Holding Company, United States Cereal Company,

PROCLAMATIONS

United States Cereal Corporation, United States & China Steamship Co., Inc., United States Coal and Supply Company, Incorporated, United States Claim Adjustment Investigating Company, United States Engineering Development and Brick Company, United States Fibre Casket Co., United States Fire Corporation, United States Land Co., Inc., United States Mausoleum Corporation, United States Metal Products Manufacturers' and Export Corporation, United States Machinery Corp., United States Mining Corporation, United States Novaculite Company, United States Oil Corporation, United States Packing and Lubricants Company, The, United States Radio Corporation, United States Radio and Manufacturing Company, United States Reserve Mortgage Company, The, United States Reduction Company, Inc., United States Registry Company, United States Standard Water Heater Company, United States Securities Corporation, United States Traders Line, Inc., United Transatlantic Lines, Inc., United Thrift Association of Buffalo, United Theatres Corporation of Washington, D. C., The, Union Transportation Lines of Indiana, Inc., Union Transportation Lines, Incorporated, Union Trading Company, United Theatre Equipment Corporation, United Workman Collieries Company, United Wall Paper Stores, Inc., Uradia Chemical Corporation, Utility Device Corporation, Inc., Utah Oil Shale Process Corporation, Utah Potash Co., Inc., Utopian Productions, Incorporated.

Vacuumeter Manufacturing Corporation, The, Vallecillo Mining Company, Van Brunt Corporation, Vanbesa Company, Vaporized Food Products Company, Inc., Vandium Gold Company, Inc., Vapor Heat Engineering Corporation, Van Horne Industrial Corporation, Vance Import and Export Company, Vanadium Products, Inc., Variety Producing Co., Inc., The, Van Raalite Construction Company, Van Streenbergh Gasoline Process Company, Vasta Tire Company, Inc., Venetian Catering & Amusement Company, Vera-Consolidated Petroleum Corporation, Vegelac Food Products Corporation, Venango Farms, Incorporated, Velvet Gum Company, Vera McCord Productions, Inc., Veritas Oil Corporation, Venetian Phonograph Company, of Scranton, Penna., Vegetable Products Company, Veritas

PROCLAMATIONS

Shipping Corporation, Ver-Vac Service Corporation, Victor Cigar Mfg. Co., Vimy Film Corporation, Victor Montana Mining Company, Viking Oil Company, Victor Oil Co., Inc., Victory Oil Production Company, Vicar Oil & Refining Company of Texas, Vita Products, Incorporated, Victor-Rad Radio Company, Inc., Victor Radio Corporation, Victor Shale Oil Corporation, Victory Sales Corporation of America, The, Victory Vaporizer Company, Inc., Visaulatone Company of America, Vita Films, Inc., The, Visualatone Finance Company, Virginia Haloid Company, Virginia Motors, Incorporated, Vincent Oil Company, Vitalis Products, Incorporated, Virginia-Southern Oil Corporation, Viscera Stabilizer Co., Inc., Vissat Switch and Frog Company, Vocal-Educational Film Corporation, Volcanic Oil and Gas Company of Kentucky, Vulcweld Rubber Company.

W. A. Hamlin and Company, W. E. Baker Manufacturing Company, W. F. Machold Realty Corporation, W. H. Berger Cigar Company, W. H. Forsyth, Inc., W. H. Yeamans & Co., Wade Inn, Inc., W. N. Best Engineering Corporation, W. R. Virtue & Company, Inc., Walhamore Company, The, Waller Crow, Incorporated, Walker-Downey Coal Company, Wallington-Gibson Co., Wallston Oil Company, Waldo Oil Company, Wallace Oil & Refining Corporation, Walmsley-Clements-Warren Company, Inc., Walter Leon Hess, Inc., Warder Crow Company, Warnax Mfg. Company, Inc., Warren Export Coal Co., Inc., Warren Laboratories, Inc., Warren Mining Company, Warren Oil Company, Warren Remedy Company, Inc., Washington City Company, Washington Lacrosse Club, Washington Oil and Gas Company, Washington Opera Building Company, Washington Pre Cast Stone Company, Washington Photoplay Company, Inc., Washington Properties Company, Washington Radio Corporation, Washington Real Estate Exchange, Inc., Watkins Chemical Company, The, Wat-R-Oil Burner Corporation, Way-A-Head Corporation, The, Way-Cleanse Corporation, Wayne Engineering Company, Waukesha High Rock Spring Company, Wax and Novelty Company, Waynesburg-Pittsburgh Coal Company, Waveolian Radio Corporation, Weeks Engineering Corporation, Welborn Corporation, Welfare Loan Society of Bloomington, Welfare Loan Society of Baltimore, Wellston Auto Sales Co., Inc.,

PROCLAMATIONS

Wellsboro Glass Company, Welylesley Pecan Orchards, Incorporated, Wellington Petroleum Corporation, Number Two, Wellington Petroleum Corporation, Wentz Baking Corporation, Wernimont-Johnson Mfg. Co., Wendland Wheel Corporation, The, Wescoat Auto Company, West Butte Mining Company, Inc., West Coast Preserving Company, West Coast Construction Company, Weston Compensating Axle, Inc., The, West 84 Cab Company, The, West Jersey Trucking Company, Western Kentucky Oil & Coal Company, Westmoreland Lime Products Company, Westchester Manufacturing Co., Western Metals Corporation, Western Motor Service Corporation, West Newton Wyano Oil & Gas Company, Westmoreland Natural Gas Company, Westken Oil Company, Western Paper Stock Corporation, Western Penna. Grocery Co., West Pearl Oil and Gas Company, West Penn Oil Corporation, Western Petroleum Corporation, West Philadelphia Service Garage, Inc., Western Producing and Drilling Company, Western Pennsylvania Coal Co., West Point Shale Brick Company, Western Quartz Producing Company, Western Steamship Company, West Texas Sulphur Company, Western Utilities Corporation, The, West Virginia Ritchie Oil Company, Western World Touring Company, Whealey & Company, Wheelers Corporation of America, The, Wheeler Safety Boiler Co., Wheelers Waldo Motion Picture Industries, Inc., Wheelers Waldo Photo Play Productions, Inc., Whitcomb Specialties Company, White Cat Corporation, Whole Field Publishing Company, White Front Stores, Incorporated, White House Products Company, Inc., White House Toy Company, White Kitchen Caterers, Inc., Whiteside Manufacturing Company, Whitsaco Manufacturing Co., Inc., White Motor Horse Company of America, Whitehurst Oil Company of Texas, White Seal Oil Company, White Star Cement and Coal Company of Birmingham, Alabama, The, White Way Drug Stores, Inc., The, Widmer Compressor, Inc., Wick Haven Fuel Co., William A. Staats Company, Inc., William B. Riley and Company, William Battery Company, William Blake Company, Williams Coal Co., William Galloway Company, The, Wm. H. Weeks Stevedoring Co., William H. Zeller, Inc., Will-I-Soon Company, William M. Conrad and Company, Incorporated, Williamson Manufacturing Company, William-Mary Hotel Com-

PROCLAMATIONS

pany, William Penn Candy Company, Wm. Penn Drug Co., William Penn Theatre Corporation, Williams Radio Battery Company, Williamantic River Paper Co., Inc., The, Wills Sainte Claire Company of Oklahoma, The, William Wilkins Company, The, Wilmington Baking Company, Wilmington Dry Goods and Notion Company, Wilmington Nash Motors Co., Wilmington Terminal Warehouse Company, Wilmington Warehouse and Dock Corporation, Wilson Oil Corporation, The, Wilson Trade-Bond Corporation, Winola Corporation, Winfield Coal Corporation, Wing Motors Corporation, Winsor Coal Company, Wisconsin Dry Milk Co., Winton Navigation Corporation, Wister Realty and Mortgage Investment Corporation, The, Winthrop, Sloane & Company, Inc., Winslow Thrift Corporation, Wizard Manufacturing Company, "With Out Watching" Alarm Corporation, Wonder Cooker Company, The, Wonderdust Company, Wonder Pocket Tool Corporation, Wonder Rug-Cleaning Company, Woodrow Coal Company, Woodson County Oil Corporation, Woodoleum Manufacturing Co., Woodbine Motors Inc., Woodreve Nurseries, Inc., Woolf Building and Service Corporation, World Commerce Corporation, World's Fertilizer Process Co., The, Wosk Manufacturing Company, Inc., World Radio Club, World Wide Amusement Corporation, World Wide Barter and Trading Company, Wrenn Adding Machine Company, The, Wrenn Adding Machine Sales Company, The, Wright Engineering and Construction Company, Wugmann-Manieri-Manzie Co., Wyoming Consolidated Oil and Gas Company, Wyoming Dyestuff and Chemical Corporation, Wyoming Oil Wells Corporation, Wyoming Premier Oil Company, Wyoming Petroleum Company, Wyoming Tire and Rubber Company, Wyoming United Oil Company.

Xcel Typewriter Corporation.

Y. H. Watts & Co., Yetter Investment Company, The, Yankee John Development Company, Yellowstone Power Company, Chic Yankee Roll Company of New York, Inc., Yankee Roll Distributing Corporation, Yampa Valley Development Corporation, Young's Co-Operative Autoservice Company, Yolando Mining Company, Yukon Oil & Gas Company, Yuba River Water Supply Corporation, Young's Shoe and Enterprises Company, Zapatos Corporation, The, Zamium Corporation, The, Zeitler

PROCLAMATIONS

Gas Car & Locomotive Company, Zinkan Manufacturing Co., Zapata Producing and Refining Company, Zephyr Piston Company of America Zinkan Refrigeration Company, Zimmerman Stove-Heater Corporation, Zeller Shade Hardware Company, Inc.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be hereunto affixed this twenty-sixth day of January, (SEAL) in the year of our Lord one thousand nine hundred and twenty-six and of the Independence of the United States of America, the one hundred and fiftieth.

By the Governor :

ROBT. P. ROBINSON

FANNIE S. HERRINGTON,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

To all persons to whom these presents shall come, Greeting:
WHEREAS, George Sharp, a citizen of the City of Wilmington, New Castle County, in this State, was found dead on the night of January 4th, 1926, in the City of Wilmington aforesaid; and

WHEREAS, There are reasonable grounds for the belief that the laws of this State have been violated and it is necessary, for the purpose of securing the arrest of the person or persons offending, that a reward shall be offered for the arrest and conviction of such person or persons.

NOW, THEREFORE, I, Robert P. Robinson, Governor of the State of Delaware, in accordance with the provisions of Section 6 of Chapter 13 of the revised statutes of the State of Delaware, do hereby offer a reward of

FIVE HUNDRED DOLLARS

for the arrest and conviction of the person, or persons, who committed the crime aforesaid, said reward to be paid to such person or persons as the Attorney General of this State shall certify to be entitled thereto.

IN TESTIMONY WHEREOF, I, Robert P. Robinson, Governor of the State of Delaware, Have hereunto set my hand and caused the Great Seal of this State to be hereunto affixed this first day of February, in the year of our Lord one thousand nine hundred and twenty-six and of

(Great Seal)

PROCLAMATIONS

the Independence of the United States of
America the one hundred and fiftieth.

By the Governor:

ROBT. P. ROBINSON.

FANNIE S. HERRINGTON,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

To the People of the State of Delaware:

WHEREAS an emergency has arisen at the Sussex County Courthouse at Georgetown, Delaware, as a result of which I have ordered the Adjutant General of the State of Delaware to call into service and employ the National Guard of the State of Delaware, or such parts thereof as shall be necessary to preserve the public peace.

NOW, THEREFORE, KNOW ALL PERSONS, that the citizens of the State of Delaware be and they hereby are enjoined to assist the Military Authorities of this State in preserving the public peace by refraining from being or loitering in the vicinity of said Sussex County Courthouse.

IN WITNESS WHEREOF the great seal of the State of Delaware is hereunto affixed, WITNESS Robert P. Robinson, Esquire, Governor of the State of Delaware, the fifth day February in the year of our Lord one thousand nine hundred and twenty-six, and in the year of the independence of the United States of America the one hundred and fiftieth.

By the Governor:

ROBT. P. ROBINSON.

FANNIE S. HERRINGTON,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the President of the United States has issued a Proclamation recommending that the Governors of the various states designate the week of April 18 to 24 inclusive, as American Forest Week, and the observance of Arbor Day within that week, wherever practicable, and

WHEREAS, although our national progress in forestry has been well begun, much remains to be done through both concerted and individual effort, and we must take common counsel in public meetings to the end that the forestry problems may be well considered and adequately met,

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do hereby designate the week of April 18 to 24, inclusive, as

AMERICAN FOREST WEEK

and do set apart the twenty-third day thereof, as

ARBOR DAY

and urge upon all individuals, associations, and schools and the Press of the state, to give thought to the "Common task of forest conservation and renewal" and to the development into useful productivity, now unused places in town and country.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and affixed the Great Seal of

PROCLAMATIONS

(Great Seal) said State at Dover, this first day of April,
in the year of our Lord one thousand nine
hundred and twenty-six and in the year of
the Independence of the United States of
America, the one hundred and fiftieth.

By the Governor:

ROBT. P. ROBINSON,

S. D. TOWNSEND, JR.,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

To all persons to whom these presents shall come, Greeting:

WHEREAS, during the past few months, numerous fires have occurred in or near the Town of Hartly, Kent County, in this State; and

WHEREAS, there are reasonable grounds for the belief that such fires have been purposely and maliciously set, and that the laws of this State have been violated, and that it is necessary, for the purpose of securing the arrest of person or persons offending, that a reward should be offered for the arrest and conviction of such person or persons,—

NOW, THEREFORE, I, Robert P. Robinson, Governor of the State of Delaware, in accordance with the provisions of Section 6 of Chapter 13 of the Revised Statutes of the State of Delaware, do hereby offer a reward of

TWO HUNDRED FIFTY DOLLARS

for the arrest and conviction of the person, or persons, who committed the crime or crimes aforesaid, said reward to be paid to such person or persons as the Attorney-General of this State shall certify to be entitled thereto.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of this State to be hereunto affixed this 2nd day of August in the year of our Lord one
(Great Seal)

PROCLAMATIONS

thousand nine hundred and twenty-six and
of the Independence of the United States of
America the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, in the one hundred and fifty years that have gone by since the adoption of the Constitution of Delaware on September 20, 1776, Delaware has expanded and developed in everything but its territory; and

WHEREAS, Delaware has shown her patriotism by her attitude in all of the past national emergencies and the names of brave and illustrious Delawareans will be handed down through the ages as the embodiment of great deeds and service in the formation of a State that was the first to ratify the Federal Constitution and thus became the first State in the Union on December 7, 1787; and

WHEREAS, with a desire to further emphasize our loyalty and patriotic feeling, and to show our appreciation of the honor bestowed upon us by the Sesqui Centennial Exposition,

NOW, THEREFORE, I Robt. P. Robinson, Governor of the State of Delaware, do hereby designate and set aside

MONDAY, SEPTEMBER 20, 1926, as DELAWARE DAY

at the Sesqui Centennial, where our State Flag will be presented, at the same time extending a cordial invitation to our friends and neighbors to participate in the ceremonies arranged for that

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day, and calling upon the citizens of Delaware to help in every possible way, make this celebration an outstanding event.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and affixed the Great Seal of the said State, this eleventh day of September in the year of our Lord one thousand nine hundred and twenty-six, and in the Independence of the United States of America, the one hundred and fifty-first.

(Great Seal)

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, every year the Nation's burden of property loss by fire continues to increase, and in addition to this enormous waste of material wealth, thousands of lives are lost and thousands of persons injured by burning, and

WHEREAS, Since a proportionate share of this tremendous toll is borne by our own State, and since the greater part of all fire loss is avoidable if reasonable care is exercised,

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do designate and proclaim the period from October 3 to 9, 1926 as

FIRE PREVENTION WEEK

and urge that each and every one of our citizens take an earnest, active interest in the occasion. Chambers of Commerce and other civic organizations, as well as business associations, school authorities and all other bodies interested in public welfare should assist in furthering this important observance with greater energy than heretofore.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the said State, have hereunto set my hand and affixed the Great Seal at Dover, this twenty-ninth day of September, in the year of our Lord one thousand nine hundred and twenty-six and in the year

(Great Seal)

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of Independence of the United States of
America, the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Tenth Annual Roll Call of the American National Red Cross will be conducted from Armistice Day, November 11th, to Thanksgiving, November 25th; and

WHEREAS, the President of the United States, as President of the American National Red Cross, has issued a proclamation calling upon the people to enroll as members in this legion of mercy; and

WHEREAS, during the period set aside, all the citizens of this State will have an opportunity to enroll their names under the banner of the American National Red Cross, whose interest in all humanitarian projects deserves the support and unselfish loyalty of all the people,

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do call upon the people of our State to respond wholeheartedly to the Tenth Annual Roll Call and suggest that special emphasis be laid upon the work of this great organization in all our places of worship and at all public gatherings to the end that it may continue its work for humanity without stint or handicap.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Delaware to be affixed this 26th day of October in the year of our Lord one thousand nine hundred and twenty-

(Great Seal)

PROCLAMATIONS

six and in the Independence of the United States of America the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,
Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the American Legion, and the National Education Association, together with more than one hundred and fifty other National Organizations, are sponsoring the observance of American Education Week from November 7 to November 13, and

WHEREAS, it is of paramount importance that the attention of our citizenry be brought to a keener appreciation of the problems and aims of education, and

WHEREAS, Government by all the people can be for the best interests of all the people, only when all the people are sanely educated. Sane education should result in a broad command of information, together with ability to think to purpose in terms of knowledge; should eliminate prejudice and encourage toleration. It should develop the spirit of obedience to law and foster industry and thrift. It should teach the recognition of the rights of others and set up the idea of service to others as the highest aim of human life. All of these things make for the highest type of citizenship and justify the supreme interest of the State in the financial maintenance and the moral support of public education.

NOW, THEREFORE, I, Robert P. Robinson, Governor of the State of Delaware, do proclaim and set apart the week beginning on the 7th day of November as

AMERICAN EDUCATION WEEK

and request that all the citizens of Delaware give special consideration to the importance, the needs and the problems of the

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Public School, and to take some active part in the campaign which is of primary importance to the welfare of our Nation.

(Great Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Delaware, this fifth day of November, in the year of our Lord one thousand nine hundred and twenty-six and in the year of the Independence of the United States of America, the one hundred and fifty-first.

By the Governor :

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,
Secretary of State.

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STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, An All Wise Providence has, in His Wisdom and Goodness prospered our State and Nation; blessed the labors of all the people and given unto them the fruits of the earth in their season. For all the blessings of food and raiment for our personal needs, for protection against our enemies, and for the honorable place given us among the Nations and States, we, as American Citizens, do continually send up our prayers of Thanksgiving and Praise to the Bountiful Giver, and

WHEREAS in giving thanks for our annual blessings, our indebtedness to the outstanding years of our history should not be overlooked and on this day of days, set apart for the giving of thanks to Almighty God for His Divine Goodness, surely the flag, the emblem of freedom and opportunity, should be prominently displayed as evidence of our remembrance and gratitude.

NOW, THEREFORE, In accordance with the proclamation of the President of the United States, I, Robert P. Robinson, Governor of the State of Delaware, do designate

THURSDAY,

NOVEMBER TWENTY-FIFTH

AS

THANKSGIVING DAY

and do call upon the people of our State to lay aside their usual duties and take time to give thanks unto Almighty God for his

PROCLAMATIONS

many blessings and ask for strength to meet the problems of the coming year.

(Great Seal)

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be affixed at Dover this fifth day of November, in the year of our Lord one thousand nine hundred and twenty-six, and in the year of the Independence of the United States of America, the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,
Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

ROBERT. P. ROBINSON, Governor of the said State.
To all persons to whom these presents shall come, Greeting:

WHEREAS, An election was held in the State of Delaware, on Tuesday, the second day of November, in the year of our Lord one thousand nine hundred and twenty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution of the United States and the Constitution and Laws of the State of Delaware, in that behalf, for the election of a Representative for the people of the said State, in the Seventieth Congress of the United States;

AND WHEREAS, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in the said counties respectively for such representative were cast as follows, to wit:

NEW CASTLE COUNTY

Merrill H. Tilghman	17,209
Robt. G. Houston	23,620

KENT COUNTY

Merrill H. Tilghman	5,886
Robt. G. Houston	6,344

SUSSEX COUNTY

Merrill H. Tilghman	6,329
Robt. G. Houston	8,955

PROCLAMATIONS

AND WHEREAS, The said returns of the election for the choice of a Representative of and for the said State in the Seventieth Congress of the United States, as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Representative, the result appears as follows, to wit:

Whole number of votes for Merrill H. Tilghman	29,424
Whole number of votes for Robert G. Houston	38,919

NOW THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do hereby declare that Robt. G. Houston has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Representative of and for the State of Delaware in the Seventieth Congress of the United States.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the eighth day of November in the year of our Lord one thousand nine hundred and twenty-six and of the Independence of the said State the one hundred and fifty-first.

(Great Seal)

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

ROBERT P. ROBINSON, Governor of the said State

To all persons to whom these presents shall come, Greeting:

WHEREAS, An election was held in the State of Delaware, on Tuesday, the second day of November, in the year of our Lord one thousand nine hundred and twenty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution of the United States and the Constitution and Laws of the State of Delaware, in that behalf, for the election of an Insurance Commissioner for the State of Delaware.

AND WHEREAS, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in the said counties respectively for such Insurance Commissioner, were cast as follows, to wit:

NEW CASTLE COUNTY

Robt. Y. Wallen	15,439
James G. Shaw	24,911

KENT COUNTY

Robt. Y. Wallen	6,762
James G. Shaw	5,495

SUSSEX COUNTY

Robt. Y. Wallen	7,477
James G. Shaw	7,854

PROCLAMATIONS

AND WHEREAS, The said returns of the election for the choice of an Insurance Commissioner of and for the State of Delaware, as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Insurance Commissioner, the result appears as follows, to wit:

Whole number of votes for Robt. Y. Wallen	29,678
Whole number of votes for James G. Shaw	38,260

NOW, THEREFORE, I Robt. P. Robinson, Governor of the State of Delaware, do hereby declare that James G. Shaw has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Insurance Commissioner of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the eighth day of November, in the year of our Lord one thousand nine hundred and twenty-six and of the Independence of the said State the one hundred and fifty-first.

(Great Seal)

By the Governor:

ROBT. P. ROBINSON,

S. D. TOWNSEND, JR.,

Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

ROBERT P. ROBINSON, Governor of the said State.

To all persons to whom these presents shall come, Greeting :

WHEREAS, an election was held in the State of Delaware, on Tuesday, the second day of November, in the year of our Lord one thousand nine hundred and twenty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution of the United States and the Constitution and Laws of the State of Delaware, in that behalf, for the election of a State Treasurer for the State of Delaware.

AND WHEREAS, The official certificates or returns of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in the said counties respectively for such State Treasurer, were cast as follows, to wit :

NEW CASTLE COUNTY

W. Harmon Reynolds	15,214
Howard M. Ward	25,232

KENT COUNTY

W. Harmon Reynolds	6,631
Howard M. Ward	5,618

SUSSEX COUNTY

W. Harmon Reynolds	7,420
Howard M. Ward	7,920

PROCLAMATIONS

AND WHEREAS, The said returns of the election for the choice of a State Treasurer of and for the State of Delaware, as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such State Treasurer, the result appears as follows, to wit:

Whole number of votes for W. Harmon Reynolds 29,265
Whole number of votes for Howard M. Ward 89,770

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do hereby declare that Howard M. Ward has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the State Treasurer of and for the State of Delaware.

(Great Seal) GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the eighth day of November, in the year of our Lord one thousand nine hundred and twenty-six and of the Independence of the said State the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,
Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

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ROBT. P. ROBINSON, Governor of the said State.

To All Persons to Whom These Presents Shall Come, Greeting:

WHEREAS, An election was held in the State of Delaware, on Tuesday, the second day of November, in the year of our Lord one thousand nine hundred and twenty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution of the United States and the Constitution and Laws of the State of Delaware, in that behalf, for the election of an Auditor for the State of Delaware.

AND WHEREAS, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in the said counties respectively for such Auditor, were cast as follows, to wit:

NEW CASTLE COUNTY

Roy E. Pettyjohn	16,099
Edward Baker	24,318

KENT COUNTY

Roy E. Pettyjohn	6,825
Edward Baker	5,403

SUSSEX COUNTY

Roy E. Pettyjohn	7,695
Edward Baker	7,653

PROCLAMATIONS

AND WHEREAS, The said returns of the election for the choice of an Auditor of and for the State of Delaware, as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Auditor, the result appears as follows, to wit:

Whole number of votes for Roy E. Pettyjohn.....	30,619
Whole number of votes for Edward Baker	37,374

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do hereby declare that Edward Baker has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Auditor of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the eighth day of November, in the year of our Lord one thousand nine hundred and twenty-six and of the Independence of the said State the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

S. D. TOWNSEND, JR.,
Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

Whereas, Pierre S. du Pont, Tax Commissioner of the State of Delaware, has reported to me a list of corporations which for two years preceding such report have failed to pay the taxes assessed against them and due by them under the laws of this State.

NOW, THEREFORE, I, Robt. P. Robinson, do hereby issue this proclamation according to the provisions of Sections 75 and 76, Chapter 6, of the Revised Statutes of 1915, as amended, and do hereby declare under this act of the Legislature that the charters of the following corporations, reported as aforesaid, are repealed:

A. Bocsche Book and Press News Corp., A. C. A. Coal Company, A. C. Bowles Oil and Gas Co., Abso-Clean Sales Corporation, A. Ferber Company, Inc., A. G. Rieck, Inc., A. H. Smith Co., A. I. Jordan Co., Inc., A. N. Lauer & Co., Abyssinian Progressive Association, The, A. W. Buck Company, Acme Carbon Manufacturing Corporation, Acme Cushion Wheel Co., Acorn Drilling Company, Acme Gold Amalgamator Company, Accessory Manufacturing Company, The, Ace Motor Corporation, Acme Nipple Company, Achilles Oil Company, Accident Policy Vending Company, Acme Production Corporation, Accessories Sales Company, Acme Well Equipment Company, Inc., Adell-Allyn Oil Company, Adamantex Brick Corp., Advertiser's Display Corporation, Adjustable Garden Tool Mfg. Co., Inc., Adjuria, Incorporated, Advanced Motors Corporation, Advance Mint Company, The, Adirondack Milk Products Company, Addressing Machine Corporation of America, Adams Motor Car

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Company, Advertisers and Publishers Service Corporation, Adams Scale Manufacturing Company of Delaware, Advertising Scale Corporation, Advertisers' Service Bureau, Inc., Advertising Specialty Corporation, Adv-Vending Corporation, The, Aerial Amusement and Advertising Company, Ajax Chemical Company, Aircraft Construction-Transportation Corporation, Ainsworth Coal Mining Corporation, Aetna Consolidated Oil Corporation, Aetna Electrical Engineering Company, Air-Matic Tube Company of Penna., Aiken, Neff & Masters, Inc., Affiliated Stores Corporation, Albany Asbestos Slate Co., Inc., Alaskan-American Paper Corporation, Alhambra Brick and Tile Company, Alert Cobalt Mining Corporation, Alamo Consolidated Gold Mines Company, Alaska Coast Coal Company, Alexander Capital Corporation, Aldine Finance Company, Inc., Alcohol Fuel Corporation of New York, The, Alabama Flake Graphite Company, Al Jolson, Incorporated, Alabama Live Stock Co., Alexander Microscope Company, Inc., Alaska Oil Corporation, Aldine Oil Corporation, Alaco Products Sales Corporation, Alaska Peninsula Petroleum Company, Inc., The, Aladdin Radio Mfg. Co., Alcoline Refining Company, Albion Smackover Oil Company, Albert W. Ayre Co., Inc., All American Engineering Company, All American Brokers, Inc., All American Development Corporation, Alles Corporation, Allegheny Coal and Fire Brick Company, Allied Enterprises, Incorporated, Allen Gravel Company, Alles-Harrison Chemical Company, Alphano Humus Company, The, Allen Manufacturing Company, Allyn Manufacturing Company, All Nations Realty Co., Allegheny Oil Corporation, Allied Paper Products, Inc., Alloy Reduction Co., Inc., Almond Smash Bottling Works, Inc., All States Oil and Leasing Company, Allegheny Tank Car Company, Allentown Warehouse Corporation, Alta Corbin Mines Company, Altoona Concrete Products Company, Altruart Holding Company, The Altek Photographic Corporation, Aluminum Wheel Company of America, Ambocap Company of California, Amber Dye Works, Incorporated, Amazon Film Company, Ambrine Laboratories, Incorporated, Amalgamated Motors Corporation, Amco Manufacturing Company, Ambro Mining Corporation, American Arsenic Company, Inc., American Asphalt and Construction Company, American Automotive Corporation, American Air Stand Manu-

PROCLAMATIONS

facturing Corporation, American Aerio Corporation, American Asiatic Commercial Company, Ltd., American Business Men's Association, Inc., American Bleachery, Incorporated, American Brick & Products Co., American Battery Specialty Company, The, American Bitumenoil Company, Inc., American Bankers' Service, Incorporated, American Business Finance Corporation, The, American Barber Shops, Inc., The, American Black Marble Corporation, American Coal and Development Corporation, The, American Coal & Coke Company, American Corp. of U. S. A., American Central Producing Co., American Construction Company, American Cushion Tire Corporation, American Cotton & Grain Association, American Cactus Rubber Products Co., Inc., American Consolidated Mining Corporation, American Consolidated Oil, Inc., American Chemical Gas Company, American Consolidated Petroleum Corporation, American De Gama Process & Machinery Corporation, American Dry Fruit Import & Export Co., American Development Company of Florida, American Drug Co., American Dealcoholizing Corporation, American Drawn Steel Company, American Electro-Chemical Co., Inc., American East and West Corporation, American Foundry & Furnace Co., American Film Classics, Inc., American Flour Mills, Inc., American Fuel Oil & Transportation Company, Inc., American Government Society, American Grocers' Syndicate Company, American Gas Appliance Manufacturing Company, American Gas Improvement Company, American Holding and Finance Corporation, American Investing Association, American Investment & Development Corporation, American International Sales Corporation, American Log and Lumber Company, American Motion Picture Corporation, American Municipal Securities Corporation, American Metal Leaching Company, The, American Mortgage & Finance Corporation, American Metal Smith Corporation, American Motor Club, Inc., American Mantle Corporation, American Mica Manufacturing Company, American Mines Corporation, American-Newfoundland Mining Corporation, American National Finance Corporation, American Natural Rock Asphalt Company, Inc., The, American Oil Burner Corporation, American Oil Company, American Oils and Gases, Inc., American Paint & Varnish Co., Inc., American Piston Castings Corporation. American Patent

PROCLAMATIONS

Rights Corporation, The, American Pictures, Inc., American Pure Foods, Inc., American Parts Company of Del. American Paving and Material Company, American Pulverizing Company, American Paving Company, American Radio & Electric Corporation, American Research Association, American Railway Car Cooling Company, American San Pedro Sula Fruit and Trading Company, American Sweets Corporation, American Sash Weight and Foundry Company, American Steel Window Company, The, American Service Corporation, American Spark Plug Company, American Safety Elevator and Mine Cage Company, American Standard Fire Extinguishing Company, American Slate Products Company, American Toll-Bridge Corporation, The, American Thrift Check Corporation, American Textile Products Company, American Vito Food Corporation, American Venture Corporation, American Write-O-Graph Corporation, American Wool Degreazing Company, American Wheel & Rim Co., Inc., Anglo-American Construction and Salvage Corporation, Andrews Armor Tire Co., Inc., Anglo-American Salvage Corporation, Anglo-American Products Corporation, Anglo-American Aniline & Chemical Works, Inc., Anthracite Amusements, Inc., Animated Advertising Service, Incorporated, Antiquity Coal Corporation, The, Anglo-Cuban Sugar Refineries, Inc., Antitrust Coating Company, The Anori Development Corporation, Antonilco Exploration Co., Andes Electin Corporation, Annandale, Inc., Anglo-Mexican Railroad & Lumber Company, Antillian Oil Corporation, Anti-Slap Piston Corporation, Appalachian Gold Mining Company, Inc., Apple Products Company, Apex Petroleum Company, Appalachian Realty, Inc., Apex Steel Co., Inc., Apperson Sales Company, Inc., Arnavmar Construction Company, Inc., The, Arden Coal Company, Arkansas Company, The, Archbald-Edgerton Coal Company, Arthur Harrington & Company, Inc., Arnold Home Building and Finance Corporation, Arabian Knight Baking Corporation, Arcade Natural Gas Company, Inc., Ark Oil Company, Armeo Oil and Gas Company, Artercraft Production Company, Armour Products Corporation, Arkansas Petroleum Corporation, Artercraft Publishing Corporation, Armor Plate and Non-Shatterable Glass Corporation, Arrow Royalties Corporation, Arctic Sweetheart Carton Corporation, Arrow Shoe Company, Argonne Shirt Company, Arcadia Trailer Corporation.

PROCLAMATIONS

Associated Bankers Trust Company, Associated Country Clubs of America, Associated Chemists Brokerage Corporation, Associated Chiropractors Company, Association of Co-operators in America, Associated Mortgage Investors Company, Asiatic Motors, Incorporated, Asbestos Products Corporation, Associated Radio Manufacturers, Inc., Ash Removals Patent Corporation, Asbestos Shingle and Tile Company, Assured-Safety Mortgage Corporation, Associated Tire Stores Corporation, Ashland Wholesale Company, Atlantic City Hotel Operating Company, Inc., Atlas Co-operative Drug Company, Atlantic Coast Transportation Company, Atlantic Envelope Corporation, Atlantic Fruit Company, Atlantic Glass Manufacturing Company, Atlantic and Gulf Transportation Company, Atlantic Marine and Shipyards Corporation, Atlantic Oil and Gas Company, The, Atlantic & Pacific Lumber Corporation, Atlas Paper and Bag Company, Associated Royalties, Inc., Atlantic Seaboard Coal Corporation, Atlas Sign Company, Atlantic Stores Corporation, Atlas Truck Corporation, Autodrive Co., The, Automac Company, The, Aurora Coal Mining Company, Automobile Clock Company, Inc., Azurite Copper Company, Auto Components, Inc., Azteca Copper Mining Company, Automotive Dealers' Finance Corporation, Automotive Distributing Corporation, August E. Post, Incorporated, Automobile Finance Company, Automatic Fuel Saving Company, Automatic Head & Parking Light Company, Inc., The, Austin-Jackson Corporation, Auto License Plate Protector, Inc., Automatic Manufacturing Company, Autoeez Manufacturing Company, Incorporated, Aurora Mantle & Lamp Company, Automobile New Engine Corporation, Limited, Automotive Parts Corporation, Axilrod Power Transmission Company, Automatic Repeating Phonograph Co., Inc., Auto Refinishing Company, Automatic Seat Indicator, Inc., Automatic Sales and Printing Company, Ayrial Sales Corporation, Au Sable Lodges, Inc., Auditors Steamship Line, Incorporated, Automobile Supply Company, Automobile Title Company, Automatic Uno Corporation, Automotive Vehicle Corporation, Automatic Valve Cap Company, Automatic Window Display, Inc., B-A-R Oil Company, The, B. & B. Auto Express & Messenger Service, Inc., B. & B. Bus Line, Inc., B. G. Desmond Manufacturing Corporation, B. & G. Cab Co., B. H. Dyer Company, Baer Products Company,

PROCLAMATIONS

"Babe Ruth" Home Run Confection Corporation, Beaver Valley Cement Products Co., B. & V. Pipeless Heaters, Inc., Bailey's Consolidated Tobacco Corporation, Bailey Company, The, Bailey Independence Mining and Milling Company, Bailie Lease and Development Company, The, Bailey Tobacco Co., Baker Amusement Company, Baker Steam Products, Inc., Baker-Young Company, Incorporated, Balboa Commercial Corporation, Bankers Auto Supply, Inc., Bankers Acceptance Corporation, Bankers Guaranteed Mortgage Corporation, Bankers Mortgage Company of Altoona, Bankers Mortgage and Discount Co., Bankers & Merchants Discount Corporation, Bankers Mortgage and Discount Company of America, Bankers Mutual Royalty Corporation, Bankers National Bond Corporation, Bankers Petroleum Company, Bank Stock Holding Company, Inc., Bankers Syndicate of America, Inc., Bankers Trust Company, Bardy Motion Picture Machine Company, Bardy Projector Co., Barlow Snow Skate Co., Inc., Barnwell Pecan Orchards Company, Barrett Company, Inc., The, Barrett, Incorporated, Baseball Co., Inc., The, Baseball Pitching Machine Company, Battery Corporation of America Bath Hardwood Lumber Company, Bates Machine and Tractor Company, Bayharbor Towing Company, Bauer Institute, Incorporated, Bayard Manufacturing Corporation, Bay View Amusement Company, Beaver Automotive Co., Beaver Auto-Boat Engineering Corporation, Beaver Electra Refining and Tank Line Company, Beatty Oil & Gas Company, Beacon Pharmacy, Inc., Beaver Seal Jar Cap Company, Beccaria-Clearfield Coal Company, Bedford Feldspar Co., Beckett Value Company of Delaware, Behrens Dairy Products Company, Incorporated, The, Belle Isle, Inc., Belt Land Oil Corporation, Bellevue Mills, Inc., Belle Petroleum Company, Belgrade Textile Mills, Inc., Ben Johnson Organization, Inc., Bennett-Leach, Inc., Benroy Motion Picture Productions, Inc., Benjamin and Weber Publishing Company, The, Benyar Motor Corporation, Bergougnan Rubber Corporation, Berry Collins and Company, Bernard F. Reilly Realty Corporation, Bessemer-American Motors Corporation, Betty Brown, Inc., Bethel Construction Co., Inc., Beyer-Frey Chemical Co., Bessemer Motor Truck Company, Best Producing & Refining Company, Betsy Ross Co-Operative Association, Better Tires Corporation, Bibbins Ball Compass, Inc..

PROCLAMATIONS

Biddle-Crane Motor Car Co., Big 4 Pharmacal Company, Bi-Pitch Instrument Corporation, Big Stratum Oil Company, The, Binzel Metal Products Co., The, Bituminous Non-Slip Paving Company, Bird's Run Coal Company, Black Joe Coal Company, The, Blue Cast Magnetic Springs Company, Bliss Company, Inc., Bledsoe Development Company, Blenio Flameproof, Incorporated, Bluestone Furniture Company, Inc., Blue Grass Oil and Gas Company, Blox Manufacturing Enterprises, Incorporated, Blue Ox Oil Company, Blue Ribbon Refineries, Incorporated, Blue Ridge Oil Company, Blood River Oil Co., Blue Ridge Sausage and Provision Company, Blue Ridge Mountain Coal and Coke Company, The, Boidys American Greek Chocolate Company, Bob Built Homes, Inc., Bonetto Aero Power Company, Inc., Bolandi Beading Machines Corporation, Bond Company, Incorporated, The, Bond Exchange, Inc., The, Bonner Engineering Co., Inc., Bongiovanni's Floating Palace Co., Bond Farming Corporation, The, Bond Investment Company of Baltimore, Bonner Railwagon System, Incorporated, Boswell Bottling Works, Inc., Boston Baked Beans Company, Inc., Berkert Coal Company, Bardet Flour & Grain Company, Border Mining Corporation, The, Boskett Mercantile Corporation, Botella Oil Company, The Boltless Rail Joint Company, Borch Radio, Inc., Bottlers' Supply Company, Boston Templar Company, Inc., The, Bound Brook Engine & Mfg. Co., Bouillonized Peanut Corporation, Boyd-Brenizer Corporation, Boytex Company, The, Bowker and Houseworth Company, Bowen-Olympic Oil Company, Boynton Oil & Gas Company, Boyd-Richwine Co., Boylan Towing Line, Inc., Boyd Tax Service Corporation, The, Bradstreet Investment Company, Inc., Bradley Manufacturing Company, Brad-Penn Oil & Gas Company, Brazos-Blaine Oil Co., Inc., Brandywine Lunch, Inc., Bradford Shirt Company, Inc., Brazos Valley Oil Corporation, Brendonne Corporation, Brewster Color Pictures Corporation, Brewer Drilling Company, The, Breen Hotel Company, Brient & Co., Inc., Bridge Fork Oil Company, The, Bridgeport Properties Company, The, British American Diamond Mining Company, Bristow Petroleum Company, Broadway-Clarendon Corp., Bromar Investment Company, Brockway Laboratories, Inc., Brokaw Oil Company, Broadway, Seventh Avenue and 56th St., Hotel Realty Corp., Brotherhood Finance Corporation,

PROCLAMATIONS

Brooks Manufacturing Company, Brooks Ostruk Corporation, Brookville Thin Veil Coal Co., Brown Bell Oil & Gas Company, Browns Mills Oil Company, Brown Window Shades, Inc., Browne-Zeager Company, Inc., Bruno Mining and Milling Company, Brush Run Oil and Gas Company, Bruno Shoe Manufacturing Corporation, Buckeye Mines Company, Inc., Buffalo Brazos Oil Company, Bulletin Company, The, Building Enterprises, Inc., Bullock & Galvin, Inc., Buffalo-Keystone Oil & Gas Company, Inc., Builders Plastic Corporation, Bullet Proof Vest Corporation of Delaware, The, Burget Company, Inc., The, Bureau of Industrial Psychology, Inc., Burdette Oil Syndicate, Inc., Burdett Oxygen Company of Cleveland, Burdick Tire & Rubber Company, Burke's Department Stores, Inc., Burkoe Tire & Rubber Company, Burton-Beebe Lumber Corporation, Burns Bros., Inc., Burnall Corporation, Burrowlite Nickel Steel Company, Burn-Not Plates, Inc., Burwood Sales Company, Inc., Business Builders Corporation, Business Properties Corporation of Detroit, Business Property Holding Company of Los Angeles, Business Utilities, Incorporated, Butch Baking Company, Inc., Buttonlath Corporation, Byproducts Fuel Machine Company, The, Butterworth-Judson Sales Corporation, By-Products Chemical Corporation, Butler Tractor, Inc.

C-A-B Signal Company, C. A. Davis & Company, C. B. Sherlock Patent Investment Co., Caine Bros. Paper Company, Inc., California Commercial Credits Company, California Cinema Corporation, Cactus Crystal Company, C. E. Rieck, Inc., California Finance & Investment Company, California Fruit Ship Line, Inc., C. F. Waring Company, Inc., C. G. Boyd Drug & Chemical Co., The, Cal Hirsch & Sons Mercantile Co., California Industrial Finance Corporation, C. I. Togstad Company, The, Cafe Lubin, Inc., C. L. Brancher Candy Company, Inc., California Marine Products Company, California Mortgage and Discount Company, California Motors, Inc., California Mexican Petroleum Company, Caledonia Oil Corporation, Cain Oil Company, California Oil Development, Incorporated, Calumet Pictures Corporation, California Pump & Machine Corporation, California Pacific Oil Company, Caldwell Screw Company, California Tours, Inc., C. W. Tire Stores, Inc., C. W. Busick Die Cor-

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poration, C. W. Weller Company, Incorporated, Cambridge Block Coal Co., Cameo Cinema Classics, Inc., Cameron Clay Products, Inc., Camp Comfort Mine, Incorporated, Camel Dry Storage Battery Co., Inc., Campbell Hill Oil & Gas Co., Canadian American Radio Company, Canary Bird Corporation of Washington, Capitol Construction Company, Capitol City Trucking Company, Incorporated, The, Canada Dry Pacific Coast Distributors, Inc., Capital Funding Company, Capital Issues Corporation, Capital Mortgage Company, The, Canadian Oil Company, Capital Theatre Company, Carmichiel-Beard Company, Carboneta Corporation, Caroni Dredging & Mining Corporation, Carley and Edwards, Incorporated, Caribbean Fruit Corporation, Carasaljo Hotel Company, The, Caribbean Products Company, Carey Printing Corporation, Caribous Placer Company, Care Publishing Company, Carlisle Retail Tire Stores, Inc., Carolina Sales Company, Inc., Carbonado Steel & Iron Works, Inc., Carlsten Tire & Rubber Company, Carpenter Automatic Electric Systems Co., Inc., Carrm Convertible Car Corporation, Carson Oil & Gas Company, Carbert Realty Company, Carpathian Trading and Mining Corp., Carton Can Company, Carter County Brick Corporation, Cassinelli-Bennett, Inc., Case Farms, Inc., The, Castagna Milk and Manufacturing Co., Casey Manufacturing Co., Central American Mines, Inc., Catholic Art Association (Western), Inc., Central American Petroleum Corporation, Central Commercial Company, Central Development Company, Center-Fed Spring Insert Company, Cement Field Oil Company, Central Health Institute of New York, Inc., Celso Laboratories, Inc., Catalpa Laboratories, Inc., Cavalier Motion Picture Company, Inc., Central Oil & Refining Company, The, Central Oil and Gas Company of America, Central Penna. Gas Station Co., Central Peat Corporation, Cauca River Mines Corporation, Central Sporting Goods Co., Central States Radiator Corporation, The, Central States Corporation, Central Texas Telephone Company, Central X-Ray Laboratories, Inc., Chain Gasoline Stations, Inc., Champion Motors, Incorporated, Chambers Mfg. Co., Charles A. Snapp Co., Charles E. McInnes & Co., Inc., of Dela., Charles H. Diggs, Inc., Chancellor Hotel Company, Changeable-Key Lock Company, Inc., The, Charles Leedom Coal Co., Charles McAdam Co., Chartiers

PROCLAMATIONS

Restaurant Company, Charles T. Megee Company, The, Cartiers Valley Mortgage & Discount Corporation, The, Charles Weeghman Corporation, Cherokee Company, Chastleton Corporation, The, Chemical Cannel Coal Company, The, Chemical Development Company, Chemical Endowment Foundation, Inc., Cheshire-Keller Manufacturing Company, Dynell Natural Water Company, Incorporated, Chesapeake National Building Company, Chemo Specialty Co., Children's Auto & Specialty Corporation, China Enterprises, Inc., Chicago Motor Acceptance Corp., Childers Manufacturing Company, Chicago Sentinel Company, Chicago Steel Wheel Corporation, Christmas Aeroplane Company, Circle Automobile Men's Association of America, City of Angora Corporation, The, Citizens Building and Realty Company, Christiana Clay Products Company, Cinascope Company, The, Christian Company, The, Circle Development Corporation, Cincinnati Funding Company, The, City Finance Trust Company, Citizens Investment Company, Christiana Lumber and Mfg. Company, Citizens Mortgage and Investment Company, Cico Products Corporation, Clamert Manufacturing Company, The, Claholme Universal Joint Corporation, Classical Book Company, Clarksdale Cotton Sales Company, Clarion District Hydroelectric Company, Classic Dramas, Inc., Clark Gold Mines Corporation, Clarkson Garage, Inc., Claymont Garage Company, Clark-Hunt Contracting Co., The, Clasen Naturephone Company, Clarkwood Pencil Company, Cleveland Cinder Products Company, Cleveland Properties Corporation, The, Cluley Auto Supplies Company, Clifton-Chino Copper Company, Clox-Lite Sales Company, Club Service Garages, Inc., Coal Buyers Corporation, Cochrane Coal Co., The, Coca-Cola Bottling Co. of Farmington, Mo., Cockrell Corporation, The, Coastwise Dredging Company, Cobalt Rex Mining Company, Coating Specialties Corporation, Coast Syndicate Company, Coast to Coast Distributing Company, Inc., Coffee Expressor, Inc., The, Cole & Company, Colina Development Company, Coleman-Nelson Corporation, Cole Service Bureau, Inc., Collier Motor Devices Corporation, Collins System of Physical Culture for Women, Inc., Colorado Basin Utilities, Inc., Columbia Building Corporation, Columbia Cigar and Drug Company, Columbia Confection Company, In-

PROCLAMATIONS

corporated, Columbia Development & Trading Company, Colonial Engineering Company, The, Colombian Industrial Corporation, Colonial Improvement Company, Columbia Post Institute, Inc., Colorado Packing Corporation, The, Colorado River Power Corporation, Columbia Radio Corporation, Colonial Security Corporation, Columbia-Texas Oil Co., Commonwealth Acceptance Company, The, Commonwealth Associates Incorporated, Commodore Coal Company, Commercial Coal & Coke Company, Commercial Copra & Cohune Corporation, Community Cinema Equipment Corporation, Commercial Chemical Company of America, Compressable Dress Form Co., Inc., Commercial Devices Co., Inc., Community Electric Service, Inc., Commercial Finance & Securities Corporation, Commercial Fruit Corporation, Community Hotels Corporation, Commercial Holding Co., Community Home Builders, Inc., Commonwealth Hotel Construction Corporation, Community Hotel Corporation of Glendale, Commercial Index & Advertising Machine, Inc., Community Local Pictures, Inc., Commonwealth Loan Association of Philadelphia, Compavo Manufacturing Co., Inc., Commonwealth Mica Corporation, Commercial Motors Mortgage Corporation, Commonwealth Production & Royalty Corporation, Comfort, Pleasure and Speed, Incorporated, Comapaje Process Co., The, Compañia Petroleia De Bolivia, Incorporated, Combination Royalty Corporation, Community Recreation Company, Commercial Service Corporation, Community Swimming Asso. of Hagerstown, Inc., Commercial Service Company of Pennsylvania, Concrete Products Co., Connecticut Blower Corporation, The, Connecticut Castings Company, Conquest Consolidated Copper Company, Connor & Ley Company, Connecticut Packing Company, The, Connecticut Silica Corporation, Consolidated Business Machines Corporation, Consumers Co-Operative Corp., Inc., Consolidated Development Corporation, Consumers Development Company, Consolidated Elmore Mines Corporation, Consolidated Finance Corporation of Detroit, Consolidated Finance Corporation of America, Consolidated Gas Water Heater Company, Consolidated Hydro-Electric Corporation, Consolidated Hardwood Corporation, Consumers Ice Company, Construction Materials Company, Consolidated Mortgage Corporation of America, Con-

PROCLAMATIONS

solidated Motors Securities, Inc., Consolidated Motors Corporation of Pittsburgh, Consolidated Motors Corporation, Constantin Oil & Gas Company, Consolidated Royalty Corporation, Consolidated Realty and Theatres Corporation, Consolidated Steel Sales Corporation, Consolidated Securities Co., Consolidated Steel and Iron Corporation, Consumers Wholesale Corporation, The, Continental Appliance Corporation, Convoy Corporation, The, Continental Fire Works Company, Continental Feed Mills, Inc., Contract & Finance Corporation of Florida, The, Continental Gasoline Producing Company, Continental Hotel Company, Continental Motor Securities Corporation, Continental Oil and Gas Production Company, Co-Operative Drug, Inc., Cooper Flexible Transmission Co., Inc., Co-Operative Realty Company, Incorporated, Cope Baking Co., Copper Consolidated, Inc., Cop-Go Auto Products Co., Inc., Cooper-Lahman Oil Company, Cooperage Securities Company, The, Corbin & Bodine, Inc., Corporation Fiduciary Company, Cordtex Mills Company, Inc., The, Corporation Promotion Company, Corporation Securities Company of California, Cornell Shoe Stores, Inc., Cosmos Art Pictures Association, Correct Clock Corporation, Cosmopolitan Drug Stores Corporation, Cosmopolitan Finance Co., Cosmopolitan University, Inc., Couch & Dean, Incorporated, Coulter Producing Company, Coulter Twist Drill Co., Cowden Oil Company, Craftmaster Corporation, The, Cranston Coal Mining Corporation, Crater Gold Mining Company, Crandall Lock and Auto Hardware Corporation, Crane-New York Oil Company, Cray Transfer and Storage Company, Crescent Auto Company, Creston Feature Pictures, Inc., Credit Investigation Bureau, Inc., Crest Oil Company, Crescent Petroleum Company, Credit Security Company, Inc., The, Creighton Securities Company, Incorporated, Cross Printing Company, The, Crystal Graphite Corporation, Cruise, McCormack & Loughran, Inc., Cumberland Power Company, Cumberland-Perry Oil, Gas and Mineral Company, Cumberland Valley Gas & Refining Company of Kentucky, Cunningham & Berrien, Inc., Cunningham Manufacturing Industries, Inc., Curwensville Realty Company, Curtis-Taylor Company of Texas, Inc., Cutler Steel Company.

PROCLAMATIONS

Da Costa and Company, D. C. Oil Corporation, D. E. Hale Stores Corporation, D. G. Dery Corporation, Dalcour Hunting Club, Incorporated, D. H. & R. Sales Company, D. Kellerman & Sons, Inc., Dalford Oil Refining Company, Inc., D. R. C. Devine Shoe Company, Dallas Thrift Stores, Inc., Danforth-Abbott Company, Inc., Daniel-Boone-Smackover Corporation, Damascus Drills, Incorporated, Dart Jack & Tire Changer Co., Daniels Motor Company, Davlin Candy Corporation, David Lowenstein & Co., David Short Manufacturing Company, The, Davis Auto Serve Table Company, Davis Can-Server Corporation of Delaware, Davis Petroleum Company, Davis-Pope Company, Inc., Davis Transportation Lines, Inc., Day Food Products Company, Dayton Motors, Inc., Daylight Motion Picture Theatre Corporation, Daylight Screen Company of America, Daylite Storage Battery, Incorporated, Dean Automatic Telegraph Company, De Bray-Muntz Exposition Co., Inc., De Beltrand-Peckham, Inc., De Bartolomeis Contracting Company, Deane's Coffee House, Inc., Deaker Corporation, The, De Lin Motor Enterprises, Inc., De Luxe Brush Co., Dealers Mortgage & Finance Co., De Soto Roller Mills, Inc., De Soto Oil and Gas Company, The, Dearborn Truck Company, De Witt, Moore, Davis and Steele, Inc., De Waitoff Amusement Enterprises, Inc., The, Deemster Corporation of America, Deer Hill Coal Co., Dejure, Incorporated, Dehydration, Inc., of California, Deeks Motor Products, Incorporated, Deer Trail Leasing Co., Delta Carbon Company, Inc., The, Delta Company, The, De Laney Products Corporation, The, DeLark Producing Corporation, Delkan Realty Co., The, Del-Wyo Oil Corporation, Delaware Automobile Mfg. Co., Delaware Drug Company, Delaware Motor Service Club, Delaware Rapid Transit Company, Delaware Steamship and Commerce Corporation, Demountable Batteries Corporation, Deodorol Company, Denniston-Wood Motor Company, Inc., Detroit Air-Cooled Car Company, Detroit Corporation, The, Dessau Industrial Diamond Co., Inc., Detroit Mines & Milling Company, The, Detroit Mortgage Corporation, Deveau Corporation, Dew-On Corporation, Dick-Oil, Gas & Developing Co., Diamond Oil Company, Diesel Steamship Company, Inc., Dielmore Sales Co., Disc Brake Company of America, Dix Brothers, Inc., Dixie Drug Stores, Staunton, Inc., Dixie Drug Stores,

PROCLAMATIONS

Columbus, Inc., Dixie Drug Stores, Norton, Inc., Dixie Drug Stores, Savannah, Inc., Dixie Drug Stores, Lexington, Inc., Dixie Drug Stores, Roanoke, Inc., Dixie Drug Stores, Charlottesville, Inc., Dixie Drug Stores, Inc., Dixie Gasoline, Inc., Dirigo Oil Company, Discol Oil Company, Dinitro Powder Company, District Properties Corporation, Dixie Queen Oil & Development Company, Dillie Store Company, Disney Worsted Mills, Inc., Dodson-Schumacher Corporation, Domestic & Commercial Heating Corp., Dominion Deep Mines, Inc., Dominican Lumber and Development Corporation, Dope Beverage Co. of America, Doorless Door Corporation, Doubleday and Doubleday, Inc., Dorman Governor Corporation, Douglass Hosiery & Mfg. Co., Inc., Docat Rubber Corporation, Downing Manufacturing Co., Inc., Downey Products Co., Downington Woolen Mills, Inc., Dryrite Company, The, Drama Guild, Inc., The, Dr. Julie Stevens Nature's Food Corporation, Dreadnaught Oil and Refining Company, Drury Petroleum Corporation, Dr. Swett Sales Company, Dr. W. D. Stokes and Company, Dubois Limited, Inc., Dual Power Gas Engine Co., Duglow Corporation, Dunbar Cane Products Corporation, Dunn Chemical Products Corporation, Dupage Cadillac Motors, Inc., Duo Color Corp., Dunn Dental Cement Company, Duquesne Finance Corporation, Duplex Finance Company, Duntley Radio Corp., Duron Chemical Products Corporation, Dutchess County Chemical Company, Dutton Drilling Company.

Eastern Amiesite Asphalt Company, Inc., E. A. Clark Auto Co., Eastern Box Supply Company, E. B. Dean Properties Company, Eastern Coal and Mining Company, Eastern Folding Box Co., Inc., E. G. Brazier Company, Inc., Eastern Grocers Co-operative Corporation, Eagle Gold Mining & Milling Co., E. J. Coxey Company, E. Kahn & Company, Inc., Earl Motors, Inc., E. M. Thompson Co., Inc., Eastern Mineral Co. of Va., Eastern Oil Refining Company, Eastern Refining Corporation, E. S. Neely & Company, Inc., East St. Louis Locomotive & Car Company, Eastern States Oil Producers, Inc., Eagle Silver Fox Ranch Corporation, The, Eastern States Finance Corporation, Eastern Service Corporation, E. U. R. I. P. P. Association of A. R., East & West Oil Company, E. Y. Foley, Inc., E-Z Plan Home

PROCLAMATIONS

Building Company E-Z Company, Eclipse Chemical Co., Incorporated, Eclipse Coal Company, Economy Electric Lantern Company, Economy Electric Corporation, Eclipse Mills Company, Inc., Economy Oil Company, Edw. C. James Manufacturing Co., Egan Five and Ten Cent Stores, Inc., The, Egg Harbor Land & Home Development Co., Edward Hotel Corporation, The Edward I. Bloom Corporation, Edward J. Cooke & Co., Ed. Newby Oil, Inc., Ejector Oil Pump Company, Elite Beauty Corporation, Electrican Corporation, The, Elkhorn Corporation, Elbert Coal Company, Electric Coal Company, El Dorado Production Company, Electric Heat and Cold Corporation, El Paradiso Club, Electric Protective Company, El Paso Industrial Finance Corporation, Electric Sign Company, Electro-Static Power Corporation, Elanga Trading Company, Electro-Vaporific System, Inc., Eldorado W. Scott Pictures, Inc., Elseaye Art Company, The Ellwood Block and Tile Company, Elm Tree Oil & Gas Company, Empire Anthracite Coal Company, Empire Asbestos Mines Company, Equitable Bond and Mortgage Company of New York, Empire Belt & Novelty Co., Inc., Emery Coal Company, Empire Company, The, Enterprise Corporation, The, Emmons Coal Mining Corporation, Empire Cotton Oil Company, Equitable Discount Company, Empire Engineering Company, Equitable Film Service Corporation, Empire Fertilizer Company, The, Equitable Finance & Agency Corporation, The, Eneas Langner Prescott Sales Corporation, Equitable Music Corporation, Equity Oil & Refining Company, Engineering Products Company of America, Ennis Petroleum Corp., Engineering Products Co., Equitable Rubber Products Corporation, The, Empire State Taxi Corporation, En-Zel Corporation, The, Errett & Company, Erie Heater Co., Ertel Oil Company, Erigos Petroleum Company, Erie Racing Association, Incorporated, Erickson Suspension Wheel Corporation, Essex County Motor Corporation, Eureka Electric Contracting Company, Inc., Eugene H. Taggart, Incorporated, Eureka Land Company, Euterpe Mines Company, Eugenia Oil and Gas Company, Eureka Oil & Gas Corporation of Pittsburgh, Pa., European Petroleum Finance Company, Eskimo Syrup Company of California, Es-Te Oil Co., Everts Angle Razor Corporation, Excello Corporation, Ever Ready Swimming Belt Corporation, Evans

PROCLAMATIONS

Sales System, Incorporated, Famous Artists, Incorporated, Famous Candy Manufacturing Company, Fanny C. Bowen Corporation, Fallon Coal Mines Company, The, Fad Food Co., Inc., F. J. Hoff Lock & Safety Device Co., Inc., F. J. Hartman Company, Inc., F. J. Carr Company, Falcon Manufacturing Company, F. O. & D. Oil & Gas Company, The, Falcon Towing Company, Inc., Farmastic Company, Farm Equipment Company, Foreman European Oil Corporation, Farmers Mutual Packing Company, Farrel Oil Company, Fargo Packing Company, Incorporated, Farmington River Hydro-Electric Corporation, Farmers Ten Cent Milk Company, Fawn Creek Oil & Gas Company, Fasco Electric Light Plant Co., Faulkner, Incorporated, Federal Bakeries Corporation, Federal Bond & Mortgage Company, Feld Candy Shops, Inc., Feld Candy Mfg. Co., Federal Corporation, The, Fentress County Lumber Co., Federal Drug Manufacturing Co., Federal Exploration Gold Mines Corporation, Federated Finance Company, Federal Forest Corporation, Federal Mercantile Service Company, The, Federal Milk Corporation, Fenomeno Mining Company, Federal Motor Truck Company of Philadelphia, The, Federal Shoe Company, Federal Veterinary Supply Company, Ferro Alloys Company, Fernwood Coal Company, Ferrotone Pharmacal Company, Inc., The, Fi-Bestos Company, Inc., Fidelity Brass Mfg. Co., Film Corporation of America, Fidelity Guaranty Corporation, Fidelity Horse Shoe Mfg. Co., Inc., Fidelity Investment Corporation, Fidelity Mutual Loan Company, Fielder & Ripka, Inc., Fidelity Securities Corporation, Fiberform Safety Package Company, Fidelity Trading Company, Inc., First American Surety Company, First Capitol Finance Company, First Creek Mining Company, The, Finance and Credit Corporation, Fink Cotton Company, First Continental Finance Corporation, First Caldwell Oil Corporation, First Discount Company, The, Fire-Grate-Radiator Heating Corporation, First Keyon Mortgage Corporation of Milwaukee, First Keyon Mortgage Corporation of Peoria, First Keyon Mortgage Corporation of Kansas City, First Keyon Mortgage Corporation of Detroit, First Keyon Mortgage Corporation of Chicago, Finance and Liquidation Corporation, The, First Mortgage Funding Company, First National Mortgage Co., Fire Preventer, Extinguisher & Insurance Company, The, First Security-Holders Service and Ex-

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change, Inc., Fireite Sales Co., Inc., Financial Service Corporation of Philadelphia, Financial Times Co., The, Fleet Wing Oil Company, The, Flour City Milling Company, Florida Company, The, Fly-Ko Company, The, Florida Keys Corporation, Florida Land, Title and Abstract Company, The, Florida Land and Development Company, The, Flynn Marbourg & Flynn, Inc., Florida Packing Corporation, Florida Pictures Corporation, Flor-Penn Realty Corporation, Flint-Rock Corporation, Florence W. MacCarthy Company, Folding Box Corporation, The, Foundation Co-Port Huron Shipyard, Inc., Ford Elkhorn Mining Company, Foundation Finance Corp., Foundation Fuel Corp., Fortified Mortgage & Realty Corporation, Fox Motor Car Company, Ford Oil Corporation, Fortuna Oil Company, Forrest Petroleum Company, Fort Sumter Operating Company, Furlock Tile Corporation of Harrisburg, Fountain-of-Youth Coffee Co., Inc., Frank A. Palmer & Co., Inc., Franklin Bag Manufacturing Co., Frank G. Ball & Company, Frank Groves Corporation, Francis H. Lehman Company, Frank P. Miller Corporation, Franklin University, Incorporated, Franklin-Wilmington Motor Car Company, Franklin College of Chiropractic, Inc., Frederick H. Mills Corporation, Fred W. Wolf Company of Pennsylvania, The, Fred W. Wolf Company of Md., & D. C., The, Friedrich Bayer Products Corporation, Friendswood Orchards Company, Frio Oil Company, Fuhr-Barnes Manufacturing Company, Fulton Coal and Supply Company, Furmacolor Corporation, Fund Company, Incorporated, Fun Makers, Inc., Fulton Motors Corporation, Fuller Oil and Refining Corporation, Fuller Oil Corporation, Fuel Products Corporation, The, Fun Fun Films, Inc., Fulton Steamship Corporation.

G. B. Haynes Oil Company, Inc., of Monroe, Louisiana, Galvanic Chemical Company, Gaffney Construction Company, The, G. H. Rittenhouse Company, Gaillard Industrial Finance Corporation, Gainer Krouskup, Inc., G-L Confectionery Company, Inc., Galanis Miners Prophylactic Cap Mfg. Co., Inc., The, G. M. Greely & Company, Galloway Oil Corporation, Gage Smelting and Refining Company, Inc., of Canada, G. & T. Washerless Bibb, Inc., G. W. Myers Fuel Oil Burner Company, Garold Company, Garo Fender Sales of Md. A Corporation, Garo Fender Sales of

PROCLAMATIONS

N. Y. A Corporation, Garden State Finance Co., Caro Safety Fenders, A Corporation, Gayford Selling Campaigns, Inc., Garbell Typewriter Corporation, Gardiner and Williams Mfg. Co., General Automotive Corporation, Geo. C. Rice Auto Company, George Construction Co., Georges Clothing Corporation, George E. Cook Company, German Fast Dye and Tint Company, General Gasoline Company, Geo. H. Taylor Jr. & Co., Germantown Jordan Motors Company, General Lamp Repair Co., George L. Carroll Company, The, General Marine Salvage Corporation, Genevieve Oil Company, Genesee Oil & Gas Corporation, General Producing Co. Inc. of New York, General Paper Products Company, General Petroleum Products Company, General Sales Corporation, Georgetown Silk Mill Supply Company, The, George S. Gethen Co. Inc., General Shipping Corporation, General Stabilizing & Guaranty Fund, Inc., General Tobacco Corporation, General Tillage Corporation, General Wholesale Company, Inc., George Wollison Co., Inc., George W. Thayer Company, George W. Holloway Co., Inc., Gibson Appliance Company, Gibsonville Consolidated Placer Mines Co., Gibbs Petroleum Company, Girard Bond and Mortgage Company, Girard Baking Company, Gill Clutch Corporation Gilchrist Drug Company, Gillis-Krych Silk Co., Gillice Tire and Rubber Co., Inc., Globe Auto Service Corporation, Globe Credit and Discount Corporation, Glenn Craig Tobias & Company, Glass Casket Corporation, The, Globe Exploration Co., Inc., Glacial Minerals Co., Gnome Oil Corporation, Globe Petroleum Company of Houston, Texas, Globe Restaurant Company, Globe Trading Company, Glengarry Woolens, Inc., Glen Willard Oil Co., Gold Daguerreotype Company, The, Golden Gate Navigation Co., Inc., Gold Mint Mining Company, Gold Standard Mining Company, Incorporated, Gold Seal Refining Corporation, Golden Valley Ranch and Dairy Co., Golden West Oil Co., Inc., Goodmere Company, The, Goodwear Manufacturing Co., Goodman Stores Company, Incorporated, Goodwin Silver Mining Co., Inc., Good wear Cloth Co., Inc., Gordian Company, The, Gotham Corporation, The, Gould Variety Stores, Inc., Gould's Wet Wash Laundry (Inc.), Grape City Preserving Company, Grand Coteau Dome Oil Company, Gray Eagle Mfg. Co., Graphic-Imperial Pictures, Inc.,

PROCLAMATIONS

Graphite Piston Corporation, Graves Standard Royalties Company, Greater Baltimore Service Corporation, Greenwich Chemical Company, The, Green & Hickey Tanning Co., Great Lakes Finance Holding Co., Great Lakes Finance Corporation, Great National Finance and Investment Company, Great Northern Investment Company, Greater Oakfield Land & Development Company, Inc., Great Patterson Shows, Incorporated, Great Salt Lake Products Corporation, The, Great South Bay Development Corporation, Great States Securities Co., Inc., Great Texas Oil & Refining Company, Great Western Discount Co., Great Western Auto Finance Company, Green & Uhr, Inc., Gregson Corporation, The, Greysolon Farms Company, Grillo Film Corporation, Groesbeck Community Garages, Inc., Grundish Oil Corporation, Gruber Push-Lock Company, The, Guaranteed Bond Company, Inc., Gurinian Candy Co., Gulf Coast Transportation Company, The, Gulf Coast Lumber Corporation, Guardian Company, Inc., The, Guaranty Corporation & Security Co., Gulick Converting Process, Inc., Guy Empey Pictures Corporation, Guaranty Finances Corporation, Guaranteed Goods Corporation, Guerden Glen Lead Mining Company, Guaranty Investment and Finance Corporation, Guaranteed Mortgage Securities Company of America, Inc., Guarantee Mortgage Company of America, The, Gulch Mining & Milling, Inc., Guernsey Oil & Gas Co., Gulf Phosphate Corporation, Gulf Paper Mills Company, Guarantee Realty Finance Company, Guaranty Reserve Endowment Corporation, Gulf & Refiners Corp., Guardian Storage Co., Guaranty Sales Corporation, Guardian Securities Corporation, Gulf-Superior Petroleum Corporation, Guardian Trust Company.

H. A. Stone & Company, Hackney-Boynton Land Company, H. & C. Tube and Tire Company, The, H. E. Braymer, Inc., H. E. Martin, Inc., H. and H. Foundry & Machine Company, Inc., Haddon Hall Hotel, Incorporated, H. & K. Auto & Electric Company, H. L. Nelson Co., Inc., H. L. Shaw Corporation, H. L. Garrett Company, H. M. Frye Gas Company, The, H. R. Sims & Co., H. W. Moore Printing Company, Haitian-American Syndicate, Halstead Burglar Alarm Company, Halifax Corporation, The, Hallowell Radio and Electronic Corporation, Hamilton Hotel Corporation, The, Hammond Steamship Company, Hansford Mc-

PROCLAMATIONS

Quigg Oil Corporation, Hard Coal Briquet Corporation, Harlan Co-Operative Coal Company, Harle Electrical Supply Company, Harding Investment Co., Harden Lumber Company, Harnett Manufacturing Corporation, Harbor Oil Corporation, Harner Oil Refining and Mining Company, Harborcraft Transfer Corporation, Harry A. Mansfield Company, Harrison Gas & Oil Company, Harris Grape Juice Company, Harris Products, Inc., Harris Record Company, Harry Sherman Productions Corporation, Harriet White Shops, Inc., Hart and Brother Company, The, Hartford Chain Company, Hauton Corporation, The, Havre de Grace and Betterton Ferry Company, Hawkins Mortgage Company of New York, Hawkins Mortgage Company, Hatfield Manufacturing Company, Havana Oil Company, Havana Petroleum Company, Haydite Company, The, Hayden Finance Corporation of Pennsylvania, Hazard Jellico Coal Company, The, Hazeltine Motor Corporation, Hays Petroleum Corporation, Haybon Products Corporation, Hecla Mines, Incorporated, Helen A. Meredith Company, Hemisphere Film and Photo Corporation of America, Heinly Hotels Company, Henry I. Jebb & Company, Hersh Brothers Company, Hermes Chemical Corporation, Herring Motors Co., Inc., Herald Non-Theatrical Pictures, Inc., Herald Publication Company, The, Hercules Quicksilver Company, Hercules Rubber Corporation, The, Hewitt-Bruce Interest, Incorporated, The, Hexagon Chemical Company, Higgins Corporation, Hicarbon Coal Company, Hickey Fire and Burglar Wire Company, High Gravity Oil Company, Highland Machine and Foundry Company, Higgins Mexia Oil Co., Hibner Manufacturing Co., Inc., Hico Oil & Gas Company, Hi-Power Corporation of America, Higrade Products Company, Higby Petroleum Company, Highway Safety Engineers, Inc., High Speed Engine Corporation, High Tension Supplies Company, Hi-Yan-Ka Farms, Inc., Hilltop Amusement Company, The, Hill Chemical Corporation, Hillcrest Development Company, Hildebrand, Inc., Hill Rotors, Inc., Hill Top Development Corporation, Hiscox Oil Co., Inc., Hisgen Oil Corporation, Hirsch Stores Corporation, Hoag & Bissex Co., Hohnsbeen Manufacturing Corporation, Hogue Oil and Refining Corporation, Hollis Automatic Traction Jack Company, Holley Couplers, Inc., Holders Corporation, Hollywood Develop-

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ing Co., Inc., Holly Farm Orchard Company, Holzworth Co., Inc., The, Holstein Harvey Terminal, Inc., Holstein Harvey Publishing Co., Inc., Holt Power-Light Company, Hopkins Consolidated Oil Corporation, Home Company, The, Hope Dental Mfg. Co., Homestake Extension Mining Company, Hoppie Electric Window Control, Inc., Homelanders Finance Corporation, Home Ice and Cold Storage Company of Reading, Pa., Inc., Home Investors Association Inc., of America, Home Lighting Equipment Corporation, Home Mortgage Corporation, Home Realty Company, Home Service Groceries, Inc., Home Utilities Manufacturing Company, Hong Wah Company, Inc., Hotels Holding Company, Houston Industrial Finance Corporation, Household Necessities, Inc., Hot-Pak Corporation, The, Hoyt Corporation, Hoynes Explosives Company, The, Hoynes Powder Company, The, Howard Saving Association, Howard Thynges Printing Co., Huallaga Company, The, Hudson-Diamond Cab Corporation, Hubbard Fertilizer Company of Baltimore City, The, Hudson Oil Company, Hubbard Reversible Rotary Motor Corporation, Hudson River Dock & Warehouse Corporation, Humane Feed Bag Company, Inc., Hummell Motor Service & Sales, Inc., Humphreys-Sales-Corporation, Huntingdon Development Company, Hunt Mines Co. of Miami, Oklahoma, Huntington Products Company, The, Hunter Steel Company, The Hydro-Carbon Products Company, Hydrolea Heater Corporation of America, Hygrade Hosiery Mills, Inc., Hynds, Inc., Hygeia Products Corporation, Hutchison Thrift Corporation, Hydro-United Stockholders Syndicate.

I. B. Hudson Sales Company, I. Blyn & Sons, Inc., Ida Chemical Co., Inc., I. C. Refrigeration Company, Illinois Die Casting Co., Imperial Holding Company, Illinois Medicine Company, Inc., Ickes Motors Corporation, Idaho and Nevada Mining and Dredging Company, Ideal Oil & Gas Company, Imperial Oil and Gas Company of America, Ideal Snubber and Stabilizer Distributing Corporation of Pennsylvania, Imperial Securities Company, The, Illinois Tank Line, Inc., Ideal Vacuum Jar Company, I. X. L. Hosiery Mills, Inc., Income Assurance Syndicate, The, Insect Barrier Corporation of America, Industrial By-Products, Inc., Industrial Bond Company, Industrial Bond and Finance Corporation, Interalia Corporation, Industrial & Commercial Co.,

PROCLAMATIONS

Ingram & Company, Income Club, Inc., Independent Equipment Corporation, Industrial Equipment Company, Industrial Engineers, Incorporated, Independent Finance Corporation, Industrial Finance Contract Corporation, Insurance Finance Corporation, Independent Glass Manufacturing Company, Inc., The, Interblock Grocery Corporation, Industrial Gas Products Company, Instant Heat Company, of America, Inland Importing & Manufacturing Company, Industrial Investment Corporation of America, Insular Lumber Corporation, Industrial Locating Corporation, Inland Manufacturing Company of Pittsburgh, Pa., Industrial Mechanical Equipment Co., Indies Navigation Company, Inc., Indian Oil Corporation, Interior Oil & Gas Corporation, Instructional Pictures Corporation of California, Indian Pearl Co., Inc., Indiana Paint & Pigment Co., Industrial Process Engineering Company, Interstate Petroleum Corporation, Industrial Properties Corporation, Indiana Rubber Products Corporation, Industrial Royalties, Incorporated, Interblock Restaurant Corporation, Interblock Realty & Finance Corporation, Industrial Service Corporation, Invincible Shock Absorber Company, Imnechuck Sub-Lava Mining Co., Inc., Industrial Supply and Equipment Corporation, Inter-state Lumber and Mill Company, Investors & Traders Fidelity Corporation, Industrial Utilities Corporation, Interchangeable Unit Battery System, Inc., International American Russian Exploration Syndicate, International Auto Owners Association S. A., International Auto Device Company, International Accounting Machine Co., Interstate Bond & Mortgage Company, International Bussey Process Corporation, International Battery Corporation, International Bank and Trust Company, Inter-Continent Oil Company, International Cushion Wheel Corporation, Inter-City Power Company, International Chartering Company, Inc., Interstate Developing Company, International Engineering and Financing Corporation, International Film Corporation, International Food Products Co., Ltd., International Fire Appliance Company, The, International Glass Company, International Holding & Development Corporation, International Holding Company, Inc., International Indoor Circus, Inc., Independent Industries, Inc., International Investment & Trading Corporation, International Leather and Belting Cor-

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poration, International Linton Gasoline Process Co., International Metal Coatings Corporation, International Mortgage Company, Inter-National Detective Bureau, Incorporated, The, International Oil Corporation, International Petroleum Producers, Inc., Interstate Phonograph Company, Inc., International Patent Investment Corporation, International Radiator Company, International Rubber Company of America, The, International Silica Company, Inter-State Producing Corporation, The, Inter-State Chiropractic School, Inc., International Theatres of America, Inc., International Tobacco Co., of America, International Traders Corporation of New York, International Warehouse and Distributing Company, International Woodenware Company, Italian American Velodrome Co., Inc., Ivan Button Corporation, Iuka Development Corporation, Ithaca Gold Extracting Company, Irwin Glass Company, Iroquois Machine Tool Company, Iron Ore & Metal Co., Isle of Pines Land Sales Co., Inc., Isle of Pines Tours Bureau, Inc., Iodine Products Corporation, Iroquois Silk Mills Company, Ltd., Iron Valley Coal Corporation, Isaac Van Horn Company.

J. B. Stores Company, J. B. Perry Co., Inc., The, Jacques E. Blevins and Company, J. E. Travers Company, J. E. Sweatt Oil Company, J. F. Colley Advertising Service Company, Jack Frost Products Corporation, J. F. Peck and Co., J. G. Mayer Productions, Inc., James G. Lindsay & Company, Incorporated, J. J. Murphy & Company, Inc., J. D. Austin & Co., J-M Petroleum Company, James M. Thornton, Incorporated, James Mfg. Co., Inc., J. M. C., Incorporated, J. M. Mack Corporation, J. N. Wright Investment Company, J. P. L. Inc., The, J. P. Wilkinson & Co., Inc., J. R. Baily, Inc., J. S. Long Company, Inc., The, J. S. Mather & Co., Inc., Jalisco Securities Company, James Scarlet, Jr., Incorporated, Jackson Tennessee Drilling Syndicate, Inc., J. W. Watkins & Company, Incorporated, J. W. Gilbert & Co., Inc., James W. Hanley Oil & Gas Company, The, James W. Diamond Company, Jewel Battery Company of Texas, The, Jewett, Bigelow and Brooks Coal Company, The, Jefferson Community Milling Company, Jennings Coal Company, Jennings Corporation, The, Jefferson Lead Company, Jefferson Millinery Company, John Best Nut Lock Co., The, Johnson & Company, Inc.,

PROCLAMATIONS

of Philadelphia, Pa., Johnson Coal and Briquette Co., Inc., John's Cigar Company, John D. Martin Manufacturing Company, John F. Dudley & Co., Inc., Joint Industries Corporation, Johnson and Leftwich, Inc., John McMenemy, Incorporated, Johnstown Rail Pipe and Supply Company, John R. Wiggins Company, Incorporated, Johnny S. Black's Mute, Inc., John Thomson Engineering Corporation, John Taplinger and Co., John W. Kershaw Company, Inc., Joe Weber and Lew Fields Amusement Company, The, Jones Auto-Drive Company, The, Joseph C. Daugherty & Co., Joplin Electric Steel Company, Jones McCarthy Company, Incorporated, Jos. M. Mason Machine Company, Incorporated, The, Josephthal Oil & Gas Co., Inc., Jones and Ward, Incorporated, Jupiter Company, Inc., The, Juvenile Products Corporation.

K. A. Horner Company, Kahley Company, Inc., The, K. & M. Realty Co., Kaco Products, Inc., K. R. Beck & Co., "K" Stores Company, Kahn Waist Company, Karcher Company, The, Katherine Coal Stripping Corporation, Kansas City Electric Supply Company, Kattenstroth & Douglas, Inc., Kapneck Electrical Fixture Company, Kansas Motor Securities Company, Kaskade Radio Corporation, Kanawha Sugar Jack Company, Kaplan-Shatten-Presser, Inc., Kansas Valley Oil & Gas Corporation, Keith and Beattie, Inc., Kedon Corporation, Keiths Cut Rate Stores, Inc., Keenan Engine Sleeve and Piston Co., Keferstein Starr & Company, Inc., Kelsey Associates, Inc., Kelly Brothers Consolidated Coal Company, Keller Company, The, Kelley Company, Incorporated, Kelsey Motor Company, Kel-Oil Corporation, The, Kensington Coal Company, Kenyetto Glove Company, Inc., Kendall-Hornsliver Mines Company, Kenogami Mines, Inc., Kensington Manufacturing Company, Kenwood Oil & Mining Company, Kentucky Oil & Gas Refining Company, The, Kenlatex Oil Company, Kentucky Refractories Corporation, Kentucky Southern Oil Company, Kentucky and Texas Company, "Ken" Williams Thrift Savings System, Inc., Keystone Auto-Lock Mfg. Co., Keystone American, Inc., Keystone Chain Battery System, Inc., Keystone Chemical Products Corporation, The, Keystone Carbonic Gas Company, Kero Company, Keystone Extract and Distributing Company, Keystone Flour Co., Incorpor-

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ated, Keystone Iron Works, Incorporated, Keystone Instant Food Company, Inc., Keystone-Kentucky Oil Co., Keystone Mortgage Corporation, Kephart Management Corporation, Kerr's Pneumatic Shock Absorbers' Inc., Kerr Portland Cement Company, The, Kesmor Quality Market, Inc., Keystone Rubber Ball Mfg. Co., Keystone Sunshine Oil Company, Keystone Light Company, Keystone Tire & Supply Co., Keystone Tooth Manufacturing Company, Key West Oil Company, Kidsmobil Company, Kieferle Company, Inc., Kiddies Klothes Shops, Co., Kim Manufacturing Company, Inc., Kic-Nic, Incorporated, Kimbley Oil & Refining Company, Kitchen and Bakery Equipment Co., Kinter & Co., Inc., King Coin Changer, Inc., Kinemacolor Company of America, Kingbird Development Co., Kinetic Engine Fuel Corporation, King-Karbo Products Corporation, Kiski Lime Products Co., Kirkwood Torpedo Company, Klimax Kaolin Company, Kler Sound Radio Corporation, Kobbelite Company, Kopak Corporation, Kosher Food Products, Inc., Kosse-Gulf Coast Oil Company, Koll Knitting Mills, Inc., Kool Kumfort Kumpany, Inc., Koup Motor Company, Koons Oil Company, Krein Baking Company, Krasberg Engineering and Manufacturing Company, Kramer Institute of America, Inc., The, Kream Kup Company, Krano-Zema Skin Products Company, The, Kyznar Engineering Company, Kum-Kleen Products Company.

La Belle Specialty Co., The, La France Oil Corporation, LaFayette Mortgage Company, Inc., L. & H. Exchange, Inc., Lake Hopatcong Enterprises, Inc., Lady Jayne Hosiery Creations, Inc., L. Lawrence & Co. of Michigan, L. L. Harr Corporation, La Melos Oil Company, Lacy Oak Flooring Company, Lafayette Oil Corporation, L. and P. Auto Supply and Garage Company, Lakeside Refining Company, L. R. Rose Beauty Products Corporation, La Rusia Consolidated Mines Company, Lackawanna Real Estate Company, La Salle Oil Corporation, Lackawanna Seamless Tube Corporation, Lafayette University, Incorporated, The, Lac-Var Refinishing Company, L. V. D. Refining Company, L. Wolfe Gilbert Music Corporation, Lampfield Co., Inc., Lamb-McGraw Oil Corporation, Lane and Delgado, Incorporated, Landes Furniture Company, Lancaster Meat & Grocery Markets, Inc., Lancaster Stationery Company,

PROCLAMATIONS

Inc., The, Lancaster Thermo Ringless Piston Corporation, Langer Corporation, The, Lansing Theatre Company, The, Las-Ka Company, Inc., The, Lash Motor Company, Inc., The, Laurel Canning Company, The Laurel Lake Club Corporation, Latex Oil and Gas Company, Laundry Products Company, Inc., Lawrence Automatic Hat Box Machine Co., Inc., Lawyer's Docket & Digest Company, Lax-Gum Company, Lawrence Manufacturing Co., Inc., Layne Oil & Gas Company, Leavell Fuel Company, Lebanon Hotel Corporation, Leavitt Lusitania Salvage Company, Leader Production Company, Le Pinx Laboratories, Inc., Lees Advertising Corporation, Leechs', Inc., Lee University, Inc., Legal Directory Publishing Company, The, Lehigh Fan Company, Lehigh Paper Mills, Incorporated, Leonard & Kinsey, Inc., Lemay Oil Company, Leonard Sales Corporation, Lerch Knitting Mills, Inc., Lewisport Coal Company, Lewis Investment Corporation, Liberty Advertising Company, The, Liberty Chemical Company, The, Lignite Coal and By-Products Corporation, Liberty Cotton Oil Company of Delaware, Liberty Dairy Company, Liberty Exchange Coal Co., Liberian Exploration Company, Inc., Liberty Morocco Company, Liberty Metals Company, Liberty Market Corporation, Liberty National Coal Company, The Licking Valley Land Improvement Company, Linn Carburetor Company, Lincoln-Douglas Adjustment & Investigating Co., Lincoln-Douglas Agency Company, The, Linton-Gasoline Process Co., Lincoln Mortgage and Investment Company, Inc., Lincoln Oil & Gas Company of Pittsburgh, Pennsylvania, Lindell Petroleum Company, Lincoln Steel Company, Lithide Battery Company, Lipkin Furniture Co., Little Radio Shoppe, Inc., Lloyds Securities Corporation, Lockford Co., Inc., The, Long Beach Oil Export Corporation, Londin, Inc., Long Island Homes Construction Co., Inc., Long Island Hotel Realty and Construction Corporation, Longfellow Manufacturing Company, The, Lone Pine Oil and Gas Company, London-Texas Oil Company, Long-Warden Company, Los Angeles Cotton Mills, Inc., Los Angeles Remedial Loan Association, Los Angeles Molasses Feed Company, Loubriel Corporation, The, Louise-Hoxa Oil Producers Company, Louis Reches Company, Lower California Oil Corporation, Low Temperature Distillation Power Corporation, Luzerne Chemical Corporation, Lummi Bay Products Company, Lumar Holding Cor-

PROCLAMATIONS

poration, Lundstrom Rim Corporation, Lyon Breathing Machine Company, The, Lyk-Glas Auto Painting Company, Lycoming Knitting Company, Inc., Lyradion Manufacturing Company.

M. B. Fahey Tobacco Company, Mack Corporation, The, M. E. Smith Securities Company, M. Higgins Company, M. J. Healy Company, M. J. Helmes Corporation, The, M. L. Coulborum Co., M. and M. Chocolate Company, The, Macer Phonograph Reproducer Co., Inc., M-W Manufacturing Company, The, Magnaphone Company, Madison County Basket Corporation, Magnolia Carbon Company of Monroe, La., Magyar Hirado (Hungarian Herald) Publishing Company, Madara-Holt Rim & Wheel Corporation, Madelva Land and Lumber Company, Madison Mining Company, Magma Oil Company, Inc., Major Commercial Company, Major College of Chiropractic, Inc., Maine Industries Corporation, Major Oil Company, Mahona Oil & Development Company, Major Stone's Sky-Hy Advertising Company, Inc., Major Securities Corporation, Mammy's Candy Manufacturing Company, Inc., Malted Food Products Corporation, Manufacturer's Brass & Supply Co., Manion & Co., Mandell and Company, Manning and Company, Mapletown Coal Company, The, Mann-Fink Electric Company, Manhattan Finance Corporation, Manufacturers Handling Corporation, Maneely-Kress & Company, Manhan River Clay Products Corporation, Marbolin Corporation, The, Marchant Calculators, Inc., Marbro Investment Company, Marchant International Calculators, Inc., Mar Mac Transportation Co., Marion Motion Picture Corporation, The, Marine & Mill Supply Corporation, Margaret M. Ford Corporation, Marian Oil and Gas Company, Marine Products Co., Marchant Sales Company, Marchant Securities Corporation, Marnita Chemical Company, The, Marlin Firearms Corporation, The, Market Garage, Incorporated, Marmon-Harrisburg Company, Inc., Markwell Laboratories, Inc., Marschke Manufacturing Company, Marsden & Robinson, Inc., Marquette Realty Company, Marvel Article Co., Inc., Martin-Alexander Company, Martha Coal Company, Martha's Kitchen, Inc., Mary Lincoln Candy Company, Inc., Martin Metals Corporation, Martin Motor & Trailer Corporation, Mary Mac Fruit Company, Marvacar Mining Company, Marten Projection Corporation, The, Maryland Theatre, Inc., Macho

PROCLAMATIONS

Corporation, The, Maskakee Salts, Incorporated, Master Made Cigar Company, Inc., The, Master Tubeless Tire Corporation Matthieu Bros, Company, Mathews Woods Corporation, Matthew Addy Corporation, Max Avner Corporation, Mamck Auto Sales Co., Inc., May-Bell Finance Company, Maywald Corporation, May & Company, Matthews Company, The, May Foundry Company, Maximum Oil Company, The, Measurite Company, The, Mecca Consolidated Petroleum Co., Melchiorri Jewelry & Music Corporation, Meigs Pulpwood Company, Inc., Meaken Soap Company, The, Mecklenborg, Wenz, Inc., Melrose Automatic Heater Company, Mellon Company, Melodew Corporation, Melba Oil & Development Company, Memphis Gas and Electric Company, Mercantile Bankers Corporation, Mercury Co., Inc., The, Merchants Clearing House Corporation, Merit Films, Inc., Meridian Hill Studios Corporation, Merchants & Manufacturers Express Corporation, Mercury Motors Corporation, Mercantile Petroleum Corporation, Merchandise Sales Company, Merchants Transport & Trading Co., Inc., Merrick Motors Company, Metco Color Corporation, The, Metropolitan Institute of Chiropractic, Inc., Metropolitan Mortgage Company of Altoona, Metropolitan Mortgage Company of California, Metex Petroleum Corporation, Metropolitan Service Corporation, Metropolitan Warehousing Co., Mex-Al Company, The, Mexican American Lumber Company, Mexican Finance & Investment Corporation, Mexican Farm Communities, Incorporated, Mexican Fruit & Steamship Corporation, Mexican Minerals Company, Mexandia Mining Company, Mexia Midway Oil Corporation, Mid-Atlantic Products Co., Inc., Midwestern Credit Corporation, The, Mid-Continent Rubber Co., Mid-Continent Crude Oil Company, Midwest Engine Corporation, Micheaux Film Corporation, Middletown Grain & Milling Company, Midwest and Gulf Oil Corporation, Midian Oil Company, Midland Oil and Gas Co., Midnight Oil Company, Micholka Oil Corporation, Michigan Oil and Gas Company, Micco Oil & Gas Company, The, Midfield Petroleum Company, The, Middle States Rock Asphalt Corporation, Middle States Coffee Co., Mid-States Coal Company, Mid-Wyoming Petroleum Company Milford Base Ball Association, Milk Bottle Protector Corporation, Mil-Co Beverage Corporation of America, Miles Furnace Fan Company of Cleveland, Ohio, The, Milk Maid Stores,

PROCLAMATIONS

Incorporated, The, Milam Oil Company, Milford Theatre Company, Milan Tire Company, The, Miller Metal Plate Battery Corporation, Miller Rim Corporation, Mill Run Coal Company, Millbury Rubber Corporation, Milwaukee Steamship Company, Minor-Boyle Art Studios, Inc., Mings Bight Asbestos Corporation, Minor-Cooper Construction Company, Mine Car Check-Lock Corporation, Mines Investigation Corporation, Minnesota Marline Corporation, Mine Products Company, Mining & Sales Corporation, The, Mincor Trading Corporation, Miracle Sales Company of Baltimore, Missouri Drug Company, Mississippi Finance Corporation, Missouri Rubber Products Company Missouri State Development Company, Missouri Sweets Distributors, Inc., Mitchell and Virden Lumber Company, Modern-Bond Company, Mobile Chemical Company, Inc., Mo-Jo Filter Company, Modesty Panel Company, Modern Publishing Company, The, Mo-Tel Record Corporation, The, Mohawk Company of Schenectady, The, Mohawk Oil Company, Mohawk Stores Co., Monaco Brokerage Company, Monogram Cigarette Co., Inc., The, Montrose Company, Montana Corporation, The, Monarch Garage, Inc., Montrose Gas Oil and Coal Company, Montrose Housing Corporation, The, Monster, Inc., Monterey Lead Company, Inc., Montana Refining Co., Monarch Service Stations, Incorporated, Montrose Steamship Corporation, Monongahela Valley Home & Land Co., Montgomery Warehousing Company, The, Moors Automatic Shade Fixtures Company, Moore Brick Company, Moore Oil & Refining Company, Morehead Air Purifier Manufacturing Company, Morris Brothers, Company, Morgan Gamaliel Independent Mining Co., Inc., Morgan Motor Car Corporation, Morgan Products Corporation, Morgan Shop, Inc., Morrison Storage Co., Morven Corporation, Mortgage Companies Development Corporation, Mortgage and Development Corporation, Morton-Harvey Service Club, Inc., Mortgage Holding Corporation, Morton, Knox & Company, Morton and Morton, Inc., Motor-Aerial Corp., Motor Coach Touring Corporation, Mosher Construction Company, Motor Chest of America, Inc., Motor Car Accessories & Storage Company, Motor Floor Machine Company, Motor Finance and Guaranty Corporation, Motor and Industrial Finance Company, Motor Necessities Corporation, Motorkool Oil Company, Inc., Motor Oil Distributing Com-

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pany, Motor Transportation Service Corporation, Mountain Boy Mines Corporation, Mt. Holly Canning Company, Mountain Oil Company, Mt. Reuben Lumber Company, Mt. Vernon Floral Company, Mrs. Lane Candies, Inc., Mov-Ezy Theatre Seating Company, Inc., Mulber Oil Company, Multiple Storage Battery Corporation, Municipal Bus Corporation, Music Box, Inc., The, Murray-Carr Electric Stall Starting Machine Company, Music Emporium, Inc., The, Muscatine Oil and Gas Company, Muscle Shoals, Birmingham and Pensacola Securities Company, Myer Harrison & Company, Mutual Mortgage Society, The, Mutual Petroleum Products Company, Mutual Realty Company of Cleveland.

McAnallen Oil and Gas Company, McAdams Lease Corporation, McCosby Construction Co., Inc., McClurg Oil Company, The, McCoy Lumber Company, McClure Publishing Co., McDaniel Investment Co., McDowell Marine Engine Company, Inc., McGovern Plumb Salvage Corporation, McGregor Oil & Refining Corporation, MacGinnis Exploration Company, McGervey Ice & Coal Company, McIntyre Machinery Company, McKean County Paint Manufacturing Company, McKeesport Gas Company, McKinley Gold Placers, Inc., McKees Rocks Buick Garage, Inc., McLean Oil Company, MacLaren Electric Appliance Corporation, McNamara Steel Development Company, The, McNaull Automatic Tire Machine Company, McQuatters Corporation.

Naica Exploration Company, N. Y. R. I. C., Inc., Nashville Cotton Mills Company, Nashville Pulp & Paper Co., Nova Kern Petroleum Co., Naturo Laboratories, Inc., Nature Radiophone Co., Inc., Nayarit Syndicate, Inc., Natrona Tobacco Company, National American Club, National Automobile Theft Bureau, Inc., National Automotive Service, Inc., National Automobile Registration Association, National Automobile Registry Company, National Aluminum Company, Inc., National American Restaurants Association, National Army, Navy and Sporting Goods Company, National American Pictures Corporation, National Automatic Restaurant Co., National Brokerage Company, The, National Bank Machine Company, National Carbonator Manufacturing Company, Incorporated, National Capitol Circu-

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lating Company, Incorporated, National Capital Recreation Company, Inc., The, National Credit Service, Incorporated, of New York, National Commodities Company, National Clay Refining Company, National Commercial Men's Association, National Chauffeur and Motor Service, Inc., National Clearing House, Inc., The, National Corporation and Guaranty Co., National Dermatological Institute, Incorporated, National Diesel Engine Works, Inc., National Explosive Machinery Company, National Equipment Corporation, National Food Distributors, Inc., National Feldspar Company, National Filling Stations, Inc., National Fire Extinguisher Co., Inc., National Finance Service Corporation, National Gold Arsenic Corporation, National Golf Association, National Grocerterias, Inc., National Guarantry Finance Corporation, National Highway Sign Company, The, National Hoisting Hook Co., Inc., National Health Association, National Highway Garage Company, National Humus and Chemical Company, The, National Home Site Investment Corporation, National Hardwood Company, National Inland Waterway Corporation, National Iconograph Publishing Company, Inc., National Investors Advisory Service, Inc., National Keepit Sales Corporation, National Life U. S. A. Building Corporation, National Library Foundation, Incorporated, National Mining & Land Company, Incorporated, National Motors Fiscal Agency, Inc., National Motor Four'O'Graph Co., Inc., National Motors, Incorporated, National Motor Control Co., National Non-Theatrical Motion Pictures, inc., National Non-Skid Company, National Oil & Leasing Company, National Packing Association, Inc., National Post Telegram Publishing Co., Inc., National Projector Manufacturing Co., Inc., National Paper Tube Company, National Petroleum Products Company, Incorporated, National Realty Company of Washington, D. C., National Rubber Products Corporation, National Real Estate Corporation, National Retailers Development Company, National Rubber Company, The, National Roofing Company, National Radio Electric Corporation, National Sanitary Can & Mfg. Co., Inc., National Sales & Construction Corporation, National Soda Service Corp., National Slide & Film Co., National Sanatoriums, Incorporated, National Vitreous Stain Corporation, National Welfare Company,

PROCLAMATIONS

National Wheel and Axle Company, The, Nelson Bridge Coal Company, Nelson Drug & Chemical Company, Nelson-Young Mfg. Co., Neutaull Company, The, Neorbe Corporation, Nevada Canyon Mining Corporation, Leon Light Company, Nesbitt Realty Company, Nettrour Securities Corporation, The, Nemours Trading Corporation, Neverslip Wrench Company, Incorporated, New-Ark Oil Corporation, New Auto Sled Manufacturing Co., Inc., New Auto Appliance Co., Inc., New Albany Canning Corporation, New Castle Real Estate and Improvement Company, New Era Beverage Company, New England Brass Company, New Era Electric Corporation, New Era Bit Co., Inc., New England Bond Corporation, New Era Water Development Company, New England Tube & Stamping Company, Incorporated, The, New England Fish Products Corporation, New-Era Hydro-Electric Company, New Guide Publishing Company, New Jersey Concentration Warehouse Corporation, New Jersey Building & Development Corporation, New Jersey Investment Corporation, New Method Service Corporation, The, Newark Masonic Hall Corporation, New Process Oil Refining Corporation, Newbertho Paper Company, The, Newport Packing and Transportation Company, New Products Company, New Process Rubber Company, Inc., New Service Corporation, Newman Stores Co., Newtown Tire & Rubber Corporation, New Union Liberty Company, New-Vail Mining Company, New York Mercantile Company, New York Port Terminal Company, New York Trent Corporation, New York Baking Company, New York Canal Transport Corporation, New York Dental Specialty Manufacturing Company, New York Oil & Production Company, New York-Texas Oil Development Corporation, New York Tidewater Gravel Corporation, New York and Porto Rico Lime and Cement Industrial, Inc., New York Petroleum and Gas Corporation, Nicholas Dehydrator Corporation, Niagara Farms Corporation, Nicolay International, Incorporated, Nite-Life Corporation, Niagara Petroleum Company, Nina Bell Ladies Hatter, Inc., Nickoton Famous Indian Remedies, Inc., Nixon-Nevada Consolidated Mines Company, Nipola Products Co., of Philadelphia, Noeckel's Co-Operative Service Union, Nolenz, Incorporated, No-O-Dor Company, The, Nofyre Products Company, Non-Derrick Drilling Ma-

PROCLAMATIONS

chine Co., Non-Explosive Corporation of America, Non-Theatrical Pictures Service Company, Norman Oil Corporation, Norman Petroleum Corporation, North American Corporation of Commerce, North American Chemical Corporation, North American Dairy Products Co., North Atlantic Securities Corporation, Northern Clay Products Corporation, North Carolina Discount & Mortgage Co., North Europe Trust Company, Northwest First Mortgage Bond Corporation, Northwestern Hotel Company, North Jersey Gold Sealed Denture Corporation, Northwest Metals Corporation, Northern Metal Company, Inc., Norton Motor Company, Northern Oil and Development Co., Inc., Nothrow Pistol Ring Co., Inc., Northwest Refining Company, North Strabane Oil & Gas Company, North Side Oil Company, Northern Trading & Holding Company, The, Novagraph "Analysis-of-Motion," Inc., Nothstine-Foster Company, Novelty Metal Products Corporation, Nova Motors Corporation, Novo Pathic Hospital Company, The, Nothstine Valveless Engine Company, Nufuel Burner Co., Nueces Company, The, Nuoleum Mills, Inc., Nu-Way Oil Company, Nu Printing Co., Nu-Style Window Corporation, Nu-Tron Radio Corporation, Nugent-Vanderpoel Company.

O. A. La Pointe, Inc., Oakdale Coal Company, Oak Grove Company, Oakland Housing & Finance Company, Oberammergau Pottery Corporation, Oak Ridge Coal Co., The, Occident Oil Production Company, Occident Oil & Refining Company, Oceanic Quicksilver Company, Inc., Official Steel City Guide Company, The, Oil Burning Equipment Company, Oil City Silica Sand Company, Ohio Federal Corporation, The, Oklahoma Gasoline & Oil Company, Ohio-Kentucky Coal Company, Oil Products Company, Oil Reclaimers Co. of America, Oil Reduction Corporation, Ohio Rock Island Sales Company, Inc., Ohio River Transportation Company, Oklahoma-Texas Oil Lease Syndicate, Oil Colony Pulp & Lumber Corporation, Olstowski Co., Inc., Old Colony Mortgage & Development Company, Inc., Oldsmobile Company of Paterson, Old Dominion Oil & Gasoline Company, Old Eureka Mining Company, Old Faithful Heater Company, The, Oldsmobile Motors Company, The, Olewell Oil & Gas Company, Oleander Oil Company, Olympic Oil and Gas Company, Oliver Oil-Gas Burner Company, Ontario Gold Mines Company, One Hand Clock, In-

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corporated, Open Hearth Steel Furnace Company, Oregon-Acme Extension, Inc., Orion Corporation, The, Ornamental Hard Plaster Co., Inc., Orbisonia Light Co., The, Orchestrphone Manufacturing Company, Oriental Navigation Company, Orr Products Co., Inc., Oriet Products Co., Inc., Orange Smash Company, Original Sales Corporation, Osceola Oil and Gas Company, Ottoman-American Exploration Company, Otstott, Incorporated, Otaka Paper Company, Ozark Charcoal Mfg. Co., Inc., Ozark Manganese Company, Ozark Mining & Smelting Co., Ozark Syndicate, Inc.

Pacific Brass and Hardware Manufacturing Company, Pacific Coast Finance Company, The, Pacific Cedar Manufacturing Company, P. Curreri & Co., Packard Enterprises of Georgia, Inc., Pacific International Corporation, P. L. Smith & Company, Inc., P. L. Plews Co., Inc., P-M Productions, Inc., Packers Oil Company, Pacific Pig Iron Corporation, Pacific Stores Corporation, Pacific States Reduction Company Pacific Safety Knob Company, Pa-Tex Petroleum Company, Pacific Tri-States System, Inc., The, Pacific Tri-States Timber Products Company, P. V. Eldor Corporation, P. & W. Products Inc., Pacific Wood Impregnation Corporation, Paint Products Co. of America, Pan-American Investment Corporation, Pan-American Marble and Onyx Works, Inc., Pan-American Fruit and Sugar Company, Inc., Pan-American-Honduras Development Company, The, Pan-American Lumber and Manufacturing Company, Palmeto Engine and Foundry Corporation, Paper Mills Corporation, Pan Motor Company, Panvar Products Company, The, Panama Plantation and Timber Company, Panther Valley Mining Company, The, Park Drug Company, Parnell Motors Co., Inc., Paramount Manufacturing Corporation, Paramount Oil Company of Illinois, Parcel Post Buildings Co., Inc., Parisian Perfume Vending Corp. of Manhattan, Park Place Nurseries Company, Paramount Radio Corporation, Park View Market and Freezing Corporation, Paul Automatic Coin Machine Company, Patrick Company, Inc., The, Patentees Holding Company of America, Inc., Passmore Manufacturing Company, Pasco Rural Lighting Company, Patapsco Stables, Inc., Pasco Sales Company, Peerless Boiler & Radiator Corporation, Pearson Corporation, The, Pee Kay Auto Grocers,

PROCLAMATIONS

Inc., Pecos Mex Oil Corporation, Peerless Markets, Incorporated, Peerless Silica Brick and Sand Company, Peck Traffic Signal Corporation, Pekin Restaurant, Inc., Penn Aluminum Company, Pennoky Coal Company, Pennsylvania Billard & Pool Room Association, Pennsylvania Comb Company, Pennsylvania Crude Oil & Gas Company, Penco Corporation, Pennsylvania Coffee Company, Penn-Del Realty Co., Penn Delaware Company, Penn Film Service Corporation, Peninsular Furniture Co., Penn Fibro-Electro Company, Pennsylvania Fruit Products Corporation, Penn-International Coal Corporation, Pennsylvania Insurance Securities Company, Penn-Kentucky Co., Ltd., Pennsylvania Mortgage Company, Pennsylvania Metal Products Corporation, Pennagrade Oil & Gas Company, Pennsylvania Oil and Lumber Corporation, Pennsylvania Petroleum Company, Penn Pictures, Incorporated, Pennsylvania Producing & Refining Company, Penn Randsburg Metals Co., Pennsylvania Sanitary Street System, Inc., Penn-Tenn Fuel Corporation, Pennsylvania Union Ice Company, Pennsy Watch Company, Penn-Wood Oil Corporation, Perry Auto Lock Co., Peoples Bakeries, Inc., Perfecto Company, The, Perdue & Company, Inc., Perry Coal, Land & Timber Company, People's Community Service Company, The, People's Educational Society, Permanent Finance Company, The, Peoples Finance Corporation, Inc., Pessano-Ogden Corporation, Perfection Products Company, Perpetual Security Exchange Syndicate, Perry, Seymour, Bonbright & Co., Peoples Taxi Company, Petrolands Company, Petroil Company, The, Pettiboy Corporation, Petroleum Holdings, Incorporated, Petroleum Oil & Gas Co., Peyton Royalty Corporation, Petroleum Research and By Products Corporation, Peterson Specialty Co., Inc., Perforated Slate Company, The, Peters Tri-Car Corporation, Phelan Petroleum Company, Philadelphia Bond & Investing Company, Philadelphia Bond and Mortgage Company, Philadelphia Bedspring Co., Incorporated, Phalja Corporation, Phoenix Carburetor Company, Philadelphia Discount Company, Philadelphia Electro Printing Press and Manufacturing Co., The, Photoplay Finance Corporation, Philadelphia Hotel Corporation, Philip Halzell Company, Philadelphia Investment Board, Inc., Philadelphia Motor Coach Company, The, Photo-Machine Company, Philadel-

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phia Motor Sales and Service Company, Philadelphia Petroleum Company, Philadelphia Poultry Dealers Assn., Philadelphia Roamer Co., Phoenix Shops, Inc., Philadelphia Wireless Sales Corporation, Phillips-Webster Oil Corporation, Phila-York Farms, Inc., Picturola Corporation, Pioneer Brush Washing Machine Company, Pinnacle Coal Leasing Company, Pioneer Motor Service Corporation, Pioneer Oil Corporation, Pinto Speaking Clock Company, Piro Farm Corporation, Pittsburgh Abrasive Corporation, Pittsburgh Alberta Ranches Co., Pittsburgh Brewster Coal Corporation, Pittsburgh Brake Lining Company, The, Pittsburgh Filter Company, Pitt Newgas Company, Pittsburgh Speedway Racing Association, Pitt Tech Petroleum Company, Pittsburgh-Youngstown Oil and Gas Co., Plastone Company, The, Plantation Consolidated Oil Corporation, Play House Players, Inc., Pneumatic Conveyor Company, Pneumatic Music Roll Machine Corporation, Plymouth Royalty and Development Corporation, Pneumatic Transmission Development Company, Polish American Navigation Corporation, Pony Cycle Manufacturing Company, The, Polatsik Extract Company, Polish Illustrated World Publishing Company, Policyholders' Mutual Insurance Agency, Incorporated, The, Polaraire Refrigerator Co., Inc., Portno's, Inc., Port Storage Oil Company, Porter-Seitz Shoe Stores Company, Portage Silica Products Co., Pottsville Candy Company, Inc., Powdered Coal Engineering & Equipment Company, Power Finance Corporation, Power Generating Corporation, Potomac Investment Company, Potomac Oil & Gas Company, Potter Oil & Gas Company, Powell Properties, Inc., Powell Products Corporation, Powertown Securities Company, Postometer Sales Corporation of America, Practical Furniture Manufacturing Co., Presto Calculator Company, Premier Diamond Mining Company of North America, Prestonia Finance and Development Company, Presque Isle Amusement Company, Preferred Oil Corporation, Premier Oil Company, President Players, Inc., Press Publishing Company, Premier Products Company, Presanplay Phonograph Company, Presto Passenger-Truck Company, President Theatre Co., The, Prudential Bond and Mortgage Company of New York, Pruven Composition Products Corporation, The, Producers and Consumers Foundation, Inc.,

PROCLAMATIONS

Producers Credit Corporation, Primos Chemical Products Co., Producers and Consumers Company, The, Prudential Discount Corporation, Protection Envelope Company, Inc., Protective Finance Corporation, Prudential Finance Corporation, Price-Hollister Corporation, Progressive Investment Association, Prince-Lange Recording Laboratories, Inc., Productometer Manufacturing Company, The, Producers Natural Gas & Carbon Company, Producers Outlet Corporation, Progresso Oil Company, Providence Petroleum Company, Pro-Phy-Lene Chemical Company, Inc., Prudential Pictures, Inc., Progreso Petroleum, Incorporated, Producers' Reserve Finance Corporation, Progressive Realty Company, Prudential Underwriters Corporation Pro-Ven Laboratories, Inc., Pyramid Company of Pittsburgh, Inc., Pung Chow Company, Incorporated, Pulver Distributing Co., The, Puritan Guaranty Corporation, Pyle Leather Company, Pure Motoroil System, Inc., Puritan Maid Ice Cream Company, Pulaski Oil Corporation, Pullman Publishing Company, Pulp & Paper Chemical Company, Pyramid Pictures, Inc., Puritan Refining Company, Public Service Shipping Company, Public Service Royalties, Inc., Public Service Baking Company, Publicity Service Bureau Corporation, The, Public Thermometer Co., Inc.

Quaker Coal Company, Quaker City Securities Company, Quaker City Bedding Company, Quaker City Corporation, The, Quaker Chemical Company, Quality Concrete Products Company, Quartz Hill Consolidated Mines, Inc., Quality Kash Stores, Inc., Quality Manufacturing Company, Quaker Maid Film Company, Queen Nefertiti Company, Quintet Oil & Gas Company, Quality Service Stores, Inc., of the District of Columbia, Quality Shoe Stores Co.

Radio Auto Light Corporation, Ralbright Apartment Corporation, The, Radio Audion Company, Radynt Corporation, The, Raccoon Coal & Iron Company, The, Rafter Candy Company, Inc., R. E. Johnston & Company, Inc., Radio Engineering Company, The, Railways Electric Equipment Company, Radon French & Company, Railway and General Supply Company, Racine Horseshoe Tire Corporation, Raleigh Investment Com-

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pany, Inc., The, Radio Insulate Corporation, Radiashield, Incorporated, Ralph J. Harrison, Inc., R. K. Supply Company, Radex Laboratories, Inc., R. M. Taylor Company, Radiotel Manufacturing Corporation, Radium Products Company of America, Radio Sales Corporation, R. T. Clark Oil Bond & Investment Company, Railway Tie and Timber Corporation, R. T. Fennell and Associates, Inc., Radio-X Remedies Corporation, Rancherie Co., Ray Battery Sales Company of the Potomac, Rayward Engineering and Manufacturing Co., Rapid Fire Arms Corporation, Ray Hercules Mines, Inc., Rapp, Huffman & Kline Oil Company, Rapid Meatcutter, Inc., Raymond Oil Company, Rattling Run Collieries, Inc., Refrigerol Corporation, The, Realty Development Company, Reeves Engineering Company, The, Real Estate Coal Corporation, Red Haven Coal Company, Reading Home Ice Company, Inc., Red K., Pharmacal Company, Recreation Line, Incorporated, Reed Oil Corporation, Rece-Philpott Company, Inc., Red Rock Oil Company, Reed Stoker Manufacturing Company, Redwood Timber Brokerage Corporation, Rees Welsh Company, Religious Art Association, The, Republic Engineering Company, Reid Gravel Cleaner Company, The, Republic Gasoline Corporation, Republic Gas, Oil & Mineral Company, Republic Gas and Carbon Company, Reliance Loan Corporation, Republic of Mexico Utilities Corporation, Rembrandt Pictures Corporation, Repeater Petroleum and Refining Corporation, Republic Refining Company, Regenerate Steam Boiler Company, Restaurant Buyers Syndicate of New York, Inc., Reserve Bond and Mortgage Company, The, Rex Construction Corporation, Retail Co-Operative Buying Corporation, Rex Consolidated Mining Company, Research Corporation, Rhinoc-Flexner Company, The, Resort Hotels Corporation, Reserve, Incorporated, The, Revenue Mines, Incorporated, Revera Oil & Gas Co., Review Publishing Company, Rex Salt Company, Inc., Respress Super Tire Fabric Co., Rickard Exploration Company, Richardson Process Corporation, Rickenbacker-Philadelphia Company, Richardson Refining Company, Richmond and San Francisco Transportation Company, Rich, Talbot & Webber, Inc., Rinker & Bridge, Inc., Rio Tonto Land Company, Riverside Cement & Asbestos Manufacturing Co., Ritz-Carlton Corporation, The,

PROCLAMATIONS

Rite Road Lite Co., Inc., Rising Sun Productions, Inc., The, Ritz Tailoring Corporation, The, Rite-Way Appliance Corporation, Robeson & Carolina Lumber Company, Robeson's of London, Inc., Roberts Stores Corporation, Rockefeller-Institute of Chiropractic, Inc., Rock Island Coca-Cola Bottling Company, Rockefeller-Murphy Service Corporation, Rockwood Oil & Gas Company, Rock Petroleum Company, Roentgen Appliance Corporation, Rogers By-Products Company, The, Rogers and Blackstone, Incorporated, Rogers Equipment Corporation, Roger J. Adams and Company, Rogers Motor Car Company, Rodriguez Oil Burner Co., Inc., Rolzup Robe Corporation, Rolley System of Life Extension, Inc., Rose Brothers Tile Company, Incorporated, Roosevelt Corporation, The, Rosse Clay Products Corporation, Rosendale Furniture Company, Rosemary Funeral Directors of New York, Inc., Rose Garden Inn, Inc., Rose Petroleum Corporation, Rotary Excavator Manufacturing Company, Roulette Glass Company, Rote Leather Products Company, The, Royal Bakers, Incorporated, Rowena Coal Company, Rowe-Cole Company, The, Rowe China Company, Roy C. Cool & Co., Inc., Royal Finance Corporation, Royalty Holding Corporation, Royal Refining Company, Royalties Securities Company, Rowe-Stuart Motors Corporation, Royal Velvet Products Company, Rudd Company, The, Rubes Radio Manufacturing Company, Russian American Film Corporation, Russian American Trading Corporation, Ruth Candy Co., Rusk County Oil Co., Inc., of Delaware, Ryco Extract Company, The, Ruth Jewelry Co., The, Ruskin Pictures Corporation, Rust Resisting Untarnishable Metals Co., Inc.

Safety Auto Headlight Corporation, The, Saf-A-Head Corporation, The, Safaloid Company, Inc., S. C. Philippino Co., Inc., Safety Finance Corporation, S. K. G. Appliance Corporation, Safbox Manufacturing Co., Inc., Safety Neutral Clutch Company of Akron, Ohio, Saffron Oil Company, S. & S. Wood-Bending Co., Saer Sales Corporation, Sabine Syndicate, Inc., Safe Taxi, Inc., St. Clair Oil Development Co., Saire Merchandise Company, Samuel Alexander, Incorporated, Salas Chemical Company, Inc., Samson Crane Company (Inc.), Salvansals Laboratories, Inc., The, Sampson-Martin Corporation, Salvator Products Corporation, Samuel Shapiro Company, Sandwich Bay Timber and De-

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velopment Corporation, Santa Catarina Oil Company, Sano-Cocoa, Inc., Sanitary Disposal Corporation, San Dimas Mining Company, Sanitary Drain Flushor, Inc., San Fernando Oil and Gas Company, San Francisco Memorial Bridge Corporation, Santa Fe Oil Corporation, Sanford Holding Company, Sandy Hollow Company, San Juan Grande Metals Co., Sanitary Manufacturing and Supply Company, Sandusky Oil & Drilling Co., Santa Teresa Mining Corporation, Sani T-Ti Products Co., Inc., The, Sanitary Ventilator Manufacturing Co., Sandor Weisz, Inc., Sarabac Exploration Corporation, Sarec Petroleum Company, Savage Clay & Mining Co., The, Savoy Hotel Company, Limited, Savoy Real Estate Corporation, Savo Saving Bank Company, Scandia Manufacturing Corporation, Scarsdale Trading Corporation, Schaap Iron & Steel Corporation, Schardam Machinery Company, Scharrer Motor Company, Schaap Products Corporation, Schissler & Co., Inc., Schenley Cigar & Tobacco Co., Schellsburg Oil and Gas Company, Schmick Gear and Screw Company, Schorr Motor Vehicle Company, The, Schoomaker Motor Truck Co., Schuster-Adams Chemical Company, Schwarz Royalties Co., Scientific Manufacturing Corp., The, Scientific Oil Corporation, Scioto Oil Co. of Portsmouth, Scott-Bur Co., The, Scopometer Company, The, Scott Expanding Piston Spring Company, Scotts' Preparations, Inc., Scranton Marble & Monumental Corporation, Screen Service Company, Incorporated, Seco Automotive Products Company, Security Bond and Mortgage Company, Security Bankers Corporation, Security Car Company, The, Security Credit Corporation, Securities Company of Delaware, Sedo Chemical Company, The, Seaside and Country Club, Inc., Seaboard Dairy Securities, Incorporated, Seaman Fruit Co., Seaboard Finance and Investment Company, Securities Guarantee Company, Security Mortgage Company of Illinois, Security Producing and Refining Company, Security Producing and Drilling Company, Securities Trustee Company, Service Adjustment Company, The, Seneca Exploration Corporation, Seminole Exploration Corporation, Seminole Mortgage Company, Senator Oil Company, The, Seneca Petroleum Corporation, Selecta Products Corporation, Service Photoplays, Inc., Service Pole Company, Self-Serving Fountain Company, Inc., Serene Shock Eliminator Company, The, Service Tool Company, Sewickley Coal and

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Limestone Company, Seymour Publishing Company, Inc., Settlers Reclaiming and Operating Company, Seymour Trap Rock Company, The, Shadle Automatic Train Signal Company, Shackitt & Company, Inc., Shackelford & Dix Company, Shadwirth Mfg. Co., Inc., Shamrock Oil Co., Inc., The, Shaffer Store, Inc., The, Shareholders Investment Corporation, Shapiro-Loehler Construction Company, Sharp-Sabal Oil Development Company, Shepard-Potter Corporation, Sherwin Products Corporation, Sheridan Refining Company, Shenango Valley Home Building Land & Mortgage Company, Shippers Compress Company, Shore Oil Combustion System, Inc., Shubert Production Enterprises, Inc., Shirley Productions Corporation, Show of Shows, Inc., The, Silica Corporation of America, The, Silver Creek Oil Corporation, Signal Corporation, The, Silvoyle, Incorporated, Silver Lake and Summer Home Realty Corp., Signal Oil Corporation, Silicon Products Corporation, Silver Star Records, Inc., Silent Valve Motors Corporation, Sinaloa Exploration and Development Company, Simon & Minzesheimer, Inc., Simpson Oil Company, Simplex Radio Corporation and Electrical Supply, Simpkins Schuchert Oil & Gas Co., The, Simple Simon Manufacturing Company, Sipe Candy Co., Siskiyou Corporation, The, Skarb Oil & Gas Company, The, Six Shooter Oil Corp., Slaughter Beach Corporation, Slough Taxicab Manufacturing Corporation, Smith Brothers Company, Smith's Conservatory of Music, Inc., Smith Horse and Mule Company, Smith-Rogers Company, Smith Signal Corporation, Smoky City Oil and Gas Company, The, Smyder's Foundry & Manufacturing Company, Solomon & Company, Solhar Concrete Products Co., Inc., Soilamies Cement Company, Sober Coal Mining Co., Solax Drug Company, Solar Engineering Corporation, Solar Manufacturing Co., The, Social Petroleum Corporation, Solotone Phonograph Company, Soil Vaccine Corporation, Socorro Valley Company, Incorporated, The, Sonn Brothers Import & Export Co., of N. Y., Inc., Somerville Drilling Company, Southern Alpha Tile Company of Tampa, Florida, Southern Atomized Coal Company, Southern Auto Radiator Company, Inc., Southwest Bond and Mortgage Company, South Branch Gasoline Company, Southern California Mortgage Company, Southern Consolidated Mines, Incorporated, Southern California Dry Goods Company, Inc., Southern Fuel Corporation,

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South Fork Mining & Development Co., Southern Folding Box Company, Southern Gas Construction Company, Southwestern Insurance & Brokerage Company, Southland Knitting Mills, Inc., Southern Land and Timber Company, Southern Machinery & Equipment Corporation, Southern Marketing Company, Southern Neckwear Co., Inc., South Pittsburgh Auto Service, Inc., Southeastern Portland Cement Company, Inc., Southern Petroleum & Refining Corporation, South Plains Oil and Gas Company of Delaware, The, Southern Sheet Metal Company, The, Southern States Producing Corporation, Southwestern Stock Exchange, Inc., South Texas Production Company, Southern and Western Glass Products Company, Southern Wholesale Grocers, Inc., Spencer Auto Co., Spar-Ko-Beverage Corporation, Sparrows Point Ice, Coal & Lumber Co., Spencer-Rhoads Oil Corporation, Spillno Products Corporation, Sportnite Products Co., Inc., Spongette Pure Food Company, The, Sparty Specialty Manufacturing Co., Inc., The, Spring Beach Park, Inc., Square Deal Oil and Development Company, Spra-Kleen Washer Company, Inc., Stahot Electric Corporation, Stahot Electric Inc. of Pennsylvania, Staley's Garage, Inc., Stradford Manufacturing Corporation, Star Rapid Shoe Repairing Company, Standard Appliance Company, Standard Can Opening Company, Standard Copper Mines Company of Alaska, Standard Cotton Company of America, Standard Development Company of America, Standard Gasoline Gauge Co., Inc., Standard Metal Products Company of Lafayette, Indiana, Standard Mica Corporation, Standard Meat Markets, Inc., Stanley Motor Carriage Company, Standard Oil-Furnace Company, Standard Products Corporation, Standard Poultry and Egg Company, Inc., Standard Reclamation and Salvage Corporation, Stanhope Realty Corporation, Standard Serv-Self Stores, Inc., Standard Safety Company, Stanton Supply Company, Standard Shale Products Company, Standard Unit Steam Car Co., Star Brick Corporation, Star Contrapropeller, Inc., Star Chemical Company, Star Controller Company, The, Star Loan Company, Stay-Ot Manufacturing Company, The, State Publicity Building Corporation, Star Production Company, Stary Safety Razor Mfg. Co., Star Textile Mills, Inc., Star Union Company, Sterne & Adler, Inc., Stewart A. Shannon Company, Sterling Black Creek Collieries Company, Steam Car Company,

PROCLAMATIONS

The, Stevaco Company of Penna., The, Stevens Coal Company, Stephe-Co. Oil Company, Steameter Corporation, Steelcraft Corporation of America, Sterling Drug Company, The, Steel's Department Stores, Inc., of California, Sterling Feature Pictures, Inc., Sterling Glass Products Company, Stephenson Lumber Company, Inc., Stenzel Mica Corporation, Sterling Milk Company of America, Steer-O-Light Manufacturing Company, Stevens Pictures Corporation, Stetson Pneumatic Heel Corporation, Sterling Petroleum Company, Steel Sounding Board Corporation, Stieglmeyer Manufacturing Company, Stollwerck Chocolate Company, Stock Exchange Security Corporation, Store Fixtures Discount Co., Stobrock Products Co., Story and Company, Incorporated, Stores Equipment Company, Inc., Stoughton Harp Company, The, Stores Mutual Protective Association, Inc., Storm Water-Proofing Corporation, Straits Oil Corporation, Stratton Ridge Oil Company, Sturges Battery Corporation, Sug "O"-Grain-"O" Company, Superior Brass Manufacturing Company, Superior Carbon Company, Inc., Sun Electric Corporation, The, Surgical Equipment Corporation, Summit Hosiery Co., Superior Iron Works, Inc., Sunny Land Stock Farm, Inc., Sun Mortgage Loan Company, Sussex Motors, Inc., Superior Motor Sales, Inc., Sunkist Orchards and Vineyards of California (Incorporated), Sug Oil Company, Super Products Corporation, Success Petroleum Company, The, Sunflower Planting Company, The, Super Radio Corporation, Sun River Company, Sun River Company, Supreme Roller Bearing Company, Superior State Company, Inc., Superior Specialty Company, Summer and Winter Resort Co., Inc., Switzer and Company, Swan Hotel, Inc., Swain-Hall Enterprises, Inc., Swiss Hand Laundry, Inc., Swashey Hirsch Oil Company, The, Synthetic Oil and Refining Corporation.

T. M. Shaw Company, Tampa Bay Amusement and Concession Company, Taylor Copper Corporation, Taxicar Company, Tasty Candy Corporation, Tallant Company, The, Tar Heel Oil Company, Tai Kee Indigo Company, Ltd., The, Taylor Mining Company, Taylor & Petrillo, Inc., Tabor Realty Company, Tami-ami Realty Corporation, Talking Toyland, Incorporated, Texas-Arizona Company, Teetor Adding Machine Company, Tennessee

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Coal Mining and Timber Corp., Tennessee Coal & Coke Company, Telometer Company of America, Inc., Tesawa Corporation, Terber Coal & Trading Co., Inc., Telegraphone Corporation of America, Texas Central Utilities Corporation, Terpezone Company, The, Texas Cities Oil Corporation, Teacapan Development Corporation, Texas Federal Commercial Company, Tensas Gravel Company, Texas Gas Utilities Company, Tesnus Oil Corporation, The, Terminal Operating Corporation, Texas Petroleum Company, Texas Petroleum Engineering Corporation, Temple Producing Co., Inc., The, Texas Rawhide Paving Company, Tempate Ship Corporation, Tel-U-Where Company of America, Thielman Forest Products Company, Theatre Investment Corporation, Theatre Owners Distributing Corporation, Thermo Products Corporation, Theromatic Products Company, Three Bridges Oil and Gas Company, Thrift Bond & Mortgage Company, Thuesen Coal Company, Thompson & Company of Pennsylvania, Thomas & Company of Pennsylvania, Thomas & Fitzpatrick, Incorporated, Thorn Hill Oil & Gas Co., Thomas J. Dixon Company, Thomas Keating Company, Thomas Oil Corporation, Thru-Shield Spotlight Corporation, Ticoda Manufacturing Co., Tidewater Marine Co., Tidioute Oil & Gas Company, Tidioute, Pa., Tierney Operating Company, Inc., Tighe-Osage Oil Corporation, Tippet & Moseley Company, Inc., Time Motors Sales Corporation, Tire Seal Manufacturing Co. of California, Tolland Board Corporation, The, Tom Myers, Inc., Tobe Manufacturing Company, Tol-O-Nite Company, Incorporated, The, Tobin Petroleum Corporation, Tobacco Reclamation Corporation, Tordoff Automobile Company, Tourists Association of America, Torchlight Brick & Tile Company, Tourist Hotel System, Inc., The, Toulon Motor Sales Company, Toronto Paper Mills Corporation, Tonkawa Refining Corporation, The, Torris Radio Apparatus and Vacuum Tube Company, Townsend Warehouse Company, Trent Amalgam Company of Connecticut, Trent Amalgam Syndicate, Inc., Trent Amalgam Sales Corporation, Triple Airless Tire Company, Trans-Atlantic Commercial Corporation, Tri-Cities Oil Company, Transatlantic Drug Company, Inc., Trivette-Elkhorn Coal Corporation, Triumph Electric Heating Corporation of Southern California, Triangle Equip-

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ment Company, Inc., The, Traders Food Corporation, Transportation Finance Company, Trans-Luso Specialties Co., Transit Motor Corporation, The, Traffic Oil Company, Traves Oil Corporation, Traffic Review Publishing Co., Treasure Shop, Inc., The, Tri-State Mortgage Corporation, Tri-State Mineral Co., Inc., Tri-State Pulp and Paper Corporation, Triplex 3 and 1 Bell Co., Inc., Trailer Transportation Company, Trenton Textile Mills, Inc., Traffic Truck Sales Co. of Phila., Trop Chocolate Corporation, Tropical Fibre Corporation, Tru-Sheen Products, Incorporated, Truxtum Ship Corporation, Tube Corporation, The, Tulsokla Oil Corporation, Tulsa Oil Corporation, Tuckeny Oil Corporation, Turco-American Corporation, Turco-American Development Company, Tusco Belt Brick Company, Turner & Company, Turkey Creek Coal Company, Turpo Chemical and Manufacturing Company, The, Tyler Gear & Engineering Corporation, Typeless Printing Corporation, Twin Packer Oil & Gas Company, Twin Six Oil & Refining Company, The, Two Way Dishwasher Corporation, The.

Uden and Company, U-Save-It Stores Corporation, The, U. S. Consolidated Petroleum Co., U. S. Costa Rican Oil Corporation, U. S. Chemical Specialty Company, Incorporated, The, U. S. Egg Carrier Corporation, The, U. S. Fuel Conservation Co., U. S. Grain Growers Sales Co., U. S. Mex Oil Corporation, U. S. Merchandise Sales Corporation, U. S. Mineral Lands Development Co., Inc., U. S. Potash Corporation, U. S. Phonographic Doll Corporation, U. S. Rivers Hydro Electric Light & Power Company, U. S. Tex Oil Corporation, Universal Box & Products Corporation, Universal Clothing Corporation, Unique Electrics, Inc., Universal Finance Company of Illinois, The, Universal Fly-Exit Screens Company, Uniform Gas Feed Mfg. Company, Up In The Clouds Corporation, Universal Improvement & Development Co., Universal Manufacturers Sales Corporation, Upton Mining Company, Unity Oil and Gas Company, Unit Oil and Gas Company, Universal Securities Corporation, Universal Swing Joint Manufacturing Company, Universal Splashless Automobile Fender Co., Universal Safety Gas Fixture, Inc., Universal Securities Company of Pennsylvania, Universal Slipin Brake Lining Company, Universal Textile Corporation, Universal Traf-

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fic Accelerator Co., Universal Therapeutic Equipment Corporation, Underwood Tire and Rubber Company, Universal Wheel Corporation, United Automobile Association, Incorporated, United-American Engineering Corporation, United Art Stores Corporation, United Asbestos Corporation, United Beauty Parlors and Manufacturing Company, Incorporated, The, United Button Company, United Battery Corporation, United Barber Shops of America, Inc., Union Bond Company, The, United Beauty Parlors, Inc., United Bonding Sales System of America, Inc., The, Union Chemical Corporation, Union Cleaners & Dyers, Inc., Union Crude Oil Corporation, United Collieries Company, Union Corporation, United Die & Tool Machinery Company, Inc., United Drug Stores Company, United Dress Stores Corporation, United Grocers, Inc., United Grocery and Meat Stores, Inc., United Hardware Stores, Inc., United Hat Shops, Inc., United Ink Co., Inc., United Ice Company of Long Island, Inc., United Investment Association of America, Union Ice and Cold Storage Company, United Irish Lines, Inc., United Laboratories Company, United Laundry Co., Inc., Union Lumber Co., United Manufacturing and Rust-Proofing Company, United Marine and Fuel Corporation, United Mines Company, United Motors Company, United One Cent to One Dollar Stores Company, United Oil & Gas Corporation, United Purchasing Corporation, United Producers and Distributors, Inc., United Photo Studios, Inc., United Packers Oil Company, Union Products Company, United Radio Publicity Corporation, Universal Restaurant Company, United Radium Products Corporation of America, United Rex Mining Company, United Securities Company, United Service Stores, Inc., United Shoe Sales Corporation, United Silver Mines Company, United States Automotive Corporation of Michigan, United States Acceptance Corporation, United States Building Corporation, United States Cork Company, United States Drilling Corporation, United States Exploration Corporation, United States Foreign Trade and Finance Corporation, United States Fire Prevention Co., United States Hosiery Company, United States Liquid Rubber Paint Company, United States Mercantile Marine Corporation, United States Needle Guard Corporation, United States Oil & Equipment Company, United States Producing and Refining

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Company, United States Research Company, United States Railway Supply Company, United States Wheel-Track-layer Corporation, United Timber & Lumber Company, Union Tank Ship Corporation, Union Truck & Motors Company, United Tenants Realty Corporation, United Western Resources, Inc., United Wheel Corporation, Utah Gold, Inc., Urma Products Company, Utility Safety Appliance Corporation, Uta-Wood Corporation.

Vacuum Brush Corporation, The, Vac-Line Engineering Co., Inc., V. Oliver Signal Company, V. O. Hammon Publishing Company, Vacuum Pressure Products Company, Incorporated, Vacuum Refrigerator Corporation, Valisebed Corporation of America, Valley Mills, Inc., Vance Coal Company, Van de Vere Corporation, Variety Films Company, Van Nuys Mortgage Company, Varick Oil Corporation, Van Scoten Meyer & Company, Vegetans Corporation of America, Vega Camps, Inc., The, Verna Coal Company, Vee-O-Dor Company, Verplex Process Corporation, Veneer Package Company, Victor Electric Automatic Cloth Spreading Machine & Mfg. Company, The, Victory Fund Corporation, Victory Sports Company, Virgin Coal Company, Vitamine Malt Products Co. of New York, Virnio Oil & Gas Company, Virkytex Oil & Gas, Inc., Virginia Produce Exchange, Inc., Visual Text Book Publishers, Inc., Vol-Ash Company, Vole-Buva, Incorporated, Vogt Farm Meat Products Company, Volcano Oil Burner Company, Inc., Vulcan Steel & Tube Company, Vulcan Securities Corporation, Vulcan Tobacco Corporation, The.

W. A. Cunningham Co., Inc., W. A. Rarick, Inc., W. A. Ragsdale Rotary Engine Company, W. C. Amend Co., Inc., Wagoner Dry Pressed Brick Manufacturing Company, W. E. B. Co., Inc., W. E. Loucks Manufacturing Company, The, W. J. Jaeger Can Co., Inc., W. Lee Sicon Company, Inc., Wa-Me-Ho-Ca Beach Park Company, Inc., W. N. Sauer Company, Wagnerian Opera Company, Wagon Rut Gold Mines, Inc., Wally Finance and Investment Company, Inc., Waldo Hotel & Restaurant Company, Walker Insurance Agency, Incorporated, Walker Pine Products Corporation, Wall Street Tobacco Corporation, Walter A. Dunican New Homes, Inc., Walsh Bros. Printing Co., Inc., Walsh-Coover Clutch Co., Inc., The, Walter Martin & Co., Walsh's Pro-

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tecpolish and Diamond Crystal Lustre, Incorporated, Walnut Realty Corporation, Wand Electric Products Company, Wana-maker, Inc., Ward Henry Company, The, Ward and Marks, Inc., Warner Electric Company, Warners Wheat Products Corporation, Warwick Candy Company, Warten Cotton Company, The, Warren-Delto Company, Warthen Train Control Corporation, Washington Automobile Apartments, Incorporated, Washington Contracting Company, Washington City Central Corporation, Washington Development Corporation, Washington-Florida Farms, Inc., Washington Hotel Corporation, Washington Jewelry Stores, Inc., Washington Mortgage Sales Company, Washington Miller Carburetor Company, The, Washington Mortgage Company, Washington Realty & Investment Company, Inc., Waterless Cooker Company, The, Waterall MacWhorter & Co., Wayne Coal Company, Watts Distributor Company, The, Wayman Electric & Manufacturing Company, Inc., The, Wawashon Sugar and Banana Corporation, Wayfarer Society, The, Watson Wheel & Rim Corporation, The, Weareven Rosin Company, Weck Chemical Company, Weldless Chain Corporation, Welfare Loan Society of Boston, Welfare Loan Society of Shreveport, Welfare Loan Society of Pensacola, Florida, Welfare Loan Society of Centralia, Welfare Loan Society of Baton Rouge, Welfare Loan Society of Chicago, Welfare Loan Society of Cleveland, Welfare Loan Society of Detroit, Welfare Loan Society of Jacksonville, Welfare Loan Society of Miami, Welfare Loan Society of New Orleans, Welfare Loan Society of Lexington, Kentucky, Welfare Loan Society of Louisville, Kentucky, Welfare Loan Society of Allentown, Pennsylvania, Welfare Loan Society of Easton, Pennsylvania, Welfare Loan Society of Lebanon, Pennsylvania, Welfare Loan Society of Reading, Pennsylvania, Welfare Loan Society of Philadelphia, Welfare Loan Society of Mobile, Welfare Loan Society of Pittsburgh, Welfare Loan Society of Rockford, Welfare Loan Society of Southwest Chicago, Welfare Loan Society of Chicago North, Welfare Loan Society of Hazleton, Pennsylvania, Welfare Loan Society of Wilkesbarre, Pennsylvania, Welfare Loan Society of Scranton, Pennsylvania, Welfare Loan Society of Chicago West, Welfare Loan Society of Augusta, Welfare Loan Society of Columbus, Welfare Loan Society of Way-

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cross, Welfare Loan Society of Atlanta, Welfare Loan Society of Butler, Pennsylvania, Welfare Loan Society of Macon, Welfare Loan Society of Tampa, Welfare Mortgage Company, Inc., Rochester, New York, Welfare Mortgage Company, Inc., Albany, New York, Welfare Mortgage Company, Inc., Amsterdam, New York, Welfare Mortgage Company, Inc., Glen Falls, New York, Welfare Mortgage Company of Buffalo, Welfare Loan Society of Savannah, Wenyon Bar Mill Company, Western Airless Tire Company, Inc., Western Bankers Finance Company, Western Coal and Coke Company, Western Chain Co., Inc., West Caddo Oil Syndicate, Western Commercial Security Corporation, West Coast Preserving Company, Westmoreland Corporation, The, Westmoreland Farms, Inc., Western Fertilizer Co., West Girard Agency, Inc., West Indies Importing Company, Western Investment Company of Nebraska, Western Lumber and Export Company, Western Mortgage Loan & Discount Company, Western Mfg. Ice Co., Milwaukee, Wis., Western Prairie Milling Company, Ltd., West Penn Oil and Gas Company, Western Production Company, West Penn Wholesale & Mfg. Co., Inc., West Penn Forge Company, West Shore Steamship Company, Western Trent Corporation, West Virginia Metal Products Corporation, Wetmore, Hedeau and Company, Incorporated, Wetmore Specialty Corporation, Whistel Company of Chicago, Whipple Ship Corporation, Whitmans Hosiery & Lingerie Shops, Inc., White Eagle Coal Company, White Industries Corporation, The, Whomes Manufacturing Company, Inc., White Oak Fuel Company, White Rabbit Motor Club, White River Oil and Gas Company, White Star Packing Company, White Sulphur Springs Hotel Co., Inc., Wiener Bros., Inc., Wilkes-Barre Underwriters, Inc., William D. Megear, Inc., Willys Corporation, Williams Chemical Company, The, William E. Duff Company, Inc., William H. Allen, Incorporated, William H. Bramble Company, William H. Byers & Company, Wilder Ice & Packing Company, Wm. L. Moore & Company, Incorporated, William Live, Inc., Wiley Products, Incorporated, William P. Hood Corporation, Wills-St. Clair Delaware Motor Company, Wildman Tire & Rubber Company, The, Wildwood Traction Company, Wilmington Baseball Club, Inc., Wilson Brick Company, Wing Corporation, Windber Prod-

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Yankee Cleaner Co., Yerks Coupling Steel Tie Company, York Bungalow Company, Inc., Yorklyn Club Corporation, York Castings Co., Inc., York Company, The, Yorktown Development Company, Inc., The, York Exhibitors Association, York Flower Shop, Inc., York Hardware & Supply Company, Yorktown Holding Company, Incorporated, Yorkhoma Oil Corporation, Yorkhoma Petroleum Corporation, Y. R. T. Service, Incorporated, Yuba Tractor Company.

Zenith Engineering Corporation, Zevely Farms Co., Inc.

IN TESTIMONY WHEREOF, I, Robt. P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be hereunto affixed this twenty-fourth day of January, in the year of our Lord one thousand nine hundred and twenty-seven and of the Independence of the United

(Great Seal)

PROCLAMATIONS

States of America, the one hundred and fifty-first.

By the Governor :

ROBT. P. ROBINSON.

CHARLES H. GRANTLAND,

Assistant Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the School Tax Department of the State of Delaware, reported to me on the fourth day of January, A. D. 1927, a list of the companies that were two years in arrears for taxes, having refused, failed or neglected to pay the taxes assessed against them;

AND WHEREAS, the Governor of the State of Delaware did issue his Proclamation on the twenty-fourth day of January, A. D. 1927, proclaiming the "CREST OIL COMPANY", as having failed, refused or neglected to pay the taxes aforesaid.

NOW, THEREFORE, I, Robert P. Robinson, Governor of the State of Delaware, do hereby proclaim that "CREST OIL COMPANY", a corporation incorporated under the laws of the State of Delaware, September 30, A. D. 1918, it having been established to my satisfaction that said company has not neglected or refused to pay the annual franchise taxes assessed against said corporation heretofore reported by the State Treasurer aforesaid, due from said company, and that said company was inadvertently reported to me by said State Treasurer as failing, refusing or neglecting to pay said taxes as aforesaid; that pursuant to the authority vested in me by virtue of Section 80, Chapter 6, of the Revised Statutes of 1915, to correct such mistake, I, hereby make the same known by filing this Proclamation to that effect in the office of the Secretary of State.

IN TESTIMONY WHEREOF, I, Robert P. Robinson, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of this State to be hereunto affixed

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this twenty-eighth day of February, in the year of our Lord one thousand nine hundred and twenty-seven, and of the Independence of the United States of America, the one hundred and fifty-first.

By the Governor:

ROBT. P. ROBINSON.

CHARLES H. GRANTLAND,

Assistant Secretary of State.

PROCLAMATIONS

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, The President of the United States, Calvin Coolidge, has designated and set aside the week beginning April 24th and ending April 30th, in the year 1927, as AMERICAN FOREST WEEK, and has recommended, wherever practicable and not in conflict with State law or accepted custom, that Arbor Day be celebrated within that week, and

WHEREAS, The Congress of the United States has established a policy of co-operative effort between the Federal Government and the several States in the protection of forest lands, in providing for forest planting, and in creating that intelligent opinion, which is necessary for the successful carrying out of the purpose to bring forestry to the attention of the people of the Nation and the States, and

WHEREAS, The General Assembly of our beloved State, with a realization that a considerable portion of its soil is well suited to timber growing and having a conviction that our industrial and agricultural stability could be materially strengthened by bringing into productive use this semi-idle land, has provided by legislative act for the observance of a day set apart each year for the planting of trees,

NOW, THEREFORE, I, Robt. P. Robinson, Governor of the State of Delaware, do hereby designate the week of April 24th to April 30th, inclusive, as

FOREST WEEK

during which period it is earnestly urged that the general public and the public press give thoughtful consideration to the needs

PROCLAMATIONS

of our timber lands and to the measures necessary for the preservation of the same; and I do hereby set apart,

FRIDAY, APRIL 29th, as ARBOR AND BIRD DAY and respectfully request its observance by all the educational institutions within the State by holding suitable exercises having for their object the advancement of the study of arbor culture, of the spirit of protection to birds and trees, and of the thought of benefits that will accrue from collective intelligence in silviculture.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Delaware to be affixed at Dover, this first day of April, in the year of our Lord one thousand nine hundred and twenty-seven.

(Great Seal)

By the Governor:

ROBT. P. ROBINSON,

CHARLES H. GRANTLAND,

Secretary of State.

SECRETARY OF STATE'S OFFICE

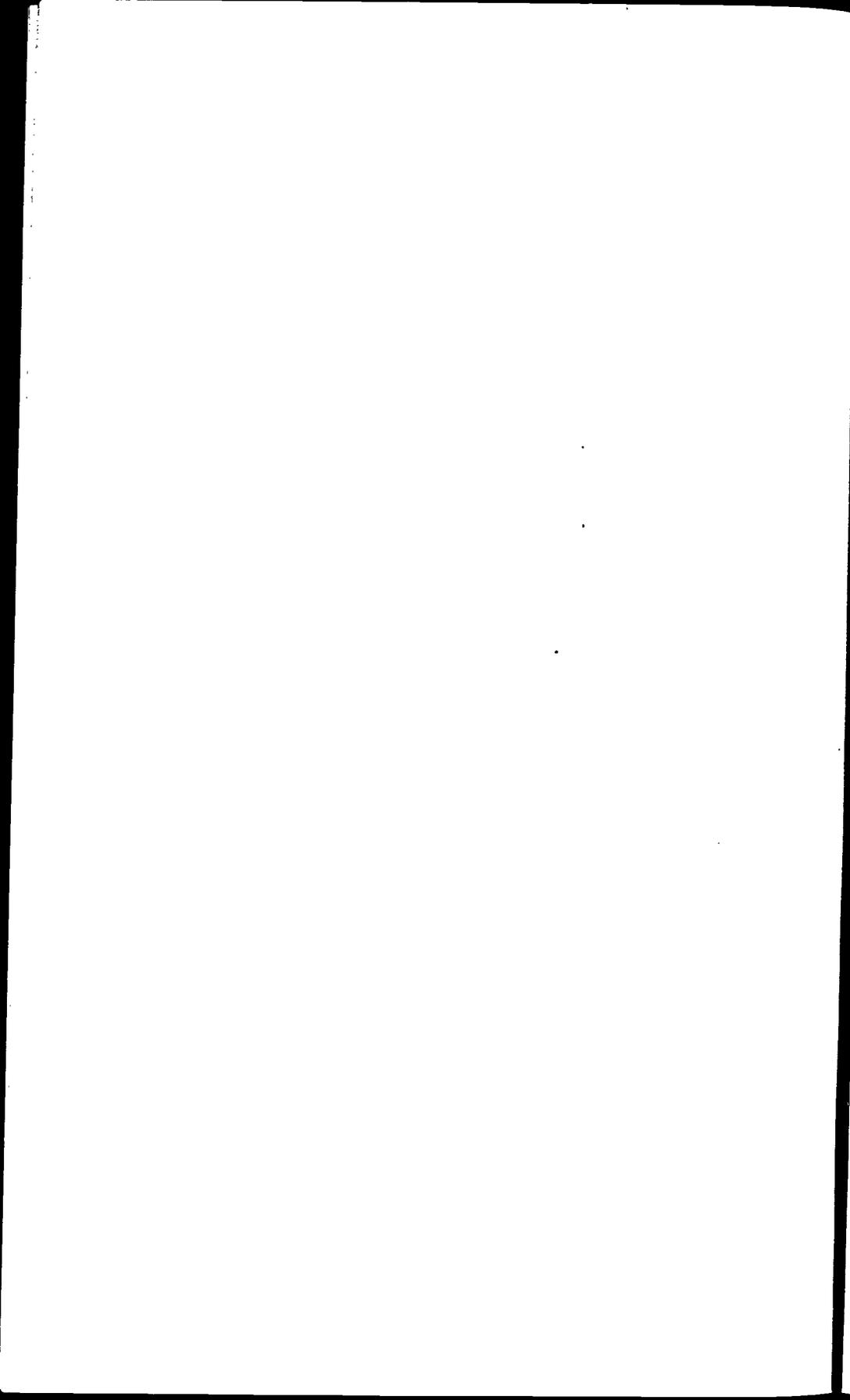
Dover, Delaware, May 23, 1927.

In obedience to the provisions and directions of Section 3, Chapter 10 of the Revised Statutes of the State of Delaware approved October 19, A. D. 1914, and as amended by Chapter 30, Volume 28, and further amended by Chapter 42, Volume 30, and further amended by Chapter 47, Volume 33, and as further amended by Chapter 50, Volume 34, Laws of Delaware, I have collated with and corrected by the original rolls now in the office of the Secretary of State and caused to be published this edition of the Laws of Delaware, passed by the General Assembly at the regular Biennial Session commenced on Tuesday, the fourth day of January, A. D. 1927, and ended on Friday, the eighth day of April, A. D. 1927, and approved by the Governor.

Words marked with asterisks are printed as they appear on the original bills.

CHARLES H. GRANTLAND,

Secretary of State.



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