

LAWS

OF THE

STATE OF DELAWARE

ONE HUNDRED AND NINETEENTH
SESSION OF THE GENERAL ASSEMBLY

COMMENCED AND HELD AT DOVER

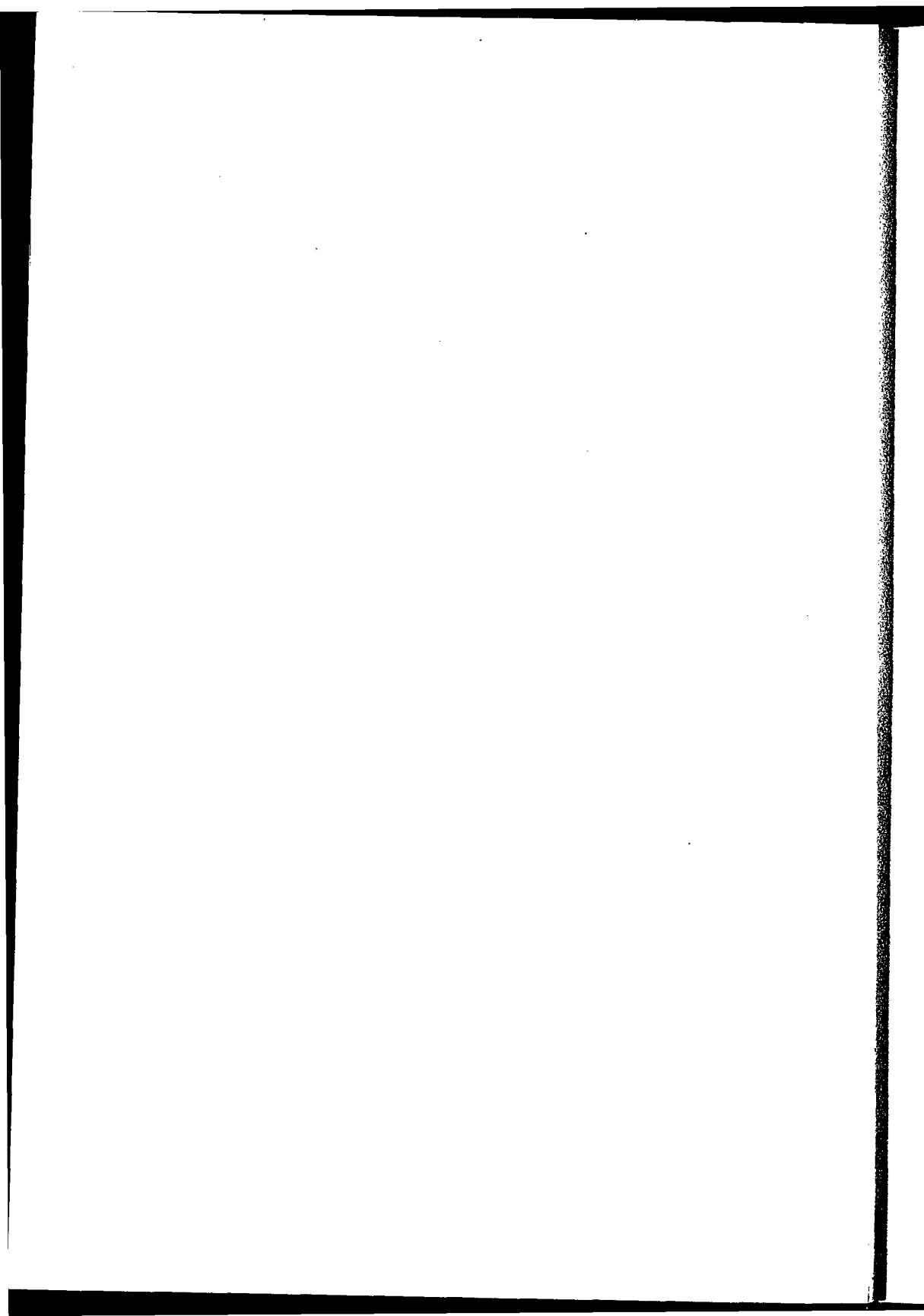
On Tuesday, January 1, A. D.
1957

AND

IN THE YEAR OF THE INDEPENDENCE OF THE UNITED STATES
OF AMERICA, THE ONE HUNDRED AND EIGHTY-FIRST

VOLUME LI

Printed by
Milford Chronicle Publishing Company
Milford, Delaware



LAWS OF DELAWARE

CHAPTER 1

INCREASING SALARY OF GOVERNOR

AN ACT TO AMEND CHAPTER 21, TITLE 29 DELAWARE CODE RELATING TO THE GOVERNOR.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That § 2101 Title 29 Delaware Code be amended by striking out and repealing said § 2101 and enacting in lieu thereof the following new section:

§ 2101. Salary

The annual salary of the Governor shall be \$17,500.00, commencing with the day of his inauguration.

Approved January 9, 1957.

CHAPTER 2

RELATING TO USE OF FUNDS BY DOVER SPECIAL
SCHOOL DISTRICT FOR CAPITAL IMPROVEMENTS

AN ACT TO AUTHORIZE THE BOARD OF EDUCATION OF THE DOVER SPECIAL SCHOOL DISTRICT TO USE CAPITAL IMPROVEMENT FUNDS OBTAINED UNDER CHAPTER 529, VOLUME 50, LAWS OF DELAWARE, FOR PURPOSES AUTHORIZED IN SUCH CHAPTER EVEN THOUGH SUCH PURPOSES DIFFER FROM THOSE LISTED IN THE NOTICE OF ELECTION FOR THE LOCAL REFERENDUM HELD THEREUNDER.

WHEREAS, Chapter 529, Volume 50, Laws of Delaware, provided \$1,245,000 for capital improvements within the Dover Special School District, and

WHEREAS, \$498,000 of said sum was to be raised by bonds issued by the Dover Special School District after a referendum in that District, and

WHEREAS, the State Board of Education of the State of Delaware acting pursuant to Chapter 529, Volume 50, Laws of Delaware, determined that the school construction program is necessary in and for the Dover Special School District and certified that the cost thereof to be \$1,095,000 and that the State share of such cost be \$657,000 and the share to be borne by the Dover Special School District be \$438,000, and

WHEREAS, a referendum was duly held in the Dover Special School District on January 14, 1956 and authorized the Board of Education of the District to sell bonds in the amount of \$438,000, and

WHEREAS, the Notice of Election issued in connection with such referendum and the Certificate of Necessity issued by the State Board of Education listed an addition to the Roe Site School, which is now the East Dover Elementary School, containing eleven standard and one special classrooms and other improvements to be built with such funds, and

WHEREAS, the Board of Education of the Dover Special School District now believes that the best interest of the school district would be served by using the same funds for classrooms and other improvements in schools within the district, but not in the exact amount or with the exact allocation listed in the said Notice of Election and Certificate of Necessity, to-wit: build only five standard classrooms and one special classroom to the said Roe Site School, now the East Dover Elementary School, and add six classrooms to the South Dover Elementary School, and,

WHEREAS, the uses to which such funds are proposed to be put are in keeping with the Provisions of Chapter 529, Volume 50, Laws of Delaware,

NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members elected thereto concurring therein):

Section 1. The Board of Education of the Dover Special School District is authorized to use funds raised by the sale of bonds of said District as such sale was authorized by referendum held January 14, 1956 for any purposes authorized by Chapter 529, Volume 50, Laws of Delaware, and the said Board of Education is not bound by the exact amounts of the allocations listed in the Notice of Election or by the Certificate of Necessity heretofore issued, and is authorized to use funds for the construction of only five standard classrooms and one special classroom on the Roe Site School, now the East Dover Elementary School, and six classrooms on the South Dover Elementary School, and also other improvements referred to in the Certificate of Necessity and Notice of Election.

Approved January 11, 1957.

CHAPTER 3

PROVIDING THAT LEWES SPECIAL SCHOOL DISTRICT
BE PERMITTED TO FINANCE ADDITIONAL
CAPITAL IMPROVEMENTS

AN ACT TO AMEND CHAPTER 529, VOLUME 50, LAWS OF
DELAWARE, TO PROVIDE THAT LEWES SCHOOL
DISTRICT BE PERMITTED TO FINANCE ADDITIONAL
CAPITAL IMPROVEMENTS THEREUNDER AND AP-
PROPRIATING THE NECESSARY FUNDS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Section 13, Chapter 529, Volume 50, Laws of Delaware, is hereby amended by adding the following new entry to the table contained therein:

NAME OF DISTRICT

	Maximum TOTAL COST	Maximum STATE SHARE	Maximum LOCAL SHARE
Lewes-c	\$98,000	\$98,000	....

Section 2. Chapter 529, Volume 50, Laws of Delaware, is hereby further amended by changing the words and figures showing the total Maximum Total Cost and Maximum State Share in Section 13 and in other sections of said chapter to reflect the amount of the authorization for the Lewes School District as provided in Section 1.

Approved February 4, 1957.

CHAPTER 4

RELATING TO BOARD OF ASSESSMENT FOR
CITY OF WILMINGTON**AN ACT TO AMEND CHAPTER 121 VOLUME 28, LAWS OF
DELAWARE AS AMENDED BY CHAPTER 142 VOLUME
36, LAWS OF DELAWARE, RELATING TO THE DATE
OF COMPLETION OF ASSESSMENT AND THE DATE
OF HEARING APPEALS BY THE BOARD OF ASSES-
MENT FOR THE CITY OF WILMINGTON.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members of each Branch thereof concurring therein):

Section 1. That Section 14 of Chapter 121, Volume 28, Laws of Delaware, be amended by striking out all of said Section and substituting in lieu thereof the following Section to be known as Section 14:

Section 14. The Board of Assessment shall complete the assessment for tax on or before the First day of March of each year. After making such assessment the Board of Assessment shall place the same on file in the office of the Board, and shall give public notice, by advertisements printed in two newspapers and posted in the most public places within the city, that such assessment, being completed, is ready for public inspection, and also designating the time appointed by this act for the sitting of said Board to hear appeals. Such notice, by advertisement as aforesaid, shall be continued until the time for sitting of said Board for appeals as aforesaid. During the period herein provided for public inspection of said assessment, the said Board shall keep some person in its office during regular office hours, whose duty it shall be to aid the persons assessed in ascertaining the amount of their assessment. The said Board shall also furnish a copy of its assessment roll to the officer or officers designated by law to collect said taxes as soon as the same is completed, and shall furnish to him or them from time to time copies of corrections made therein.

Section 2. That Section 15, as amended by Chapter 142, Volume 36, Laws of Delaware, be further amended by striking out all of Section 15 and inserting in lieu thereof the following Section to be known as Section 15:

Section 15. The Board of Assessment for the City of Wilmington shall also hear and determine all appeals respecting the assessments. The Board shall sit at its office, or some other public and convenient place in the City of Wilmington, on each secular day during the month of March in each and every year, from 9 A. M. to 5 P. M., and at such other times as the Board may deem necessary, for the purpose of hearing appeals from assessments, and shall continue to sit during the above mentioned time, or so long as may be necessary to adjudge appeals. Upon appeals the said Board shall have power to alter any assessment, and shall also have the power to make additional assessments or alterations whether appeal has been filed or not, but where no appeal has been filed, proper notice of such additions or alterations shall be given to the owners or their agents whenever possible; the said Board in connection with said assessment shall have the power to determine and to do whatever may appertain to justice and right. Appeals shall be made in writing and in such form as the Board shall direct. No appeal shall be received or heard, or adjudication or appeal made, nor shall the assessment list be altered or added to after the thirty-first day of March; provided, however that real estate not assessed prior to the first day of March may be assessed by the said Board at any time before the assessment roll is sent to The Council, previous notice of such intended assessment, designating the time at which the same will be made, being given by said Board, in writing, to the owner or owners, or if he, she, or they, be absent from the City, then to the person or persons in possession of the premises.

Approved February 14, 1957.

CHAPTER 5

RELATING TO HARNESS RACING MEETS

AN ACT TO AMEND SECTION 522, TITLE 28 OF THE DELAWARE CODE, RELATING TO THE AWARD OF DATES FOR HARNESS RACING MEETS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Subsections (c) and (d) of Section 522, Title 28 of the Delaware Code are amended to read as follows:

(c) The Commission shall, on or before the 15th day of January of each year, award all dates for harness horse racing in this State within the current year, but the dates so awarded shall not exceed 60 days in the aggregate for the entire State, and subject to the provisions hereinafter stated, not more than 20 days in the aggregate for any county. The dates awarded to Kent County shall be used for racing only in Kent County, and the dates awarded to New Castle County shall be used for racing only in New Castle County, and the dates awarded to Sussex County shall be used for racing in said county or, with the prior approval of the Commission, the Sussex County licensee may assign the 20 days awarded to it to a corporation duly licensed by the Commission for the current year to conduct harness racing in New Castle County. If the harness racing dates as applied for do not conflict with each other or with the horse racing dates awarded under Chapter 3 of this title, the Commission shall award the dates applied for, anything to the contrary herein contained notwithstanding. The racing dates awarded in any year for Kent County shall not conflict or overlap with the racing dates awarded to any other licensee and shall begin not later than September 15th or, if that day falls on a Sunday, September 16th. If an application is made for a license for Sussex County it shall not be necessary for the applicant to submit to the Commission the blueprints and specifications referred to in subsection (a) of this section if the application states that the racing dates which the Commission may award will be assigned by the applicant to the New Castle County licensee for use in New Castle County.

(d) No more than 40 days of harness horse racing shall be held in any one county in this State within any one year and no more than two meetings shall be held in any one county within this State within any one year.

Approved February 15, 1957.

CHAPTER 6
APPROPRIATION
FOR SALARIES AT HOSPITAL FOR MENTALLY
RETARDED

AN ACT APPROPRIATING ONE HUNDRED THOUSAND DOLLARS TO THE STATE BOARD OF TRUSTEES OF THE DELAWARE STATE HOSPITAL AT FARNHURST, DELAWARE, FOR THE PURPOSE OF PAYING THE SALARIES OF PERSONNEL OF THE HOSPITAL FOR THE MENTALLY RETARDED AT STOCKLEY, DELAWARE, FOR THE FISCAL YEAR ENDING JUNE 30, 1957.

WHEREAS, the former Delaware Commission for the Feebleminded submitted to the Budget Commission the original budget for the biennium ending June 30, 1957, and

WHEREAS, the former Commission included in this original budget a request for the sum of \$423,257.00 annually for "Salaries and Wages of Employees" of said Delaware Commission for the Feebleminded, and

WHEREAS, the General Assembly appropriated only \$329,000.00 annually for "Salaries and Wages of Employees", and

WHEREAS, on June 30, 1955 the 118th General Assembly abolished the Delaware Commission for the Feebleminded and transferred its functions and facilities to the State Board of Trustees of the Delaware State Hospital at Farnhurst, Delaware, and

WHEREAS, this State Board of Trustees assumed the responsibility of reorganizing the administration of the Hospital for the Meneally Retarded at Stockley, Delaware, and

WHEREAS, one of the primary things the State Board of Trustees had to consider was changing from 12 hour daily shifts to 8 hour daily shifts for employees, and

WHEREAS, it was necessary to employ an additional 48 employees in order to raise the standards of supervision, treatment and training of patients, and

WHEREAS, these additional employees increased a total number of personnel from 156 positions to 204 positions, and

WHEREAS, there is now being expended approximately \$12,000.00 per month more than was appropriated to "Salaries and Wages of Employees", and

WHEREAS, the "Salaries and Wages of Employees" division of the appropriation will require an additional \$144,000.00 for the current fiscal year to maintain the present level of care and treatment of patients, and

WHEREAS, it is anticipated that there will be approximately \$50,000.00 available in the Special Account of the Hospital for the Mentally Retarded at Stockley, Delaware, at the end of the fiscal year ending June 30, 1957 which will be expended for "Salaries and Wages of Employees," and

WHEREAS, there will be a deficit of approximately \$100,000.00 for "Salaries and Wages of Employees" for the fiscal year ending June 30, 1957, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$100,000 is appropriated to the State Board of Trustees of the Delaware Hospital at Farnhurst, Delaware, for the purpose of paying the salaries of employees of the Hospital for the Mentally Retarded at Stockley, Delaware for the fiscal year ending June 30, 1957.

Section 2. This Act shall be known as a supplementary appropriation act and the monies hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved February 12, 1957.

CHAPTER 7

APPROPRIATION

PRINTING SESSION LAWS AND JOURNALS

**AN ACT APPROPRIATING ADDITIONAL FUNDS FOR THE
PRINTING OF THE SESSION LAWS AND JOURNALS
OF THE 118TH GENERAL ASSEMBLY.**

WHEREAS, the Session Laws and Journals of the 118th General Assembly are much more voluminous than the corresponding previous publications; AND

WHEREAS, printing and binding costs have steadily increased; AND

WHEREAS, the appropriation made by the 118th General Assembly is not adequate to cover the costs for such printing,
NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$10,000 is appropriated to the Secretary of State for the account designated "Printing Laws—General Assembly" to be used for such purpose during the biennium ending June 30, 1957.

Section 2. This Act is a Supplementary Appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved February 15, 1957.

CHAPTER 8

RELATING TO PURCHASE OF POLIO VACCINE

AN ACT TO PERMIT THE STATE BOARD OF HEALTH TO USE FUNDS APPROPRIATED IN CHAPTER 223, 50 LAWS OF DELAWARE FOR PURCHASE OF POLIO VACCINE AND FOR ADMINISTERING THE VACCINE TO ANY PERSON IN THE STATE.

WHEREAS, the sum of one hundred and fifty thousand dollars (\$150,000) was appropriated by the 118th General Assembly (Chapter 223, 50 Laws of Delaware) for the purpose of purchasing polio vaccine and related supplies, and for the purpose of administering polio vaccine to the children of this State, AND

WHEREAS, a large amount of the money appropriated in Chapter 223, 50 Laws of Delaware, remains unexpended, AND

WHEREAS, it is desirous, if possible, to immunize all of the people of this State against polio, NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the monies remaining from the appropriation made to the State Board of Health in Chapter 223, 50 Laws of Delaware be used by the State Board of Health for the purpose of purchasing polio vaccine and related supplies, and for the purpose of administering the polio vaccine to all the people of this State.

Approved February 19, 1957.

CHAPTER 9

APPROPRIATION

STATE HIGHWAY DEPARTMENT FOR PURCHASING
AUTOMOBILE FOR USE OF GOVERNOR

AN ACT TO APPROPRIATE MONEY TO THE STATE HIGHWAY DEPARTMENT TO BE USED TO PURCHASE AN AUTOMOBILE SUITABLE AND BEFITTING THE OFFICE OF GOVERNOR OF THE STATE OF DELAWARE FOR THE USE OF THE GOVERNOR OF THE STATE OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Six Thousand Dollars (\$6,000.00) is hereby appropriated to the State Highway Department to be used by the State Highway Department for the purpose of purchasing an automobile for the use of the Governor which is both suitable and befitting his office.

Section 2. This Act is a supplementary appropriation and the money hereby appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware, and any balance of this sum remaining unexpended after the purchase of said automobile shall revert to the General Fund of the State of Delaware.

Approved February 22, 1957.

CHAPTER 10

APPROPRIATION

DETENTION HOME FOR JUVENILE BUILDING
COMMISSION

**AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO COM-
plete the construction of the State Deten-
tion Home for Juveniles.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$65,000 is appropriated for the use of the State Detention Home for Juveniles Building Commission to complete the construction and furnishing of the new State Detention Home. Said funds shall be made available to the Commission as needed by the Commission for expenses incurred in the discharge of its duties.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved March 6, 1957.

CHAPTER 11
APPROPRIATION
FOR TRAINING VOLUNTEER FIREMEN

**AN ACT MAKING AN APPROPRIATION TO THE STATE
BOARD OF VOCATIONAL EDUCATION FOR THE
TRAINING OF VOLUNTEER FIREMEN.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the State Board of Vocational Education the sum of Two Thousand Four Hundred Dollars (\$2,400.00) for the biennium beginning April 1, 1957, and ending March 31, 1959, to be expended by the said Board only for the training of volunteer firemen.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved March 6, 1957.

CHAPTER 12

RELATING TO CONSTRUCTION OF BUILDINGS FOR TRAINING VOLUNTEER FIREMEN

**AN ACT AUTHORIZING THE STATE FIRE MARSHAL TO
USE MONEY APPROPRIATED BY CHAPTER 605 VOL-
UME 50 LAWS OF DELAWARE FOR CONSTRUCTION
OF CERTAIN BUILDINGS ON STATE LAND FOR CON-
STRUCTION OF SAME TYPE BUILDINGS ON OTHER
LAND.**

WHEREAS, The 118th General Assembly appropriated \$5,000.00 to The State Fire Marshal for construction of Training Buildings for Volunteer Firemen on certain lands, and

WHEREAS, these lands have been found unsatisfactory, and

WHEREAS, Caesar Rodney Special School District in Kent County has agreed to execute a long term lease for certain land which it owns for use and purpose of erecting these buildings, and

WHEREAS, this new location is highly desirable, and it is desired that the money appropriated be used to erect the buildings at this new site instead of the old one,

NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That The State Fire Marshal is hereby authorized to use the \$5,000.00 appropriated pursuant to Chapter 605, Volume 50, Laws of Delaware for the purpose of construction of buildings for the training of Volunteer Firemen on land owned by and to be leased from the Caesar Rodney Special School District near Camden, in Kent County in lieu of land owned by The State of Delaware near Camden, Delaware, as therein provided.

Approved March 7, 1957.

CHAPTER 13

PROVIDING FOR ADDITION TO COUNTY BUILDING FOR
NEW CASTLE COUNTY**AN ACT TO AUTHORIZE THE LEVY COURT OF NEW
CASTLE COUNTY TO PLAN, CONSTRUCT, EQUIP AND
FURNISH AN ADDITION TO THE PRESENT COUNTY
BUILDING FOR NEW CASTLE COUNTY AND TO ISSUE
BONDS TO FINANCE THE COST THEREOF.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Levy Court of New Castle County is authorized to plan, construct, equip and furnish an addition to the present County Building for New Castle County and to issue its bonds to finance, either in whole or in part, the cost thereof.

Section 2. (a) The Levy Court may issue bonds of New Castle County to finance the cost of constructing such addition, and may include in such cost all costs and estimated costs of the issuance of the bonds, all planning, engineering, inspection, fiscal and legal expenses, and all costs and estimated costs of equipping and furnishing such addition.

(b) The rate of interest of the bonds may be determined in advance of sale, or the bonds may be offered for sale at a rate of interest to be fixed by the successful bidder for such bonds.

(c) The bonds shall be payable within forty years after the date of the bonds. The interest coupons and face amount of the bonds shall be payable at the branch of the Farmers Bank of Delaware located in New Castle County. The full faith and credit of New Castle County shall be pledged to the payment of such bonds and the interest thereon. The Levy Court shall annually appropriate to the payment of such bonds and the interest thereon the amounts required to pay such bonds and interest as the same become due and payable.

(d) Pending the preparation of the definitive bonds, interim receipts or certificates in such form and with such provisions as the Levy Court determines, may be issued to the purchasers of bonds sold pursuant to this Act.

(e) The Levy Court shall advertise the bonds for sale in at least two issues in each of two newspapers, one of which shall be a newspaper of general circulation published in the City of Wilmington, Delaware, and the other a newspaper of general circulation published in the City of New York, inviting bids for the bonds. The advertisements shall state the total amount of the proposed issue, the denominations of the bonds, the place of payment of the bonds and interest, the place and date of opening bids, and the conditions under which the bonds are to be sold. The Levy Court may give notice of the sale of the bonds in such other manner as it may decide.

(f) The Levy Court may require each bid for the bonds to be accompanied by a certified check in an amount not in excess of two per cent (2%) of the total amount of the issue. After the bonds are awarded or sold to the successful bidder or bidders therefor, the Levy Court shall return to the unsuccessful bidder or bidders the certified check or checks submitted with the bid or bids.

(g) The Levy Court shall direct and effect the preparation and printing of the bonds and shall prescribe the form of bonds and the coupons for the payment of interest thereto attached. The bonds shall be signed by the President of the Levy Court, countersigned by the Clerk of the Peace and sealed with the official seal of the Levy Court.

(h) The Validity of the bonds shall not be dependent on nor effected by the validity or regularity of any proceedings relating to the planning and construction of such addition. The resolution authorizing the bonds may provide that the bonds shall contain a recital that they are issued pursuant to this chapter, which recital shall be conclusive evidence of their validity and regularity of their issuance.

Approved March 15, 1957.

CHAPTER 14

REDUCING MINIMUM PAR VALUE OF CAPITAL STOCK
OF CERTAIN BANKS

AN ACT TO AMEND CHAPTER 7, TITLE 5, DELAWARE CODE OF 1953, RELATING TO BANKS AND TRUST COMPANIES BY REDUCING THE MINIMUM PAR VALUE OF CAPITAL STOCK OF A BANK ORGANIZED UNDER TITLE 5, CHAPTER 7, FROM TEN DOLLARS (\$10.00) TO FIVE DOLLARS (\$5.00).

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 746, Chapter 7, Title 5, Delaware Code of 1953, is amended by substituting the words and figures "Five Dollars (\$5.00)" for the words and figures "Ten Dollars (\$10.00)" in the first sentence of said section.

Approved March 15, 1957.

CHAPTER 15

RELATING TO BANKS AND TRUST COMPANIES

AN ACT TO AMEND CHAPTER 7, TITLE 5, DELAWARE CODE OF 1953, RELATING TO BANKS AND TRUST COMPANIES BY CHANGING THE LOWER LIMIT TO WHICH PAR VALUE OF THE STOCK OF A BANK OR TRUST COMPANY MAY BE REDUCED BY AMENDMENT OF ITS CHARTER OR CERTIFICATE OF INCORPORATION FROM TEN DOLLARS (\$10.00) TO FIVE DOLLARS (\$5.00).

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 749 (b), Chapter 7, Title 5, Delaware Code of 1953, is amended by substituting the words and figures "Five Dollars (\$5.00)" for the words and figures "Ten Dollars (\$10.00)" wherever the same appear in said subsection.

Approved March 15, 1957.

CHAPTER 16

**REPEALING PROVISIONS OF FIDUCIARIES OF OIL,
GAS OR MINERAL LEASEHOLD INTERESTS****AN ACT TO REPEAL CHAPTER 29, TITLE 5, OF THE 1953
DELAWARE CODE ENTITLED "FIDUCIARIES OF OIL,
GAS OR MINERAL LEASEHOLD INTERESTS."**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 29, Title 5 of the Delaware Code is hereby repealed.

Approved March 15, 1957.

CHAPTER 17

EXEMPTING NEW TEMPLE CORPORATION FROM
REAL PROPERTY TAXATION

AN ACT TO AMEND CHAPTER 81, TITLE 9, DELAWARE
CODE, RELATING TO SPECIFIC ORGANIZATIONS
EXEMPT FROM CERTAIN TAXATION AND ASSESS-
MENT ON REAL PROPERTY.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 8105, Title 9, Delaware Code, is amended by
adding at the end thereof the name "New Temple Corporation."

Approved March 15, 1957.

CHAPTER 18

RELATING TO ADMISSIONS TO HOSPITAL FOR
MENTALLY RETARDED**AN ACT TO AMEND CHAPTER 55, TITLE 16, DELAWARE
CODE, IN RESPECT TO ADMISSION, DETENTION AND
COMMITMENT OF PERSONS TO THE HOSPITAL FOR
THE MENTALLY RETARDED AT STOCKLEY, DELA-
WARE; AND TO PROVIDE FOR APPEALS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 5521 and § 5522, Title 16, Delaware Code,
are amended by striking out the said sections and substituting
the following sections:

§ 5521. Voluntary commitments; observation

(a) Upon the recommendation of the Mental Hygiene Clinic
of the State of Delaware, any mentally retarded minor may be
committed to the Hospital at Stockley provided that the minor's
parent or legal guardian requests such admission. A public or
private agency having the legal care and custody of a minor
shall be deemed the legal guardian of such minor for the pur-
poses of this section whether or not the Court has officially
designated such agency as guardian.

(b) The State Board of Trustees of the Delaware State
Hospital at Farnhurst may establish a voluntary admission pro-
cedure for the observation, study, diagnosis or treatment of any
person who is or may be mentally retarded.

§ 5522. Involuntary detention or commitment; appeal

(a) No adult person may be received as a patient for
involuntary detention in the Hospital at Stockley unless his
presence in the community would be detrimental to himself or
to the community and then only after:

(1) A certificate stating that the person is mentally retarded has been made upon the recommendation of the Mental Hygiene Clinic or of the State Psychiatrist, including a complete report of a qualified clinical psychologist, and signed by at least two physicians, residents of this State who have been actively engaged in the practice of medicine for at least five years heretofore within the continental limits of the United States and who are residents of the same county as the person alleged to be mentally retarded;

(2) The certificate shall be filed with the Superintendent of the Hospital at Stockley;

(3) The certificate shall be made within one week after the examination of such person and within two weeks of the time of the filing of the same with the Superintendent;

(4) The certificate shall be signed by the physicians who shall also make affidavit to the truth of the facts and statements therein contained, which affidavit may be made before any officer authorized to administer oaths within the State.

(b) The patient or any person related to or connected with him by blood or marriage, shall have the right at any time to appeal the commitment as evidenced by the certificate to the Court of Chancery. The Court of Chancery shall have full power to hear and determine the appeal and to protect all of the patient's constitutional rights in respect thereto. The Court may, if the petitioner so requests, call a jury to determine whether the patient is mentally retarded.

Section 2. This act shall be effective upon approval as to any admission, detention or commitment which shall take place after the effective date of this act. The law shall remain as heretofore as to any admission, detention or commitment which took place prior to the approval of this act but nothing herein contained shall prevent the Trustees from re-examining and re-considering any such prior admission, detention or commitment.

Approved March 18, 1957.

CHAPTER 19

INCREASING AMOUNT LEVY COURT MAY EXPEND FOR
LIBRARIES OUTSIDE CITY OF WILMINGTONAN ACT TO AMEND CHAPTER 15, TITLE 9, DELAWARE
CODE RELATING TO LEVY COURT OF NEW CASTLE
COUNTY.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. That § 1562 (a) Title 9 Delaware Code is hereby amended by striking out the figures "\$75,000" as they appear at the end thereof and substituting in lieu thereof the figures "\$125,000"

Approved March 18, 1957.

(1) A certificate stating that the person is mentally retarded has been made upon the recommendation of the Mental Hygiene Clinic or of the State Psychiatrist, including a complete report of a qualified clinical psychologist, and signed by at least two physicians, residents of this State who have been actively engaged in the practice of medicine for at least five years heretofore within the continental limits of the United States and who are residents of the same county as the person alleged to be mentally retarded;

(2) The certificate shall be filed with the Superintendent of the Hospital at Stockley;

(3) The certificate shall be made within one week after the examination of such person and within two weeks of the time of the filing of the same with the Superintendent;

(4) The certificate shall be signed by the physicians who shall also make affidavit to the truth of the facts and statements therein contained, which affidavit may be made before any officer authorized to administer oaths within the State.

(b) The patient or any person related to or connected with him by blood or marriage, shall have the right at any time to appeal the commitment as evidenced by the certificate to the Court of Chancery. The Court of Chancery shall have full power to hear and determine the appeal and to protect all of the patient's constitutional rights in respect thereto. The Court may, if the petitioner so requests, call a jury to determine whether the patient is mentally retarded.

Section 2. This act shall be effective upon approval as to any admission, detention or commitment which shall take place after the effective date of this act. The law shall remain as heretofore as to any admission, detention or commitment which took place prior to the approval of this act but nothing herein contained shall prevent the Trustees from re-examining and re-considering any such prior admission, detention or commitment.

Approved March 18, 1957.

CHAPTER 19**INCREASING AMOUNT LEVY COURT MAY EXPEND FOR
LIBRARIES OUTSIDE CITY OF WILMINGTON****AN ACT TO AMEND CHAPTER 15, TITLE 9, DELAWARE
CODE RELATING TO LEVY COURT OF NEW CASTLE
COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. That § 1562 (a) Title 9 Delaware Code is hereby amended by striking out the figures "\$75,000" as they appear at the end thereof and substituting in lieu thereof the figures "\$125,000"

Approved March 18, 1957.

CHAPTER 20

CONSTITUTIONAL AMENDMENT RELATING TO
JUDICIARYAN ACT AGREEING TO A PROPOSED AMENDMENT TO
ARTICLE IV OF THE CONSTITUTION OF THE STATE
OF DELAWARE, RELATING TO THE JUDICIARY.

WHEREAS, an amendment to the Constitution of the State of Delaware was proposed to the 118th General Assembly as follows:

AN ACT PROPOSING CERTAIN AMENDMENTS TO AR-
TICLE IV OF THE CONSTITUTION OF THE STATE
OF DELAWARE, RELATING TO THE JUDICIARY.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House agreeing thereto):

Section 1. Article IV, Section 13 of the Constitution of the State of Delaware is amended by striking out all of that Section and inserting in lieu thereof a new Section 13 to read as follows:

Section 13. The Chief Justice of the Supreme Court, or in case of his absence from the State, or incapacity, the Senior Associate Justice of the Supreme Court, or in case of his absence from the State, or incapacity, the remaining Associate Justice of the Supreme Court, shall be the administrative head of all the Courts in the State, and shall have general administrative and supervisory powers over all the courts. Such powers shall include but shall not be limited to the following:

(1) Upon the approval of a majority of the Justices of the Supreme Court to adopt rules for the administration of justice and the conduct of the business of any or all the courts in this State: Provided, however, that any other of the courts in this State may from time to time, subject to the exercise of the power in this paragraph (1) conferred upon the Justices of the Supreme Court, adopt rules of pleading practice and procedure applicable to such Court.

(2) Upon written request made by the Chancellor, or in his absence or incapacity by the Vice Chancellor, or upon the written request made by the President Judge of the Superior Court and of the Orphans' Court, or in his absence or incapacity by the Senior Associate Judge, to designate one or more of the State Judges (including the Justices of the Supreme Court) to sit in the Court of Chancery, the Superior Court, or the Orphans' Court, as the case may be, and to hear and decide such causes in such Court and for such period of time as shall be designated. It shall be the duty of the State Judge so designated to serve according to such designation as a Judge of the Court designated. The provisions of this paragraph shall not be deemed to limit in any manner the powers conferred upon the judges of the Superior Court under Section 14 of this Article.

Section 2. Article IV, Section 5 of the Constitution of the State of Delaware is amended by striking out all of that Section and inserting in lieu thereof a new Section 5 to read as follows:

Section 5. The President Judge of the Superior Court and the Orphans' Court and the four Associate Judges thereof shall compose the Superior Court and the Orphans' Court, as hereinafter prescribed. In each of the said courts the President Judge when present shall preside and in his absence the senior Associate Judge present shall preside.

One Judge shall constitute a quorum of the said courts, respectively, except in the Superior Court sitting to try a criminal case involving a charge of capital felony, when three judges shall constitute a quorum, and except in the Superior Court sitting to try cases of prosecution under Section 8 of Article V of this Constitution, when two Judges shall constitute a quorum. One Judge may open and adjourn any of said courts.

Section 3. Article IV, Section 6 of the Constitution of the State of Delaware is amended by striking out all of that Section and inserting in lieu thereof a new Section 6 to read as follows:

Section 6. Subject to the provisions of Section 5 of this Article two or more sessions of the Superior Court and of the Orphans' Court may at the same time be held in the same County or in different Counties.

Section 4. Article IV, Section 10 of the Constitution of the State of Delaware is amended by striking out all of that Section and inserting in lieu thereof a new Section 6 to read as follows:

Section 10. The Chancellor and the Vice Chancellor or Vice Chancellors shall hold the Court of Chancery. One of them, respectively, shall sit alone in that court. This court shall have all the jurisdiction and powers vested by the laws of this State in the Court of Chancery. In any cause or matter in the Court of Chancery that is initiated by an application to a Judge of that Court, the application may be made directly to the Chancellor or a Vice Chancellor. Causes or proceedings in the Court of Chancery shall be decided, and orders or decrees therein shall be made by the Chancellor or Vice Chancellor who hears them, respectively., AND

WHEREAS, the said proposed amendment was agreed to by two-thirds of all the members elected to each House in the said 118th General Assembly, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. The said proposed amendment is agreed to and adopted and shall forthwith become a part of the Constitution.

Effective March 7, 1957.

CHAPTER 21
APPROPRIATION
FOR IMPROVEMENT OF PEPPER'S CREEK

AN ACT MAKING AN APPROPRIATION TO THE DELAWARE COMMISSION OF SHELL FISHERIES FOR THE STATE'S SHARE OF THE INITIAL COSTS OF THE IMPROVEMENT OF THE INDIAN RIVER BAY CHANNEL VIA PEPPER'S CREEK IN SUSSEX COUNTY, AND AUTHORIZING AND EMPOWERING THE SAID COMMISSION TO ACT AS THE AGENCY OF THE STATE OF DELAWARE TO DO ALL THINGS NECESSARY TO COMPLY WITH THE REQUIREMENTS OF THE UNITED STATES GOVERNMENT RELATIVE TO THE STATE'S CONTRIBUTION TO SAID IMPROVEMENT.

WHEREAS, the channel leading from Indian River Bay via Pepper's Creek to Dagsboro has by reason of natural elements shoaled from said river for all of its distance up to the town of Dagsboro so that except there be extreme tides it has become impossible for boats drawing more than four feet of water to land their passengers and freight at any of the docks or wharves in or near the said town of Dagsboro; and

WHEREAS, it has become necessary for said channel to be dredged so that all shipping may have safe and sure passage from the said channel to the said docks and wharves in or near the said town of Dagsboro; and

WHEREAS, The United States Government, through its proper agencies is prepared to expend the sum of one hundred and twenty-five thousand dollars (\$125,000.00) for said project, provided the State of Delaware will authorize and empower the proper State authorities to make necessary contracts with the United States Government and others; to secure all lands, easements, and rights-of-ways and spoil disposal areas for the initial work and for subsequent maintenance; to hold and save the United States free from claims for damages resulting from the improvements; and to give assurance satisfactory to the Secretary of War that suitable terminal facilities will be provided and maintained, open to all on equal terms,

NOW, THEREFORE, in order to avail the State of Delaware of the offer on the part of the government of the United States,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the Delaware Commission of Shell Fisheries is hereby authorized and empowered as the agent of the State of Delaware to enter into all necessary contracts with the proper agency of the government of the United States and to do all other things necessary to be done in order that the State of Delaware may avail itself of the offer of the federal government to improve the channel in Sussex County.

Section 2. That the sum of thirty thousand dollars (\$30,000) is hereby appropriated to the Delaware Commission of Shell Fisheries for use in carrying out the purposes of this Act, twenty-five thousand dollars (\$25,000) of which sum so appropriated shall be paid the proper agency of the United States Government as the contribution of the State of Delaware to the initial cost of the improvement mentioned therein, and five thousand dollars (\$5,000) of which appropriation shall be used for other purposes necessary to be done or performed on the part of the State of Delaware.

The amount so appropriated shall be paid out of the State Treasury of the State of Delaware upon warrants duly signed and approved by the proper officers of the Delaware Commission of Shell Fisheries.

Section 3. This bill shall be known as a Supplementary Appropriation Bill, and the moneys hereby appropriated shall be paid out of the General Fund of the State Treasury from sums not otherwise appropriated. The funds hereby appropriated shall revert to the General Fund of the State Treasury if the United States Government fails, neglects or refuses to carry out its offer of expending the sum of One Hundred and Twenty-five Thousand Dollars (\$125,000.00) to improve said channel by June 30, 1959. In the event the United States Government does carry out its said offer to improve said channel and any part of said sum hereby appropriated remains unexpended after the completion of the purposes of this act, the unexpended part thereof shall revert to the General Fund of the State Treasury.

Approved March 25, 1957.

CHAPTER 22
APPROPRIATION
FOR IMPROVEMENT OF WHITE'S CREEK

AN ACT MAKING AN APPROPRIATION TO THE DELAWARE COMMISSION OF SHELL FISHERIES FOR THE STATE'S SHARE OF THE INITIAL COSTS OF THE IMPROVEMENT OF WHITE'S CREEK BETWEEN INDIAN RIVER BAY AND A POINT BEYOND ASSAWOMAN CANAL TO LORD BALTIMORE SCHOOL IN SUSSEX COUNTY, AND AUTHORIZING AND EMPOWERING THE SAID COMMISSION TO ACT AS THE AGENCY OF THE STATE OF DELAWARE TO DO ALL THINGS NECESSARY TO COMPLY WITH THE REQUIREMENTS OF THE UNITED STATES GOVERNMENT RELATIVE TO THE STATE'S CONTRIBUTION TO SAID GOVERNMENT.

WHEREAS, the channel leading from Indian River Bay to Assawoman Canal known as White's Creek, and beyond Assawoman Canal up White's Creek, a distance of about three-quarters of a mile to Lord Baltimore School, near Ocean View, Sussex County, Delaware, has by reason of natural elements shoaled from said canal for all its distance up to the Assawoman Canal and beyond to Lord Baltimore School so that except there be extreme tides it has become impossible for boats drawing more than five feet of water to land their passengers and freight at any of the docks or wharves along said White's Creek; and

WHEREAS, it has become necessary for said channel to be dredged to such depth and width so that all shipping, drawing at least six feet of water, may have safe and sure passage from the said channel to the said docks and wharves in or near the said town of Ocean View; and

WHEREAS, the United States Government, through its proper agencies is prepared to expend the sum of One Hundred and Twenty-Five Thousand Dollars (\$125,000.00) for said project, provided the State of Delaware will authorize and empower the proper State authorities to make necessary contracts with the United States Government and others; to secure all

lands, easements, and rights-of-ways and spoil disposal areas for the initial work and for subsequent maintenance; to hold and save the United States free from claims for damages resulting from the improvements; and to give assurance satisfactory to the Secretary of War that suitable terminal facilities will be provided and maintained, open to all on equal terms,

NOW, THEREFORE, in order to avail the State of Delaware of the offer on the part of the government of the United States,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Delaware Commission of Shell Fisheries is authorized and empowered as the agent of the State of Delaware to enter into all necessary contracts with the proper agency of the government of the United States in order that the State of Delaware may avail itself of the offer of the Federal Government to dredge the channel in Sussex County, known as White's Creek, leading from Indian River Bay to a point about three-quarters of a mile beyond Assawoman Canal to Lord Baltimore School, and to secure all lands, easements and rights-of-ways and spoil disposal areas for the initial work and for subsequent maintenance, to hold and save harmless the United States free from claims for damages resulting from the improvements, and to give the Secretary of War of the United States such assurances, and to do all other things necessary to be done in order that the State of Delaware may avail itself of said offer to improve said channel.

Section 2. Upon compliance with the provisions of this Act, the said channel shall be dredged and improved to such depth and width so that all shipping, drawing at least six feet of water, may have safe and sure passage through and from the said channel to the docks and wharves in or near the town of Ocean View.

Section 3. The sum of Thirty Thousand Dollars (\$30,000.00) is appropriated to the Delaware Commission of Shell Fisheries for use in carrying out the purposes of this Act, Twenty-five Thousand Dollars (\$25,000.00) of which sum so appropriated

shall be paid the proper agency of the United States Government as the contribution of the State of Delaware to the initial cost of the improvement mentioned therein, and Five Thousand Dollars (\$5,000.00) of which sum so appropriated shall be used for other purposes necessary to be done or performed on the part of the State of Delaware.

The amount so appropriated shall be paid out of the State Treasury of the State of Delaware upon warrants duly signed and approved by the proper officers of the Delaware Commission of Shell Fisheries.

The funds hereby appropriated shall revert to the General Fund of the State Treasury if the United States Government fails, neglects or refuses to carry out its offer of expending the sum of One Hundred and Twenty-five Thousand Dollars (\$125,000.00) to improve said channel by June 30, 1959. In the event the United States Government does carry out its said offer to improve said channel and any part of said sum hereby appropriated remains unexpended after the completion of the purposes of this Act, the unexpended part thereof shall revert to the General Fund of the State Treasury.

Section 4. This Bill shall be known as a Supplementary Appropriation Bill, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved March 25, 1957.

CHAPTER 23

EXTENDING TIME LIMITS FOR BONUS PAYMENTS TO
WORLD WAR II VETERANS

AN ACT TO AMEND CHAPTER 535 OF VOLUME 50 LAWS OF DELAWARE ENTITLED "AN ACT TO APPROPRIATE FUNDS TO THE DELAWARE VETERANS' MILITARY PAY COMMISSION TO PAY CERTAIN VALID CLAIMS OF VETERANS OF WORLD WAR II WHICH ARE BARRED BY THE LAPSE OF TIME" BY EXTENDING CERTAIN TIME LIMITS THEREIN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Section 1 of Chapter 535 Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 2. That Section 2 of Chapter 535 Volume 50 Laws of Delaware is amended by striking out "January 30, 1957" as it appears therein and substituting "June 30, 1958".

Approved March 25, 1957.

CHAPTER 24

EXTENDING EXPIRATION DATE FOR PAYMENT OF
BONUS FOR WORLD II VETERANS**AN ACT TO AMEND CHAPTER 449, VOLUME 50 LAWS OF
DELAWARE BY EXTENDING THE EXPIRATION DATE
FOR VARIOUS PROVISIONS OF THE VETERANS' MILI-
TARY PAY ACT NO. II.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Section 4 (c) of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 2. That Section 5 (b) of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 3. That Section 5 (c) of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 4. That Section 8 of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 5. That Section 9 of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1957" as it appears therein and substituting "1958".

Section 6. That Section 13 of Chapter 449, Volume 50 Laws of Delaware is amended by striking out "1958" as it appears therein and substituting "1959".

Section 7. That Section 23 of Chapter 449, Volume 50 Laws of Delaware is amended by striking out the words

"A final report shall be made by the Commission on June 30, 1957" as they appear therein and substituting

"A final report shall be made by the Commission on June 30, 1958".

Approved March 25, 1957.

CHAPTER 25
APPROPRIATION
KRUSE SCHOOL

**AN ACT TO APPROPRIATE FUNDS TO KRUSE SCHOOL
FOR THE CURRENT FISCAL YEAR.**

WHEREAS, it is necessary to adjust the hours and compensation of certain personnel at the Kruse School in order to fill vacancies on the staff and to retain competent personnel,
NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$8,000 is appropriated to the Kruse School for the fiscal year ending July 1, 1957.

Section 2. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 1, 1957.

CHAPTER 26

PERMITTING MOTOR FUEL TAX REFUNDS TO
VOLUNTEER FIREMEN AND VETERAN ORGANIZATIONSAN ACT TO AMEND CHAPTER 51, TITLE 30 DELAWARE
CODE BY PERMITTING VOLUNTEER FIRE COM-
PANIES AND VETERAN ORGANIZATIONS CERTAIN
RIGHTS TO REFUNDS ON THE TAX PAID ON MOTOR
FUELS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 5143 of Title 30 Delaware Code is amended by adding to subsection (a) thereof a new subsection to be known as subsection (3) to read as follows:

(3) Motor fuel sold and delivered to and used by Volunteer Fire Companies in any of their vehicles, and motor fuel sold and delivered and used by Veteran Organizations in their ambulances when such ambulances are used on a voluntary basis.

Section 2. Section 5143 of Title 30 Delaware Code is amended by striking out subsection (b) thereof and by substituting in lieu thereof a new section (b) to read as follows:

(b) When motor fuel is sold to a person as described in paragraphs (1), (2), and (3) of subsection (a) of this section who shall claim to be entitled to a refund of the tax hereunder, the seller of such motor fuel shall make out in triplicate, on forms prescribed and supplied by the Highway Department, a statement setting forth the name and address of the purchaser, the number of gallons of motor fuel so sold, the proposed use for which such motor fuel is purchased, and such other information as the Highway Department shall require. The original of such statements shall be mailed by the seller to the Highway Department not later than the tenth day of the following month. The duplicate of such statement shall be given to the purchaser at the time of sale. The triplicate shall be retained by the seller in his place of business for a period of two years.

Approved April 3, 1957.

CHAPTER 27

RELATING TO DIVORCE

AN ACT TO AMEND TITLE 13, DELAWARE CODE, ENTITLED "DOMESTIC RELATIONS" IN REGARD TO DIVORCE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1522, Title 13, Delaware Code, is amended by adding the following new paragraph at the end thereof:

(11) When husband and wife have voluntarily lived separate and apart, without any cohabitation for three consecutive years prior to the filing of the divorce action and such separation is beyond any reasonable expectation of reconciliation.

Approved April 3, 1957.

CHAPTER 28

RELATING TO SMALL LOANS

**AN ACT TO AMEND CHAPTER 21, TITLE 5, DELAWARE
CODE, RELATING TO SMALL LOANS BY INCREASING
THE COST OF THE CERTIFICATE RENEWAL FEE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 2104, Title 5, Delaware Code, is amended by substituting the figures "\$50" for the figures "\$25" as the same appear therein.

Approved April 3, 1957.

CHAPTER 29

RELATING TO WORKING DAYS OF RETIRED SCHOOL
EMPLOYEES**AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE
CODE ENTITLED, "STATE EMPLOYEES PENSION
PLAN" BY INCREASING THE NUMBER OF WORKING
DAYS FOR RETIRED SCHOOL EMPLOYEES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 5508, Chapter 55, Title 29, Delaware Code is amended by striking out the title of § 5508 and substituting thereof the following title:

§ 5508. Employment of pension beneficiaries by the State; exception of retired school employees in emergencies, members of the General Assembly

Section 2. § 5508 is hereby amended by striking out the words and numbers "30 days" wherever such words and numbers appear in this section and inserting in lieu thereof the words and numbers "60 days".

Section 3. § 5508 is further amended by striking out the word "retired teacher" wherever such appears in this section and substituting in lieu thereof the words "retired school employees".

Section 4. § 5508 is further amended by striking out the word "teacher" in the fifth line following the word "substitute" and inserting in lieu thereof the word "employee".

Approved April 3, 1957.

CHAPTER 30

REPEALING REQUIREMENT THAT RECEIVER OF
TAXES SHALL SIT IN EACH HUNDRED

**AN ACT TO AMEND TITLE 9, DELAWARE CODE, ENTITLED
"COUNTIES" TO REPEAL REQUIREMENT THAT RE-
CEIVER OF TAXES SIT IN EACH HUNDRED OF NEW
CASTLE COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 8606, Title 9, Delaware Code, is amended by
repealing subsection (a) thereof.

Approved April 3, 1957.

CHAPTER 31

APPROPRIATION

BLADES SCHOOL DISTRICT

AN ACT APPROPRIATING MONEY TO BLADES SCHOOL DISTRICT #172.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Two Thousand Two Hundred Dollars (\$2,200.00) is hereby appropriated to the Board of School Trustees of the Blades School District #172 to defray unforeseen operational expenses during the fiscal year ending June 30, 1957.

Section 2. This Act is a Supplementary Appropriation Act and the funds herein appropriated shall be paid out of the General Fund of the State of Delaware, and any funds hereby appropriated remaining unexpended at the end of the current fiscal year on June 30, 1957, shall revert to the General Fund.

Approved April 11, 1957.

CHAPTER 32
APPROPRIATION
LILLIE MARVEL

**AN ACT AUTHORIZING THE PAYMENT OF MONEY TO
LILLIE MARVEL.**

WHEREAS, Mr. Woodie Marvel was working on the Seaford Bridge on Saturday, July 14, 1956; and

WHEREAS, Mr. Marvel was accidentally killed as a result of a signal falling on him while he was working on said bridge; and

WHEREAS, Mr. Marvel is survived by a widow who is in dire and necessitous circumstances; NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is hereby directed and authorized to pay the sum of Four Thousand Dollars (\$4,000.00) to Mrs. Lillie Marvel, Seaford, Delaware, widow of Mr. Woodie Marvel who was killed while working on the Seaford Bridge.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved April 11, 1957.

CHAPTER 33

RELATING TO SEWER PERMITS IN NEW CASTLE
COUNTY

AN ACT TO AMEND CHAPTER 22 OF TITLE 9, DELAWARE CODE OF 1953, AS AMENDED, BY PROVIDING THAT THE LEVY COURT OF NEW CASTLE COUNTY SHALL ESTABLISH REGULATIONS FOR THE ISSUANCE OF SEWER PERMITS AND AUTHORIZING THE LEVY COURT OF NEW CASTLE COUNTY TO ESTABLISH THE FORM OF SEWER LIEN DOCKET FOR RECORDING OF SEWER SERVICE CHARGES AND FEES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 2212, Chapter 22, Title 9, Delaware Code of 1953, be and it hereby is amended by repealing and striking out all of Section 2212 and enacting and substituting in lieu thereof the following:

Section 2212 (a): The Levy Court of New Castle County shall establish regulations and fees for the issuance of sewer permits required in Section 2216. Upon issuance of the sewer permit, the fees for such permits shall become liens against the property for which the permit is issued. The lien for sewer permits and the lien for sewer service shall be superior and paramount to the interest in such parcel of and owner, lessee, tenant, mortgagee, or other person, except to the lien of taxes.

The County Engineer shall issue the permits and collect the fees arising therefrom for the use of the Levy Court. The County Engineer shall, under supervision and direction of the Levy Court, prepare a docket to be known as the New Castle County Sewer Lien Docket in which shall be recorded the liens for sewer permits. The form of the docket shall be established by the Levy Court. No sewer permit lien shall be valid unless duly recorded in the said New Castle County Sewer Lien Docket. All sewer permit liens duly recorded in the docket shall continue in full force and effect until the liens have been satisfied by payment, and when such liens are satisfied by payment the County Engi-

neer, acting under the supervision and direction of the Levy Court shall satisfy of record the liens entering thereon the date of final payment, and signing the docket. The County Engineer, for the use of the Levy Court, shall receive a fee of fifty cents for each satisfaction so recorded.

The Levy Court shall also establish the form in which the record of the sewer service liens shall be kept. Such records shall be in the custody of the County Engineer.

(b) All proceedings taken and all acts done prior to the effective date of this act, purporting to establish liens for sewer service and for front foot fees are hereby legalized, validated and confirmed, notwithstanding any errors, omissions or irregularities in the act or the establishment of a sewer lien docket or other records relating thereto.

Approved April 10, 1957.

CHAPTER 34

RELATING TO STATE SUPPORTED SALARY SCHEDULES FOR SCHOOL EMPLOYEES

AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE RELATING TO STATE SUPPORTED SALARY SCHEDULES FOR SCHOOL EMPLOYEES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 13, Title 14, Delaware Code is amended by striking out § 1309 thereof and substituting and enacting in lieu thereof the following new section:

§ 1309. Salary Schedule for secretaries

Secretaries who have the qualifications required by the State Board of Education shall be paid a basic salary of \$185.00 per month, plus \$10.00 per month for each year of experience up to a maximum of \$325.00 per month for secretaries having 14 or more years of experience.

Section 2. The salary schedule set forth in Section 1 hereof shall be considered applicable from July 1, 1956 and those qualified persons who received less than an amount so calculable between July 1, 1956 and the date of passage of this act shall be entitled to receive the additional difference.

Section 3. To carry out the provisions of this Act, there is appropriated to the State Board of Education the sum of \$11,100.00 for the fiscal year ending June 30, 1957.

Section 4. This Act is a Supplementary Appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved April 10, 1957.

CHAPTER 35

RELATING TO TERMS OF SUSSEX COUNTY LEVY COURT
COMMISSIONERSAN ACT TO AMEND CHAPTER 3, TITLE 9 OF THE DELA-
WARE CODE RELATING TO LEVY COURT OF SUSSEX
COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 305, Paragraph (c) Title 9 of the Delaware Code is amended by striking out Paragraph (c) of Section 305 and substituting in lieu thereof the following:

Section 305(c). The terms of office of Levy Court Commissioners of Sussex County shall be six years, commencing on the first Tuesday in January following the election, except that at the General election held in 1960 one of said Levy Court Commissioners shall be elected for a term of four years and one for a term of six years.

Approved April 10, 1957.

CHAPTER 36

PROVIDING PENSION PAYMENTS TO EDITH E. FRENCH

**AN ACT TO PROVIDE A SURVIVOR'S PENSION FOR EDITH
E. FRENCH, A WIDOW WHOSE HUSBAND DIED SEV-
ENTEEN DAYS BEFORE BECOMING ELIGIBLE FOR
A STATE PENSION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The State Treasurer in determining the eligibility of Edith E. French for survivor's benefits under the State Pension system shall allow full credit for all paid vacation due her husband as a State employee at the time of his death as if he had in fact been in covered employment during such earned vacation period.

Approved April 12, 1957.

CHAPTER 37

APPROPRIATION

PALMER HOME, INCORPORATED

AN ACT APPROPRIATING CERTAIN MONEY TO PALMER HOME, INCORPORATED.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House thereof concurring therein):

Section 1. The sum of Eight Thousand Seven Hundred Dollars (\$8,700.00) is appropriated to Palmer Home, Incorporated, a corporation of the State of Delaware, for the care and maintenance of old age persons at the Old Folk's Home at Dover, and for operation for the biennium beginning July 1, 1957 and ending June 30, 1959. Four Thousand Three Hundred and Fifty Dollars (\$4,350.00) of said sum shall be paid within three months after July 1, 1957 and a like sum of Four Thousand Three Hundred and Fifty Dollars (\$4,350.00) shall be paid within three months after July 1, 1958.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 15, 1957.

CHAPTER 38

APPROPRIATION

LAYTON HOME FOR AGED COLORED PERSONS

AN ACT APPROPRIATING MONEY TO LAYTON HOME FOR AGED COLORED PERSONS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch thereof concurring therein):

Section 1. The sum of Ten Thousand Dollars (\$10,000.00) is appropriated to the Layton Home for Aged Colored Persons for the care and maintenance of old age colored persons for operation expenses for the biennium beginning July 1, 1957 and ending June 30, 1959.

Five Thousand Dollars (\$5,000.00) of said sum shall be paid within three months after July 1, 1957 and a like sum of Five Thousand Dollars (\$5,000.00) shall be paid within three months after July 1, 1958.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 15, 1957.

CHAPTER 39

EXEMPTING MINORS FROM CERTAIN LABOR
CERTIFICATES**AN ACT TO AMEND TITLE 19, DELAWARE CODE, ENTITLED "LABOR" TO EXEMPT MINORS FROM CERTAIN LABOR CERTIFICATE REQUIREMENTS AFTER THEIR 18TH BIRTHDAY.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 541 (b), Title 19, Delaware Code, is amended to read as follows:

(b) No child who has attained his sixteenth birthday but has not yet attained his eighteenth birthday shall be employed, permitted or suffered to work in, about or in connection with any establishment or in any occupation, unless the employer of such child procures and keeps on file and accessible a certificate of age issued to the child by the Labor Commission.

Approved April 15, 1957.

CHAPTER 40

TOWN OF WYOMING

AN ACT TO AMEND AN ACT ENTITLED "AN ACT CHANGING THE CORPORATE NAME OF 'THE COMMISSIONERS OF WYOMING' TO 'THE TOWN OF WYOMING' AND ESTABLISHING A CHARTER THEREFOR", BEING CHAPTER 189, VOLUME 43, LAWS OF DELAWARE, 1941, AS AMENDED BY CHAPTER 87, VOLUME 47, LAWS OF DELAWARE, 1949, BY INCREASING THE AMOUNT OF MONEY WHICH MAY BE RAISED EACH YEAR IN TAXES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House thereof concurring therein):

Section 1. Section 15 of Chapter 189, Volume 43, Laws of Delaware, 1941, as amended, is hereby further amended by striking out all of paragraph 13 of said section and substituting in lieu thereof a new paragraph 13, to read as follows:

13. The limit of the amount to be raised by taxation under this Section shall not exceed the sum of \$20,000 in any one year clear of all delinquencies and expenses of collection; provided, however, that the Council of the said Town, whenever authorized by referendum vote duly held and conducted in all respects as provided for in Section 5 of this Act, may raise by taxation any amount above and exceeding the sum of \$20,000. 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. Any sum authorized by referendum to be raised by taxation pursuant to the provisions of this Act shall become and remain the lawful maximum sum to be raised by taxation in any one year until such time as such maximum sum shall be increased, either by another referendum held under the provisions hereof, or by Act of the General Assembly of the State of Delaware.

Approved April 15, 1957.

CHAPTER 41

APPROPRIATION

ROSS POINT SCHOOL DISTRICT

AN ACT APPROPRIATING MONEY TO ROSS POINT SCHOOL DISTRICT #215.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Two Hundred (\$200.00) Dollars is hereby appropriated to the Ross Point School District #215 to be used for the clearing, filling and improvement of the school grounds.

Section 2. This act is a Supplementary Appropriation Act and the funds herein appropriated shall be paid out of the General Fund of the State of Delaware, and any funds hereby appropriated remaining unexpended at the end of the current fiscal year on June 30, 1957, shall revert to the General Fund.

Approved April 15, 1957.

CHAPTER 42

APPROPRIATION

NEW CASTLE HISTORIC BUILDINGS COMMISSION

AN ACT TO APPROPRIATE MONEY TO THE NEW CASTLE HISTORIC BUILDINGS COMMISSION FOR THE PURPOSE OF REPAIRING AND RESTORING THE CENTRAL PORTION OF THE NEW CASTLE COURTHOUSE.

WHEREAS, The New Castle Historic Buildings Commission was created by the 118th General Assembly of the State of Delaware for the purposes of restoring, maintaining and preserving the buildings on the Green in New Castle, Delaware; and

WHEREAS, the recent restoration work on the Courthouse which was carried out pursuant to the direction of the 118th General Assembly has disclosed unanticipated and substantial damage to the foundations, walls and main supporting timbers of the central portion of the Courthouse Building, the repair of which requires additional funds, NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the sum of Forty Thousand Dollars (\$40,000.00) is hereby appropriated to The New Castle Historic Buildings Commission for the purpose of repairing and restoring the central portion of the New Castle Courthouse in New Castle, Delaware.

Section 2. This Act is a supplementary appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware, and any money not expended by July 1, 1959 shall revert to the General Fund of the State of Delaware.

Approved April 15, 1957.

CHAPTER 43

APPROPRIATION

NEW CASTLE HISTORIC BUILDINGS COMMISSION

AN ACT TO APPROPRIATE MONEY TO THE NEW CASTLE HISTORIC BUILDINGS COMMISSION FOR THE PURPOSE OF REPAIRING AND RESTORING THE EAST WING OF THE NEW CASTLE COURTHOUSE.

WHEREAS, The New Castle Historic Buildings Commission was created by the 118th General Assembly of the State of Delaware for the purposes of restoring, maintaining and preserving the buildings on the Green in New Castle, Delaware; and

WHEREAS, the examination of the east wing of the Courthouse has disclosed large cracks in its walls and has also revealed the necessity for underpinning the foundation; NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Sixty Thousand Dollars (\$60,000.00) is hereby appropriated to The New Castle Historic Buildings Commission for the purpose of repairing and restoring the east wing of the New Castle Courthouse in New Castle, Delaware.

Section 2. This Act is a supplementary appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware, and any money not expended by July 1, 1959 shall revert to the General Fund of the State of Delaware.

Approved April 15, 1957.

CHAPTER 44

RELATING TO SICK LEAVE OF SCHOOL TEACHERS

**AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE
BY INCREASING THE NUMBER OF UNUSED DAYS OF
SICK LEAVE THAT MAY BE ACCUMULATED BY
SCHOOL EMPLOYEES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1318 (a) of Title 14 of the Delaware Code is hereby amended by striking out the number "40" as it appears therein and by substituting and enacting in lieu thereof the number "120".

Approved April 15, 1957.

CHAPTER 45
APPROPRIATION

PAYMENT OF EXPENSES OF 118TH GENERAL
ASSEMBLY

**AN ACT TO AUTHORIZE PAYMENT OF CERTAIN UNPAID
EXPENSES OF THE SENATE OF THE 118TH GENERAL
ASSEMBLY OF THE STATE OF DELAWARE; APPRO-
PRIATION.**

WHEREAS, The 118th General Assembly of The State of Delaware was terminated by expiration rather than adjournment sine die, and

WHEREAS, The House of Representatives of The 118th General Assembly passed a resolution paying the balance of their expenses before the session terminated but the Senate failed to do so, and

WHEREAS, there are certain bills and expenses still remaining unpaid, which should have been paid by The Senate of the 118th General Assembly and it is unfair that these not be paid,

NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the following listed items be paid to the parties designated in the amounts set forth after their respective names or designations as balance due for expenses of The Senate of the 118th General Assembly of The State of Delaware:

Milford Chronicle Publishing Co., Milford,	
Del., Printing	\$ 374.40
Senators Mileage	
John W. Rollins	91.30
John E. Reilley	110.00

Eugene Lammot	110.00
Elwood Melson, Jr.	123.20
Wilmer F. Williams	99.00
Calvin R. McCullough	105.60
John R. Butler	77.00
Walter J. Hoey	61.60
William B. Behen	5.50
S. W. Harrison	8.80
Jehu F. Camper	37.40
Clifford Pryor	44.00
William C. Paradee	24.20
William C. Covey	110.00
Curtis W. Steen	110.00
Robert E. Wilgus	119.90
Thomas L. Johnson	96.80

Attaches For 118th General Assembly

Monica L. Brown, Att. Mess.	236.50
Jeannie Morris, Sec. to Lt. Gov.	236.50
Millard Cooper, Page	203.50
Louise Staats, Reading Clerk	236.50
Robert H. Wahl, Attorney	676.50
Wilson E. Campbell, Sec. to Senate	335.50
Clarence Reihm, Bill Clerk	236.50
Beatrice Hubbard, Secretary	236.50
Catherine Palmer, Secretary	236.50
Anna Fox, Supply Clerk	236.50
Francis Holliday, Clerk	203.50

Section 2. This Act shall be known as a Supplementary Appropriation Act, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved April 16, 1957.

CHAPTER 46

**AUTHORIZING LEVY COURT TO APPROPRIATE MONEY
TO KENT COUNTY VOLUNTEER FIREMEN****AN ACT TO AMEND TITLE 9, DELAWARE CODE OF 1953
BY AUTHORIZING THE LEVY COURT OF KENT
COUNTY TO APPROPRIATE CERTAIN MONEY TO
THE KENT COUNTY VOLUNTEER FIREMEN'S ASSO-
CIATION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 4132, Title 9, Delaware Code of 1953 is amend-
ed to read as follows:

§ 4132. Kent County Volunteer Firemen's Association

The Levy Court of Kent County shall appropriate annually and on the first day of October of each year shall pay to the Kent County Volunteer Firemen's Association, the sum of \$13,500.00 to be distributed by the Firemen's Association equally to each of the regularly organized and motorized fire companies, members of the Association, for the maintenance and upkeep of the fire equipment of the member companies.

Approved April 17, 1957.

CHAPTER 47

RELATING TO SALE OF HUNTING AND FISHING
LICENSES**AN ACT TO AMEND CHAPTER 1, TITLE 7 OF THE DELA-
WARE CODE RELATING TO THE USE OF FUNDS
DERIVED FROM SALE OF HUNTING AND TRAPPING
LICENSES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That § 112, Title 7, Delaware Code be and it hereby is amended by repealing and striking out in its entirety, all of Section 112 and enacting and substituting in lieu thereof the following:

**§ 112. Use of funds derived from sale of hunting and trapping
licenses**

(a). All funds derived from the issuance of licenses issued by the Board for hunting and trapping shall be deposited by the Board with the State Treasurer to be by him retained until expended upon proper vouchers for the purposes of matching and securing money allotted to Delaware under the Acts of Congress approved September 2, 1937 (50 STAT. 917) as amended, and August 9, 1950 (64 STAT. 430) to provide Federal Aid to the States in wild life and fish restoration and any balance remaining in such fund after full provision is effected to insure matching in full of Federal Aid to the State of Delaware for wild life and fish restoration, shall be expended upon proper vouchers for the propagation of upland game including cotton-tail rabbits.

Approved April 17, 1957.

CHAPTER 48

APPROPRIATION

IMPROVEMENT OF ASSAWOMAN CANAL

AN ACT APPROPRIATING FUNDS FOR THE IMPROVEMENT OF THE ASSAWOMAN CANAL IN SUSSEX COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$40,000 is appropriated to the State Highway Department in order to clear the right-of-way of the Assawoman Canal in Sussex County and to dragline the existing channel thereof to a depth of 4 feet at low tide so as to make the waterway available for use of small craft.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 18, 1957.

CHAPTER 49

APPROPRIATION

STATE HIGHWAY DEPARTMENT

**AN ACT MAKING A DEFICIENCY APPROPRIATION TO
THE STATE HIGHWAY DEPARTMENT FOR MAIN-
TENANCE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$250,000 is appropriated to the State Highway Department for the Salary and Wages Account of the Maintenance Division. The funds hereby appropriated are for the fiscal year ending June 30, 1957 and any funds not expended by that date shall revert to the General Fund.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 18, 1957.

CHAPTER 50
APPROPRIATION

BOARD OF POST MORTEM EXAMINERS

**AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF
POST MORTEM EXAMINERS TO PROVIDE FOR EX-
PENSES OF THE OFFICE EXCLUSIVE OF THE SALARY
OF THE STATE MEDICAL EXAMINER.**

WHEREAS, a Board of Post Mortem Examiners was created by the 118th General Assembly of the State of Delaware and the extent of its expense requirements pursuant to its statutory duties were not heretofore fully developed. NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. An additional sum of \$5,000.00 for the fiscal year ending June 30, 1957, is appropriated to the Board of Post Mortem Examiners to take care of all its expenses authorized by the Act creating said Board, exclusive of the salary of the State Medical Examiner.

Section 2. This is a supplementary appropriation Act and the funds hereby appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 18, 1957.

CHAPTER 51

ADDING WORDS "UNDER GOD" TO SALUTE TO FLAG
AN ACT TO AMEND TITLE 14, OF THE DELAWARE CODE
RELATING TO EDUCATION BY ADDING THE WORDS
"UNDER GOD" TO THE SALUTE TO THE FLAG.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 4106, Title 14, of the Delaware Code is amended to read as follows:

§ 4106. Salute to flag and pledge of allegiance

In the opening exercises of every free public school each morning, the teachers and pupils assembled shall salute and pledge allegiance to the American flag as follows: "I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all".

Approved April 18, 1957.

CHAPTER 52

TOWN OF CLAYTON

AN ACT TO AMEND CHAPTER 138, VOLUME 41, LAWS OF DELAWARE, 1937, ENTITLED AN ACT TO REINCORPORATE THE TOWN OF CLAYTON, RELATING TO TERMS AND VACANCIES OF MEMBERS OF TOWN COUNCIL, DUTIES AND POWERS OF ALDERMEN, RETIREMENT FUNDS FOR TOWN POLICE AND SEWER AND WATER SYSTEMS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members elected to each House concurring therein):

Section 1. Chapter 138, Volume 41, Laws of Delaware, is amended by striking out the first paragraph of Section 2 and inserting in lieu thereof a new first paragraph of Section 2 which shall be as follows:

Section 2. The governing body of the Town of Clayton shall be a Town Council composed of five (5) members whose terms shall be as hereinafter set forth and who shall serve until their successors shall be duly elected and qualified and each of whom at the time of his nomination and election shall be a resident of the said Town, above the age of twenty-one years and the owner of real estate within said Town, provided however that any married man, otherwise qualified, whose wife is the owner of real estate within said Town, any married woman, otherwise qualified, whose husband is the owner of real estate within said Town, may be nominated and elected a member of Council although such person may not be the owner of real estate within said Town, and real estate in said Town owned jointly by husband and wife shall make both husband and wife eligible, if otherwise qualified. No person shall be eligible for nomination or election who shall not have paid, prior to the filing of his nomination, all Town taxes theretofore assessed to him, and also all water and sewer rents theretofore due from him.

Section 2. Further amend Chapter 138, Volume 41, Laws of Delaware, by inserting a new paragraph to follow Paragraph 1 of Section 2 as follows:

Members of Council shall be nominated and elected as follows: At the annual Town election to be held on the first Saturday in May in the year 1957, there shall be elected five (5) members of Council, two (2) of said members whose terms shall be for one (1) year, and three (3) of said members whose terms shall be for two (2) years; and at the annual Town election on the first Saturday in May, 1958, there shall be elected two (2) members of Council whose terms shall be for two (2) years to succeed the two members whose present terms will then expire. And each year thereafter there shall be elected sufficient members of Council to succeed the members whose present terms will then expire.

Section 3. Further amend Chapter 138, Volume 41, Laws of Delaware, by striking the seventh paragraph of Section 2 and inserting a new seventh paragraph in lieu thereof as follows:

If any vacancy should occur in the membership of the said Council, by death, resignation, removal from town, refusal to serve, or otherwise, the remaining members of Council shall have the power to fill such vacancy for the unexpired term of the member of Council who has ceased to be a member thereof. Such vacancy should be filled within thirty (30) days from the occurrence of the vacancy if practicable.

Section 4. Further amend Chapter 138, Volume 41, Laws of Delaware, by striking out the last paragraph of section 2 thereof.

Section 5. Further amend Chapter 138, Volume 41, Laws of Delaware, by adding a new section thereto which shall be Section 36 of said Chapter and Volume.

Section 36. The Town Council shall have power to enact ordinances to establish a pension or retirement fund for the police of the Town of Clayton, and to set aside a special fund for that purpose which shall be administered in accordance with ordinances made and provided in that behalf and the laws of the State of Delaware.

Section 6. Further amend Chapter 138, Volume 41, Laws of Delaware, by striking Section 15 thereof and inserting in lieu thereof a new Section 15 as follows :

Section 15. DUTIES AND POWERS OF ALDERMAN. It shall be the duty of the Alderman to execute all laws and ordinances enacted for the government of the Town of Clayton and to carry into effect all proper orders and instructions of the Town Council made in pursuance of this Act or any law of the State of Delaware, or in pursuance of any ordinance that Council may legally make and establish. He shall have all powers and jurisdiction of a Justice of the Peace within the said Town and shall have jurisdiction and cognizance of all breaches of the peace or other offenses in said Town so far as to arrest and hold to bail or fine or imprison offenders, or both ; also of all forfeitures and penalties which may be prescribed by any law of the State of Delaware or by any ordinance of Council duly passed and established for the government of said Town ; and also of all neglect, omissions or defaults of any Town Constable, member of the Board of Assessment, Treasurer or any other officer or person whose duty it may be to collect, receive, pay over or account for any money belonging to said Town or to execute or obey any law or ordinance thereof. It shall be the duty of said Alderman upon complaint made before him of any infraction or violation of any ordinance enacted by said Council to issue his warrant to any one or more of the police force in said Town or the County Police or the County Constable residing therein commanding him to bring before the Alderman for trial the person or persons so accused, and if found guilty to impose such fines and penalties as shall be fixed by Council by ordinance. The fees of the Alderman for any service under this Section shall be the same as those established by law for a Justice of the Peace for the like service and for any service or duty for which no fee may be provided by the Laws of Delaware, the fee may be established by ordinance or resolution of the Town Council. If the Alderman shall resign, remove from the said Town or be disqualified as herein otherwise provided or shall not be re-elected to office, he shall deliver to his successor in office, within two days after the appointment or election of such successor, all books, papers and other records belonging to his office and shall pay over to the Treasurer of the Town all moneys in his

hands belonging to the Town within five days after his resignation, or removal from the Town, disqualification or end of his term, as the case may be. Upon his neglect or failure to deliver said books and records as aforesaid, or to pay over to the Treasurer of the Town all moneys belonging to the Town as aforesaid, or both, he shall be deemed guilty of a misdemeanor and, upon conviction thereof by indictment, shall be fined not less than Two Hundred (\$200.00) Dollars, nor more than Two Thousand (\$2,000.00) Dollars.

The Alderman shall, at the first regular meeting of Council in each month, report to Council all fines imposed by him during the preceding month and on the same day pay to the Treasurer of the Town of Clayton all such fines, penalties and all money in his hands belonging to said Town, and received by him during said time, and upon default in making such report, or paying over such fines and penalties, for a period of twenty days after such report is to be made as aforesaid or such fines and penalties and other moneys belonging to said Town are to be paid as aforesaid, he shall be deemed guilty of a misdemeanor and, upon conviction thereof by indictment, shall be fined not less than Two Hundred (\$200.00) Dollars nor more than Two Thousand (\$2,000.00) Dollars.

Section 7. Further amend Chapter 138, Volume 41, Laws of Delaware by striking from the second paragraph of Section 20 thereof the following words "who shall be a resident of the Town of Clayton but who need not be a freeholder".

Section 8. Further amend Chapter 138, Volume 41, Laws of Delaware by inserting two new paragraphs to follow Paragraph 2 of Section 31 as follows:

The amount chargeable to the users of the sewer system shall constitute a lien against the real estate occupied by the users for a period of three years from the date of the original billing by the said Town and may be collected in the same manner as herein provided for the collection of taxes against real estate.

In addition in the event of breakage in the sewer lateral between the sewer main and the property serviced thereby may be repaired by the Town at the expense of the property owner

and the cost of such repairs shall constitute a lien against the real estate affected thereby from the date of the completion of the repair and may be collected in the same manner as herein provided for the collection of taxes against real estate. The owner of said real estate shall be notified in writing of the nature of the repairs and the expense incurred by mailing such notice to the address appearing on the tax records of said Town. Proof of mailing shall constitute sufficient service of notice.

Section 9. Further amend Chapter 138, Volume 41, Laws of Delaware by inserting two new paragraphs to follow Paragraph 2 of Section 32 as follows:

The amount charged to the users of the water system shall constitute a lien against the real estate occupied by the users for a period of three years from the date of the original billing by the said Town and may be collected in the same manner as herein provided for the collection of taxes against real estate.

In addition in the event of breakage in the water lateral between the water main and the property serviced thereby may be repaired by the Town at the expense of the property owner and the cost of such repairs shall constitute a lien against the real estate affected thereby from the date of the completion of the repair and may be collected in the same manner as herein provided for the collection of taxes against real estate. The owner of said real estate shall be notified in writing of the nature of the repairs and the expense incurred by mailing such notice to the address appearing on the tax records of said Town. Proof of mailing shall constitute sufficient service of notice.

Section 10. Further amend Chapter 138, Volume 41, Laws of Delaware by striking from the second paragraph of Section 14 the following words "if practicable".

Section 11. Further amend Chapter 138, Volume 41, Laws of Delaware by adding a new section thereto and shall be Section 37, of said Chapter and Volume.

Section 37. The motor vehicle laws of the State of Delaware and the fines and penalties set forth therein shall be in full force and effect within the limits of the Town of Clayton in so

far as applicable and the Alderman of said Town shall have jurisdiction thereof of any violations of said motor vehicle laws within said Town, including the imposition of fines and penalties as may be prescribed by the motor vehicle laws of Delaware from time to time.

Approved April 18, 1957.

CHAPTER 53

APPROPRIATION

SALLY GLYNN PARIS

AN ACT APPROPRIATING CERTAIN MONIES TO SALLY GLYNN PARIS FOR ADDITIONAL SALARY TO WHICH SHE WAS ENTITLED TO BE PAID AS A TEACHER AT THE MARSHALLTON SCHOOL DISTRICT #77.

WHEREAS, Sally Glynn Paris was employed by the Board of School Trustees at the Marshallton School, District #77, Marshallton, Delaware, as a school teacher; and

WHEREAS, the said Sally Glynn Paris was so first employed for the school term beginning in September 1955, and

WHEREAS, the said Sally Glynn Paris did at the time of this employment hold a Temporary Emergency Certificate, and

WHEREAS, the said Sally Glynn Paris was paid during the school term 1955-56 only that salary prescribed in the laws of Delaware for a Temporary Emergency Certificate, a certificate lower than a provisional certificate, and

WHEREAS, the said Sally Glynn Paris did earn enough credits to qualify for a provisional certificate during the school term 1955-1956, and

WHEREAS, the difference in the salaries assigned the Temporary Emergency Certificate and the Provisional Certificate is \$200.00 for the school term of ten months, and

WHEREAS, it is not the policy of the State Department of Public Instruction to make a teacher's salary retroactive when a person applies for a Provisional Certificate,

NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is directed to pay to Sally Glynn Paris, within thirty (30) days, the sum of Two Hundred Dollars (\$200.00) in payment of the additional salary to which she is entitled as a school teacher in the Marshallton School, District #77, Marshallton, Delaware for the school term of 1955-56.

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

Approved April 23, 1957.

CHAPTER 54

APPROPRIATION

WELFARE HOME AND HOSPITAL FOR CHRONICALLY ILL

AN ACT MAKING AN APPROPRIATION TO THE BOARD OF TRUSTEES OF THE STATE WELFARE HOME AND HOSPITAL FOR THE CHRONICALLY ILL AT SMYRNA TO ENLARGE AND EQUIP THE PRESENT LAUNDRY AND MAIN KITCHEN AT THE STATE WELFARE HOME.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$100,000.00 or so much thereof as may be necessary is appropriated to the Board of Trustees of the State Welfare Home and Hospital for the Chronically Ill at Smyrna to be expended for enlarging the present laundry and kitchen which includes the dining room at the State Welfare Home and Hospital for the Chronically Ill at Smyrna.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved April 24, 1957.

CHAPTER 55

NEWPORT PLAN FOR STREET IMPROVEMENT

AN ACT TO AMEND TITLE 30, DELAWARE CODE BY PROVIDING FOR A STATE MUNICIPAL STREET AID FUND FROM THE PROCEEDS OF THE STATE MOTOR FUEL TAX; DISTRIBUTION OF SUCH FUND TO INCORPORATED CITIES AND TOWNS FOR STREET PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of the Members elected to each Branch concurring therein):

Section 1. Chapter 51, Title 30 of the Delaware Code is amended by adding at the end thereof a new subchapter as follows:

SUBCHAPTER IV

STATE AID TO MUNICIPALITIES FOR STREETS

§ 5161. Definitions

As used in this subchapter—

“Municipality” means any incorporated city or town charged with any duty connected with the construction or maintenance of streets, and having been in existence for a period of one year.

“Streets” includes streets, highways, avenues, boulevards, bridges, tunnels, alleys, or other public ways dedicated to public use and maintained for general public travel lying within a municipality’s corporate boundary, except that this term does not include State or federal highways within municipalities maintained by the State Highway Department.

“Street improvements” means construction, reconstruction, repair and maintenance of streets, including paving, repaving, grading and drainage, repairs, acquisition of rights-of-way, extension and widening of existing streets, elimination of railroad grade crossings, acquisition of trucks and other equipment nec-

essary in the construction and maintenance of streets, and administration and other necessary expenses in connection with such street improvements and the expenses of law enforcement for policing the streets.

"Municipal Street Aid Fund" means the funds set up hereunder from money received by the provisions of this subchapter.

§ 5162. Appropriations paid through the State Treasurer from funds collected by State Highway Department

There is annually appropriated to municipalities within the State from the proceeds of the motor fuel tax imposed by this chapter, a sum equal to one cent per gallon of State motor fuel tax collected on motor fuel sold within the State, but in no event shall a sum in excess of \$1,200,000 be appropriated in any one fiscal year hereunder. The sum so appropriated shall be transferred to the State Municipal Street Aid Fund by the State Treasurer, and distributed to municipalities as provided herein.

§ 5163. Time and method of computation

(a) The State Highway Department shall compute annually on June 30th of each year or at the end of the State fiscal year the monies due each participating municipality from the State Municipal Street Aid Fund. Such computation shall be based upon the share of the proceeds of the motor fuel tax imposed by this chapter and appropriated by this subchapter.

(b) Each annual computation by the State Highway Department shall be made as follows:

1. 40% of the State Municipal Street Aid Fund shall be distributed in the proportion that the population of each municipality bears to the total population of all participating municipalities.

2. 60% of the State Municipal Street Aid Fund shall be distributed in the proportion that the mileage of usable streets not maintained by the State in each municipality bears to the total mileage of said streets in all municipalities.

(c) No municipality shall be entitled to participate hereunder unless it has been in existence for a period of at least one year prior to any distribution; fractions of a year shall not be taken into consideration when distribution is made.

§ 5164. Certification of the State Treasurer; time for payment

The State Highway Department shall forward to the State Treasurer within twenty days after each annual computation a certification as to the sum of money due each municipality from the State Municipal Street Aid Fund. Such certification shall be used by the State Treasurer in distributing the monies as provided herein not later than 30 days from the date of receiving the certification.

§ 5165. Expenditures of funds by municipalities; records; audits and regulations of municipalities

(a) Each municipality shall keep all funds received from the State Municipal Street Aid Fund in a separate fund, designated as "Municipal Street Aid Fund" and may expend such funds as follows:

1. The funds available under Section 5163 (b)(1) shall be used for the following purposes:

(i) Street improvements, including expenses for maintaining and lighting of the streets, and acquisition of cars and other equipment for law enforcement.

(ii) The purchase of rights of way for new streets and for improvement and maintenance thereof.

2. Funds available under Section 5163 (b)(2) shall be used for:

(i) Street improvements, including expenses for maintaining the streets.

(ii) Payment of principal and interest on any bonds issued for street improvements.

(iii) Purchase and repair of street construction and maintenance equipment.

(b) Each municipality shall:

1. Furnish evidence annually to the State Treasurer that the municipal treasurer is bonded;
2. Submit annual report to the State Treasurer showing the expenditures of the Municipal Street Aid Fund;
3. Award contracts for street improvements which shall conform to State Highway Department specifications.
4. Before June 15 of each year, file with the State Highway Department and the State Treasurer an affidavit signed by the Mayor, City Manager, or President of the Council of the municipality setting forth the population of the municipality and the length of usable streets therein. In the absence of the affidavit, provided for above, the State Highway Department and the State Treasurer may annually use for the purpose of this subchapter the most recent, accurate and acceptable figures as to population of any municipality and length of its usable streets.

§ 5166. Unauthorized expenditures; liability

No municipal official or employee shall authorize, direct or permit the expenditure of money from any Municipal Street Aid Fund for any purpose except those specifically authorized by this subchapter. Any municipal official or employee who violates the provisions of this section shall be personally liable to the extent of the unauthorized expenditure.

Section 2. This Act shall in no way affect, change, nullify or render void any existing contracts or agreements between the State Highway Department and any municipality. All streets presently maintained by the State Highway Department within municipalities shall continue to be maintained by the said Department after the passage of this subchapter. Additional agreements may be made from time to time between the State Highway Department and any municipality in which the maintenance

responsibility of any streets may be amended or changed. Such agreements will then be considered in the future distribution of funds.

Section 3. This Act shall apply to the fiscal year ending June 30, 1957 and each fiscal year thereafter. The first distribution hereunder shall be made after the close of the fiscal year ending June 30, 1957.

Section 4. This Act is a supplementary appropriation and the money shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved April 24, 1957.

CHAPTER 56

TOWN OF LEWES

AN ACT TO AMEND CHAPTER 170, VOLUME 43, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF LEWES" AS AMENDED.

WHEREAS, Chapter 331, Volume 49, Laws of Delaware amended Chapter 170, Volume 43, Laws of Delaware by adding two parcels of land to the corporate limits of the Town of Lewes, and

WHEREAS, those residing in Highland Acres, described in Chapter 331, Volume 49, Laws of Delaware as Parcel No. 2, no longer desire to have such parcel included within the corporate limits of the Town of Lewes, and

WHEREAS, the Commissioners of the Town of Lewes are willing to change the corporate boundaries of the Town to exclude the said parcel, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House thereof concurring therein):

Section 1. Chapter 331, Volume 49, Laws of Delaware is amended by striking out the last paragraph thereof designated "Parcel No. 2".

Approved April 24, 1957.

CHAPTER 57

APPROPRIATION

STATE SUPPORTED SALARY SCHEDULES

AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE, RELATING TO STATE SUPPORTED SALARY SCHEDULES FOR SCHOOL EMPLOYEES AND MAKING APPROPRIATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1314 (a), Title 14, Delaware Code, is amended to read as follows:

§ 1314 (a). Limitations on salary increases and decreases

(a) The salary paid from State Funds to any person employed by a district on June 14, 1956, shall not be increased more than \$900.00 in any one year in addition to annual increment or change in professional training by reason of the application of any salary schedule in § 1305, § 1308, § 1309, § 1310, and § 1311, nor shall any salary be increased by more than \$900.00 in any one year by reason of the application of any other salary schedule contained in this Chapter, such \$900.00 to include any increases resulting from the application of § 1305, nor shall the amount of any salary paid from State Funds exceed the amount provided in the appropriate salary schedule, and it shall be the duty of each school board to certify upon request of the Auditor, Budget Commission, or State Board of Education that the schedules and rules and regulations of the State Board of Education and the Board of Education in the City of Wilmington as authorized in this Chapter regarding salary schedules are being fully complied with.

Section 2. § 1321, Title 14, Delaware Code, is amended by striking out subsection (c) of that section.

Section 3. § 1305 (a), Title 14, Delaware Code is amended effective July 1, 1957, by striking out the rows of salary figures

set forth opposite years of experience "0 through 5" in the salary schedule and by enacting in lieu thereof new salary figures as follows:

Years of Experience	No Degree	Bachelor's Degree	Master's Degree or Bachelor's Degree Plus 30 Graduate Credits	Master's Degree Plus 30 Graduate Credits	Doctor's Degree
0	\$3,200	\$3,600	\$4,000	\$4,400	\$4,800
1	3,300	3,700	4,100	4,500	4,900
2	3,400	3,800	4,200	4,600	5,000
3	3,550	3,950	4,350	4,750	5,150
4	3,700	4,100	4,500	4,900	5,300
5	3,850	4,250	4,650	5,050	5,450

Section 4. This Act shall become effective July 1, 1957 except as otherwise provided herein.

Section 5. To carry out the provisions of this Act, there is hereby appropriated to the State Board of Education the sum of One million two hundred seventy-seven thousand five hundred and fifty-two dollars (\$1,277,552) for the biennium ending June 30, 1959.

Section 6. This Act is a supplementary appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved April 25, 1957.

CHAPTER 58

WILMINGTON

ABUTTING PROPERTY

AN ACT TO AMEND CHAPTER 122, VOLUME 29, LAWS OF DELAWARE ENTITLED "AN ACT PROVIDING FOR ASSESSMENT AGAINST ABUTTING PROPERTIES IN THE CITY OF WILMINGTON FOR A PORTION OF THE COST OF PAVING AND IMPROVING THE PUBLIC STREET ROADWAYS" BY REPEALING THE PROVISION FOR ASSESSMENT.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. Section 1 of Chapter 122, Volume 29, Laws of Delaware, is amended by striking out all of said section and inserting in lieu thereof a new section to be known as Section 1, as follows:

Section 1. That the Mayor and Council of Wilmington through the agency of the Board of Directors of the Street and Sewer Department is hereby authorized and empowered to pave and improve the street roadways of the City of Wilmington in accordance with any methods now or that may hereafter, from time to time, be adopted.

Section 2. Section 2 of Chapter 122, Volume 29, Laws of Delaware, is hereby amended by striking out the words "and charge a part of the cost thereof to the abutting property owners, as provided in this Act."

Section 3. Section 3 of Chapter 122, Volume 29, Laws of Delaware, is hereby amended by striking out the words "and charge part of the cost thereof to the abutting property owners, as provided in this Act," as they appear in the second paragraph thereof.

Section 4. Sections 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of Chapter 122, Volume 29, Laws of Delaware are hereby repealed.

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

Approved April 29, 1957.

CHAPTER 59

WILMINGTON

ABUTTING PROPERTY

AN ACT TO REPEAL "AN ACT PROVIDING FOR ASSESSMENT AGAINST ABUTTING PROPERTIES IN THE CITY OF WILMINGTON IN PROPORTION TO THE SPECIAL BENEFIT THE PRESENT IMPROVED STREET ROADWAY WILL HAVE TO SAID PROPERTIES", AS AMENDED, BEING CHAPTER 121, VOLUME 29, LAWS OF DELAWARE, AS AMENDED BY CHAPTER 123, VOLUME 30, LAWS OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. Chapter 121, Volume 29, Laws of Delaware, as amended by Chapter 123, Volume 30, Laws of Delaware is hereby repealed.

Approved April 29, 1957.

CHAPTER 60

AID TO THE BLIND PROGRAM

AN ACT TO AMEND TITLE 31, DELAWARE CODE, ENTITLED "WELFARE" IN REGARD TO THE MAXIMUM AMOUNT OF ASSISTANCE TO BE GRANTED UNDER THE AID TO THE BLIND PROGRAM.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 2308, Title 31, Delaware Code, is amended to read as follows:

§ 2308. Amount of assistance

The amount of assistance which any person shall receive shall be determined by the Commission with due regard to the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations made by the Commission, and shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistence compatible with decency and health. In determining the need of a blind individual the Commission shall, in order to provide an incentive to rehabilitation and self-support, disregard the earnings of a blind individual to the extent of \$50 per month and 50% of the earnings over and above \$50 per month, provided, however, that such earnings shall not be so disregarded if the effect thereof would be contrary to the requirements of the Federal Social Security Act as amended. In no case, however, shall any blind person receive assistance from the Commission in excess of a maximum set by the Commission based on the amount of funds available for assistance for any given period.

Approved May 1, 1957.

CHAPTER 59

WILMINGTON

ABUTTING PROPERTY

AN ACT TO REPEAL "AN ACT PROVIDING FOR ASSESSMENT AGAINST ABUTTING PROPERTIES IN THE CITY OF WILMINGTON IN PROPORTION TO THE SPECIAL BENEFIT THE PRESENT IMPROVED STREET ROADWAY WILL HAVE TO SAID PROPERTIES", AS AMENDED, BEING CHAPTER 121, VOLUME 29, LAWS OF DELAWARE, AS AMENDED BY CHAPTER 123, VOLUME 30, LAWS OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. Chapter 121, Volume 29, Laws of Delaware, as amended by Chapter 123, Volume 30, Laws of Delaware is hereby repealed.

Approved April 29, 1957.

CHAPTER 60

AID TO THE BLIND PROGRAM

AN ACT TO AMEND TITLE 31, DELAWARE CODE, ENTITLED "WELFARE" IN REGARD TO THE MAXIMUM AMOUNT OF ASSISTANCE TO BE GRANTED UNDER THE AID TO THE BLIND PROGRAM.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 2308, Title 31, Delaware Code, is amended to read as follows:

§ 2308. Amount of assistance

The amount of assistance which any person shall receive shall be determined by the Commission with due regard to the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations made by the Commission, and shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistence compatible with decency and health. In determining the need of a blind individual the Commission shall, in order to provide an incentive to rehabilitation and self-support, disregard the earnings of a blind individual to the extent of \$50 per month and 50% of the earnings over and above \$50 per month, provided, however, that such earnings shall not be so disregarded if the effect thereof would be contrary to the requirements of the Federal Social Security Act as amended. In no case, however, shall any blind person receive assistance from the Commission in excess of a maximum set by the Commission based on the amount of funds available for assistance for any given period.

Approved May 1, 1957.

CHAPTER 61

CONSTITUTIONAL AMENDMENT

AN ACT AGREEING TO THE PROPOSED AMENDMENT TO SECTION 17 OF ARTICLE TWO OF THE CONSTITUTION OF THE STATE OF DELAWARE.

WHEREAS, an amendment to the Constitution of the State of Delaware was proposed to the 118th General Assembly as follows:

AN ACT PROPOSING AN AMENDMENT TO SECTION 17 OF ARTICLE II OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO LOTTERIES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members of each Branch thereof concurring therein):

Section 1. Article 2 of the Constitution of the State of Delaware is hereby amended by adding a new section, to be known as Section 17A thereto to read as follows:

Section 17A. The game of Bingo shall be lawful when sponsored and conducted by Volunteer Fire Companies, Veteran's Organizations, Religious or Charitable Organizations, or by Fraternal Societies provided the net receipts or profits arising from the conducting or operating of such Bingo games by the aforementioned Companies, Organizations, or Societies are used solely for the promotion or achievement of the purposes of such Companies, Organizations, or Societies, and provided further that the aforementioned Companies, Organizations or Societies are operated in a manner so as to come within the provisions of Section 170 of the U. S. Revenue Code and Regulations promulgated thereunder by the U. S. Secretary of the Treasury.

1. The General Assembly shall provide by law for the submission to the vote of the qualified electors of the several districts of the State, or any of them, mentioned in subparagraph 2 of Section 17A of this article at the General Election

held in 1958, the question whether the playing of the game of "Bingo" shall be licensed or prohibited within the limits thereof; and in every district in which there is a majority against license, no organization, mentioned in Section 17A, shall thereafter sponsor or permit the playing of "Bingo", within said district, until at a subsequent submission of such question a majority of votes shall be cast in said district for license. Whenever a majority of all the members elected to each House of the General Assembly by the qualified electors in any district named in subparagraph 2 of Section 17A of this Article shall request the submission of the question of license or no license to a vote of the qualified electors in said district, the General Assembly shall provide for the submission of such question to the qualified electors in such district at the next general election thereafter.

2. Under the provisions of this Article, Sussex County shall comprise one district, Kent County shall comprise one district, the City of Wilmington, as its corporate limits now are or may hereafter be extended, one district, and the remaining part of New Castle County, one district.

3. The General Assembly shall provide necessary laws to carry out and enforce the provisions of this Article, enact laws governing the game of "Bingo" under the limitations of this Article, and may provide such penalties as may be necessary to enforce same," AND

WHEREAS, the said proposed amendment was agreed to by two-thirds of all the members elected to each House in the said 118th General Assembly, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. The said proposed amendment is agreed to and adopted and shall forthwith become a part of the Constitution.

Effective April 23, 1957.

CHAPTER 62

AUTHORIZING KENT COUNTY LEVY COURT TO
APPROPRIATE MONEY FOR RETARDED CHILDREN

**AN ACT AUTHORIZING THE LEVY COURT OF KENT
COUNTY TO APPROPRIATE A CERTAIN SUM TO THE
KENT AND SUSSEX ASSOCIATION FOR RETARDED
CHILDREN FOR OPERATIONAL EXPENSES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The Levy Court of Kent County is authorized to appropriate the sum of Five Hundred Dollars (\$500.00) to the Kent and Sussex Association for Retarded Children, a Chapter of the Delaware Association for Retarded Children, for operational expenses.

Approved May 1, 1957.

CHAPTER 63

APPROPRIATION

MOTOR VEHICLE COMMISSION

**AN ACT MAKING A DEFICIENCY APPROPRIATION TO A
SALARY AND WAGES ACCOUNT OF THE MOTOR
VEHICLE DEPARTMENT.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of Thirty-two Thousand Dollars (\$32,000.00) is appropriated to the Salary and Wages Account of the Motor Vehicle Department. The funds hereby appropriated are for the fiscal year ending June 30, 1957 and any funds not expended by that date shall revert to the General Fund.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 1, 1957.

CHAPTER 64

APPROPRIATION

STATE HIGHWAY DEPARTMENT

**AN ACT MAKING A DEFICIENCY APPROPRIATION TO
THE SECRETARY OF THE STATE HIGHWAY DEPART-
MENT FOR THE SALARY AND WAGES ACCOUNT.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of Twenty-five Hundred Dollars (\$2500.00) is appropriated to the Secretary of the State Highway Department, for the Salary and Wages Account. The funds hereby appropriated are for the fiscal year ending June 30, 1957 and any funds not expended by that date shall revert to the General Fund.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 1, 1957.

CHAPTER 65

REFERENDUM ON BINGO

AN ACT TO PROVIDE FOR REFERENDUMS ON BINGO; REGULATE BINGO, PROVIDE PENALTIES AND AP- PROPRIATE FUNDS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House agreeing thereto):

Section 1. Title 28, Delaware Code is amended by adding a new chapter as follows:

CHAPTER II. BINGO

Subchapter I. General

§ 1101. Purpose and scope

The purpose of this chapter is to provide for referendums on bingo and the regulation and control of bingo if an amendment is adopted to the Constitution of the State which permits the game to be played and if any district mentioned in the Constitutional Amendment votes in favor of permitting such game pursuant to the Constitutional Amendment. In no case shall bingo be conducted in Delaware until after such referendum and then only by those licensed under this chapter and subject to the limitations imposed by this chapter.

§ 1102. Definitions

As used in this chapter—

“Bingo” means a game of chance played for prizes with cards bearing numbers or other designations, five or more in one line, the holder covering numbers as objects similarly numbered are drawn from a receptacle and the game being won by the person who first covers a previously designated arrangement of numbers on such a card.

"Commission" means the Bingo Control Commission.

"Game" means the game of bingo.

"Organization" means a veterans', religious or charitable organization, volunteer fire company, or fraternal society as defined in Article 2, Section 17A of the Constitution.

"Districts" means those districts mentioned in Article 2, Section 17A of the Constitution of the State of Delaware.

Subchapter II. Referendums

§ 1110. Referendum in general election in 1958

The Departments of Elections in each county shall cause to be printed on the ballots used in the general election of 1958 the following question for submission to the voters of each district mentioned in Article 2, Section 17A of the Constitution:

"Do you favor the licensing of the playing of the game of bingo within the limits of
(insert the words, "City of Wilmington", "Sussex County", "Kent County", or "New Castle County outside of the City of Wilmington", as the case may be)?"

§ 1111. Referendums in subsequent general elections

In the event that a majority of all the members elected to each House of the General Assembly by the qualified electors in any district mentioned in Article 2, Section 17A of the Constitution shall request in writing to the Speaker of the House of Representatives and to the President of the Senate, not less than 30 days preceding the next succeeding general election, that the question of license or no license of the playing of the game of bingo be submitted to a vote of the qualified electors of said district, the Department of Elections with jurisdiction over the district concerned shall cause to be printed on the ballots used in the next succeeding general election after said request the question referred to in Section 1110.

§ 1112. Applicability of general election laws; conduct of referendum

The provisions of Title 15, insofar as they are applicable, shall apply to all referendums held under the provisions of this Chapter. A voter may indicate his or her answer to the question submitted by voting in the affirmative or negative.

Each Department of Elections shall take steps to insure that the equipment and supplies used at the general election are adjusted and modified to the extent necessary to permit the recording, tabulation and certification of the referendum vote.

The Boards of Canvass shall canvass the results of each referendum in accordance with the provisions of Chapters 50 and 57 of Title 15, and shall include the results in the certificate to the Governor referred to in Section 5706 of Title 15. The Governor shall certify and proclaim the results of any such referendums at the time he takes action under Section 5711 of Title 15.

Subchapter III. Bingo Control Commission

§ 1120. Composition; term of office; organization vacancies; compensation

(a) A Bingo Control Commission is created to consist of five residents of the State appointed by the Governor with the consent of the Senate. No more than three of the Commissioners shall be affiliated with the same political party. No members of the Commission shall hold any public elective office.

(b) The first members of the Commission shall be appointed, for terms of one, two, three, four, and five years respectively. The members may hold over and serve on the Commission after the termination of their respective terms, until their respective successors are appointed and qualify.

(c) Vacancies created by expiration of term or otherwise shall be filled in the same manner as the original appointments were made, but for the unexpired terms only, notwithstanding that the previous incumbents may be holding over in office.

(d) The members of the Commission shall receive \$10 for each meeting of the Commission not to exceed 50 meetings annually and shall be reimbursed for their actual expenses.

(e) The Commission shall hold its first meeting at the call of the Governor and shall organize by electing a chairman and appointing a secretary who may or may not be a member of the Commission.

§ 1121. Expenses and personnel

(a) The Commission may incur necessary expenses.

(b) The Commission may engage an executive officer and such competent and expert advisors and clerical and assistants and investigators, at it may deem necessary to the proper performance of the purpose of this chapter, and may fix their compensation and that of its secretary, if he is not a member of the Commission.

§ 1122. Duties; rules and regulations; forms

(a) The Commission shall:

(1) Supervise the administration of this chapter, and

(2) Adopt, amend and repeal rules and regulations governing the issuance and amendment of licenses to conduct the game of bingo under such licenses and schedules of rentals which may be paid for the leasing of equipment for use in connection with the game of bingo. The rules and regulations shall have the force of law. Such licenses shall be issued to qualified licensees only. The Commission shall also take measures to assure that bingo shall be fairly and properly conducted for the purposes and in the manner prescribed in the Constitution and in this chapter. The Commission shall prevent the game from being conducted for commercial purposes or private profit other than as authorized in the Constitution and in this chapter. In order to provide uniformity in the administration of this chapter the Commission shall prescribe forms of application for licenses, amendment of licenses, reports of the conduct of bingo and other matters incident to the administration of this chapter.

(b) A copy of the rules and regulations adopted by the Commission shall be available at a reasonable cost.

§ 1123. Continuous study of operation of this chapter and similar laws

(a) The Commission shall conduct a continuous study and investigation of the operation of this chapter for the purpose of making recommendations to the General Assembly for amendments.

(b) The Commission shall make a continuous study and investigation also of the operation and administration of similar laws which may be in effect in other states of the United States and of any literature on the subject which from time to time may be published or be available.

§ 1124. Reports and recommendations by Commission

The Commission shall report to the Governor and the General Assembly biennially with its recommendations, if any, and at such other times as it may deem advisable.

Subchapter IV. Bingo Licensing

§ 1130. Power to license

The Commission may license an organization as defined in Article 2, Section 17A of the Constitution of the State of Delaware to conduct the game of bingo, provided the organization is located in and seeks to conduct the game in a district which has approved the licensing of bingo by referendum.

§ 1131. Application

(a) Each applicant for a license shall file with the Commission a written application in the form prescribed in its rules and regulations, duly executed and verified, in which shall be stated the name and address of the applicant together with sufficient facts relating to its organization to enable the Commission to determine whether or not it is a bone fide organization eligible

to conduct bingo within the meaning of Article 2, Section 17A of the Constitution. The applicant shall supply such other facts as the Commission may require.

(b) In each application there shall be designated the active member or members of the organization under whom the games are to be conducted. To the application shall be appended a statement by the applicant and by its member or members, so designated to read as follows: "If a license is granted the undersigned will be responsible for the conduct of such game in accordance with the terms of this chapter, the license and the rules and regulations governing the conduct of such games."

(c) Proof of exemption from Federal Income Tax under Section 170 of the Internal Revenue Code of the United States shall be prima facie evidence that the applicant is an eligible organization within the meaning of Article 2, Section 17A of the Constitution, but the Commission may require any additional information from the applicant which may be pertinent to the question of its eligibility.

§ 1132. Investigation; fee; time limit

(a) The Commission shall make an investigation of the qualifications of each applicant and the merits of each application. The Commission may issue a license only after it determines that:

(1) The applicant is duly qualified to conduct bingo under the provisions of the Constitution and of this chapter and the rules and regulations governing the conduct of bingo; and

(2) The member or members of the applicant who intend to conduct the game of bingo are bona fide active members of the applicant and are persons of good moral character and have never been convicted of crime involving moral turpitude; and

(3) Such games are to be conducted in accordance with the provisions of the Constitution and this chapter and in accordance with the rules and regulations governing the conduct of bingo; and

(4) The proceeds are to be disposed of as provided in the Constitution and by this chapter; and

(5) No salary, compensation, or reward whatever will be paid or given to any member under whom the game is conducted; and

(6) No prize will be offered or given in excess of the sum or value of \$250 in any single game and the aggregate of all prizes offered or given in all of such games conducted on a single occasion, shall not exceed the sum or value of \$1000.

§ 1133. Fees

There shall be a license fee of \$7 for each occasion upon which any games are to be conducted under such license.

§ 1134. Duration of license

(a) No license shall be effective for a period of more than one year from the date it was issued.

(b) No license shall be effective after the organization to which it was granted has become ineligible to conduct the game under any provision of Article 2, Section 17A of the Constitution.

(c) No license shall be effective after the voters in any district designated in Article 2, Section 17A of the Constitution have decided against bingo in a referendum held pursuant to that section and Subchapter II of this chapter.

§ 1135. Refusal to license; hearing

No application for a license shall be refused by the Commission until a hearing held after due notice to the applicant. At any such hearing the applicant shall be entitled to be heard upon the qualifications of the applicant and the merits of its application. The burden of proof shall be on the applicant.

§ 1136. Amendments to licenses

Any license issued under this chapter may be amended by the Commission, if the subject matter of the proposed amend-

ment could lawfully and properly have been included in the original license, upon application and payment of an additional license fee.

§ 1137. License form and provisions; display

(a) Each license shall be in the form prescribed in the rules and regulations of the Commission and shall contain:

- (1) The name and address of the licensee,
- (2) The names and addresses of the members of the licensee under whom such games will be conducted,
- (3) The number of times, or the hours during which, such games are authorized to be conducted,
- (4) The place or places where and the date or dates when, such games may be conducted,
- (5) The specific purposes to which the entire net proceeds of such games are to be devoted,
- (6) If any prize or prizes are to be offered or given, a statement of the amounts or values of the prizes authorized so to be offered or given,
- (7) Any other information which may be required by the rules and regulations.

(b) Each license shall be conspicuously displayed at the place where the game is to be conducted at all times during the conduct thereof.

§ 1138. Supervision

(a) The Commission shall exercise control and supervision over all games to the end that the games are fairly conducted in accordance with the provisions of the license, the rules and regulations of the Commission, the provisions of the Constitution and of this chapter.

(b) The Commission, its officers and agents, shall have the right of entry at all times into any place where any such game is being conducted or where it is intended that any such game

shall be conducted, or where any equipment being used or intended to be used in the conduct thereof is found, for the purpose of inspecting the same.

§ 1139. Limitations and regulations under license

(a) No games shall be conducted on Sunday.

(b) No person under the age of sixteen years shall be permitted to participate in any game of bingo.

(c) The number of games which an applicant may conduct in any one calendar month shall be set by the rules and regulations of the Commission.

(d) No games shall be conducted in any room or area where alcoholic beverages are sold or served during the progress of the game.

(e) No person shall conduct or assist in conducting any game except an active member of the organization to which the license is issued.

(f) No item of expense shall be incurred or paid in connection with the conduct of the game except such as are bona fide items of a reasonable amount for merchandise furnished or services rendered, which are reasonably necessary for the conduct of the game. •

(g) No salary, compensation, or reward whatever shall be paid or given, directly or indirectly, to any person conducting or assisting in the conduct of the game.

(h) No more than \$1.00 shall be charged for admission to any room or area in which the game is to be conducted. The admission fee, shall entitle the person playing the game to a card enabling him to participate without additional charge in all regular games to be played under such license on such occasion, and no charge in excess of \$1.00 shall be made for a single opportunity to participate in all special games to be played under such license on such occasion. No prize greater in amount or value than \$250 shall be offered or given in any single game and

the aggregate amount or value of all prizes offered or given in all games played on a single occasion shall not exceed \$1000. All winners shall be determined and all prizes shall be awarded in any game played on any occasion within the same calendar day as that upon which the game is played.

(i) No game shall be advertised as to its location, the time when it is to be or has been played, or the prizes awarded or to be awarded, by means of newspapers, radio, television or sound truck, or by means of billboards, posters or handbills or any other means addressed to the general public, except that one sign not exceeding twelve square feet in area may be displayed on or adjacent to the premises where the game will be played.

§ 1140. Reports after games; records; examinations

(a) Within fifteen days after the conclusion of any game, the organization which conducted the game and its members who were in charge shall furnish to the Commission a duly verified statement showing:

- (1) The gross receipts derived from each game,
- (2) Each item of expense incurred or paid,
- (3) The name and address of each person to whom each such item has been, or is to be paid, with a description of the merchandise purchased or the services rendered therefor,
- (4) The net profit derived for each such game,
- (5) The general uses to which such net profit has been or is to be applied and,
- (6) A list of prizes offered and given, with the respective values thereof.

(b) Each licensee shall maintain the records to substantiate the particulars of the reports.

(c) The Commission may examine or cause to be examined the records of any organization to which any license is issued so far as they may relate to any transactions connected with

bingo and examine any manager, officer, director, agent or employee thereof under oath in relation to the conduct of any game of bingo.

Subchapter V.—Enforcement

§ 1150. Immunity from arrest for violation of gambling laws; exceptions

No person :

(1) lawfully conducting, or participating in the conduct of, or

(2) possessing, selling or in any manner disposing of, any shares, tickets or rights to participate in, or

(3) permitting the conduct upon any premises owned by him or it, of, any game conducted or under license issued pursuant to this chapter, shall be liable to prosecution or conviction for violation of any of the provisions of the Delaware Code not contained in this chapter pertaining to gambling, but this immunity shall not extend to any person knowingly conducting or participating in any unlicensed game or in any game under any license obtained by any false pretense or statement made in any application for such license or otherwise, or possessing, selling or disposing of shares, tickets or rights to participate in, or permitting the conduct upon any premises owned by him or it of, any game conducted under any license known to him or it to have been obtained by any false or fraudulent pretense or statement.

§ 1151. Investigations and hearings; witnesses; books and documents

The Commission shall conduct investigations as to violations of this chapter. The Commission may compel the attendance of witnesses and the production of books and documents relating to transactions connected with the conducting of bingo by the issuance of subpoenas signed by the chairman or an employee of the Commission designated by the Chairman, which may be served by any person 21 years of age or over.

§ 1152. Incriminating evidence

No person shall be excused from testifying or producing any book or document in any investigation or hearing, when ordered so to do by the Commission upon the ground that the testimony or documentary evidence required of him may tend to incriminate him or subject him to penalty or forfeiture, but no person shall be prosecuted, punished or subjected to any penalty or forfeiture on account of any matter concerning which he shall, under oath, have testified or produced documentary evidence except that he shall not be exempt from prosecution or punishment under sections 721 or 722, Title 11 for any perjury or false statement.

§ 1153. Contempt; application to Superior Court; order

(a) If a person subpoenaed to attend any investigation or hearing fails to obey without reasonable cause, or if a person in attendance in any such investigation or hearing refuses, without lawful cause, to be examined or to answer a legal or pertinent question or to exhibit any book, account, record or other document when ordered so to do by the Commission, it may apply to the Superior Court for an order directing such person to show cause why he should not comply with such subpoena or such order.

(b) Upon return of the rule, the Court shall examine such person under oath, and if the Court shall determine, after giving such person an opportunity to be heard, that he refused without legal excuse to comply with a subpoena or order of the Commission, the Court may order such person to comply therewith. Any failure to obey the order may be punished as a contempt of the Superior Court.

§ 1154. Suspension or revocation of license

The Commission may suspend or revoke licenses, after hearing, for violations of this chapter or for violation of any provision of the rules and regulations adopted by the Commission. At any hearing to suspend or revoke an otherwise valid license the Commission shall have the burden of proving any violation or any other fact which might disqualify an organization holding a license.

§ 1155. Institution of prosecutions

The Commission shall recommend to the Attorney General in writing that criminal prosecution be instituted for violations of this chapter. The Attorney General is responsible for the prompt institution of such proceeding, but if the Attorney General decides not to institute proceedings, he shall inform the Commission in writing of his decision.

§ 1156. Violations and penalties

Whoever:

(1) makes any false statement in any application for a license, or

(2) fails to keep such records as shall fully and truly record all transactions connected with the conduct of the game, or

(3) makes any false entry in any records so far as they relate to any transaction connected with the conduct of the game, or

(4) violates any of the applicable provisions of the Constitution, this chapter or of any term of such license:

Shall for the first offense, be fined not more than \$1,000 or imprisoned not more than ninety days or both and the organization convicted or with which the convicted person is connected may be declared to have forfeited any license issued under this chapter and may be declared ineligible to apply for new license for such period as the Court directs, and for a second offense be fined not more than \$3,000 or imprisoned not more than three years, or both, and the organization convicted or with which the convicted person is connected shall be ineligible to apply for a license under this chapter for such period as the Court directs.

Section 2. The sum of \$15,000 is appropriated to the Bingo Control Commission for the biennium ending June 30, 1959.

Section 3. This act shall be effective only upon the final adoption of the Constitutional Amendment proposed in Chapter 612, Volume 50, Laws of Delaware. If such Constitutional Amendment is not adopted, this act shall be null and void.

Upon the adoption of such Constitutional Amendment and the passage of this act the Governor may appoint the Commission provided for herein and the Commission may organize, adopt rules and prepare to carry out its duties hereunder. Under no circumstances shall bingo be played or licenses issued until after favorable action at the referendum provided for in such Constitutional Amendment.

Section 4. This is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer from the General Fund.

Approved May 1, 1957.

CHAPTER 66

APPROPRIATION

VETERANS OF FOREIGN WARS

**AN ACT APPROPRIATING MONEY TO THE VETERANS OF
FOREIGN WARS, DEPARTMENT OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House concurring therein):

Section 1. The sum of Three Thousand Dollars (\$3,000.00) is hereby appropriated to the Veterans of Foreign Wars, Department of Delaware, for operation expenses for the biennium beginning July 1, 1957 and ending June 30, 1959. Fifteen Hundred Dollars (\$1500.00) of said sum shall be paid within three months after July 1, 1957 and a like sum of Fifteen Hundred Dollars (\$1500.00) shall be paid within three months after July 1, 1958, to the duly elected Finance Officer of the Veterans of Foreign Wars, Department of Delaware, upon warrants signed by the said Finance Officer and approved by the Auditor of Accounts.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 67

APPROPRIATION

CHILDREN OF VETERANS WHO DIED IN SERVICE

AN ACT APPROPRIATING MONEYS FOR EDUCATION AND TRAINING OF CHILDREN OF VETERANS OF WORLD WAR I, WORLD WAR II AND KOREAN CONFLICT WHO DIED WHILE IN THE SERVICE OF THE ARMY, NAVY, MARINE CORPS, AIR FORCES OR COAST GUARD OF THE UNITED STATES OR WHO DIED FROM DISEASE, WOUNDS OR DISABILITIES RESULTING FROM SUCH SERVICE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Thirteen Thousand Five Hundred Dollars (\$13,500.00) is appropriated for the use and benefit of the children, as hereinafter defined, of members of the personnel, male and female, who have served, or are now serving, or who may hereafter serve in any branch of the Army, Navy, Marine Corps, Air Forces or Coast Guard of the United States of America and who were killed or who may hereafter be killed, while in such service, and/or who may have died or may hereafter die from disease, wounds or disabilities arising, and/or resulting from such service, either in World War I, World War II or Korean Conflict, for the biennium beginning July 1, 1957 and ending June 30, 1959. Six Thousand Seven Hundred Fifty Dollars (\$6,750.00) of said sum is appropriated for the fiscal year beginning July 1, 1957 and Six Thousand Seven Hundred Fifty Dollars (\$6,750.00) of said sum is appropriated for the fiscal year beginning July 1, 1958.

Section 2. The word "children" referred to in Section 1 of this Act is further defined as those children who are not under sixteen (16) years of age or over twenty-one (21) years of age and who have been domiciled in the State of Delaware for twelve (12) or more consecutive months prior to the application for assistance under this Act, and who are attending or may hereafter attend any educational or training institution in the

State of Delaware, provided, however, that if the type of training or courses cannot be secured in any institution or agency within the State of Delaware, the Director of the State Board for Vocational Education may use these funds for such training in any institution outside of the bounds of the State, and provided, further, that any child having entered upon a course of training or education, under the provisions of this Act, consisting of a course of not more than four (4) years, and arriving at the age of twenty-one (21) years before the completion of said course, may continue in said course and receive all the benefits of the provisions of this Act until said course is completed.

Section 3. The money appropriated by this Act shall be used for the purpose of providing and paying any tuition, matriculation fees, boards and room rent, books and school supplies, and other incidental items in connection with the education and/or training of such children in a sum not to exceed Five Hundred Dollars (\$500.00) for any one child for any one year.

Section 4. That the amounts that may be due or become due to any such educational or training institution, not in excess of the amount specified in Section 3 hereof, shall be payable to said institution as herein mentioned from the fund hereby created on vouchers approved by the Director of the State Board for Vocational Education. It shall be the duty of said Director to ascertain and pass on the eligibility of the children who may make application for the benefits provided in this Act; to satisfy himself of the attendance of such children at any such institution as is herein specified, and of the accuracy of the charge or charges submitted to said Director by the authorities of any such institution, on account of the attendance thereat of any such children as is herein provided for; provided that the necessary expenses incidental to the administration of the provisions of this Act shall be paid by the State Treasurer upon proper vouchers signed by the State Auditor, but said expenses shall not exceed the sum of Seven Hundred and Fifty Dollars (\$750.00) in any one year, and further provided that said incidental expenses so appropriated shall be in addition to the moneys appropriated in Section 1 of this Act.

Section 5. This Act is a supplementary appropriation act and the moneys hereby appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 68

APPROPRIATION

AMERICAN LEGION

**AN ACT APPROPRIATING MONEY TO THE AMERICAN
LEGION, DEPARTMENT OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members of each House thereof concurring therein):

Section 1. The sum of Four Thousand Dollars (\$4,000.00) is appropriated to the American Legion, Department of Delaware, for operation expenses for the biennium beginning July 1, 1957 and ending June 30, 1959. Two Thousand Dollars (\$2,000.00) of said sum shall be paid within three months after July 1, 1957 and a like sum of Two Thousand Dollars (\$2,000.00) shall be paid within three months after July 1, 1958, to the duly elected Finance Officer of the American Legion, Department of Delaware, upon warrants signed by the said Finance Officer and approved by the Auditor of Accounts.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 69

APPROPRIATION

DISABLED AMERICAN VETERANS

**AN ACT APPROPRIATING MONEY TO THE DISABLED
AMERICAN VETERANS OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House concurring therein):

Section 1. That the sum of One Thousand Dollars (\$1,000.00) is appropriated to the Disabled American Veterans of Delaware for operation expenses for the biennium beginning July 1, 1957 and ending June 30, 1959. Five Hundred Dollars (\$500.00) of said sum shall be paid within three months after July 1, 1957 and a like sum of Five Hundred Dollars (\$500.00) shall be paid within three months after July 1, 1958 to the service officer.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 70

APPROPRIATION

FIRE COMPANIES FOR RESCUE TRUCKS

AN ACT APPROPRIATING MONEY TO CERTAIN FIRE COMPANIES IN THE STATE OF DELAWARE WHICH MAINTAIN AND OPERATE A RESCUE TRUCK.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House thereof concurring therein):

Section 1. Each and every Fire Company in the State of Delaware outside the limits of the City of Wilmington, which does on the first day of June, 1957, maintain and operate and does continue to maintain and operate a rescue truck for the purpose of public service, there is appropriated the sum of Seven Hundred Fifty Dollars (\$750.00) annually for each fiscal year beginning July 1, 1957, and beginning July 1, 1958, to be used for the maintenance and operation of said rescue truck in the public service.

Section 2. The said sum of Seven Hundred Fifty Dollars (\$750.00) shall be paid by the State Treasurer to each of the said Fire Companies maintaining and operating a rescue truck in the public service within three months after the beginning of each of said fiscal years, and a certificate of the Secretary of the Delaware Volunteer Firemen's Association to the effect that the Fire Company did on the first day of June, 1957, and does continue to maintain and operate a rescue truck in the public service shall be sufficient authority for the payment of said sum of Seven Hundred Fifty Dollars (\$750.00) by the State Treasurer to said Fire Company.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 71

APPROPRIATION

VETERANS OF FOREIGN WARS

AN ACT MAKING APPROPRIATIONS TO THE VETERANS OF FOREIGN WARS, DEPARTMENT OF DELAWARE, FOR THE FURNISHING OF SERVICES TO VETERANS AND THEIR DEPENDENTS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members elected to each House concurring therein):

Section 1. The sum of Eight Thousand Dollars (\$8,000.00) is appropriated to the Veterans of Foreign Wars, Department of Delaware, Four Thousand Dollars (\$4,000.00) for each of the fiscal years beginning July 1, 1957 and July 1, 1958. These sums shall be paid to the duly elected finance officer of said organization within three (3) months after the beginning of each fiscal year, the warrants for such sums to be signed by the finance officer and approved by the Auditor of Accounts.

Section 2. The funds hereby appropriated shall be used to furnish services through a duly selected service officer to veterans of the armed forces of the United States. These services shall include the handling of claims as claims attorney and as a research specialist, any and all claims that any veteran or his dependents may have against the Federal Government of the United States as a result of service during a national emergency or in peace-time. The services shall further include services by said service officer as contact agent for all veterans for employment and/or rehabilitation; assistance in procurement of State burial allowances; the procurement and assignment of attorneys to assist deserving veterans in civil court cases and to act as an intermediary to procure assistance, financial or otherwise, from State or private welfare organizations.

Section 3. The Veterans of Foreign Wars, Department of Delaware, shall through its service officer present at the beginning of each biennial session of the General Assembly of the

State of Delaware, a report to the Governor of the State and to the presiding officers of both branches of the General Assembly concerning the accomplishments during the preceding biennium, and also a detailed statement as to the expenditure of the appropriations hereby made.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 72

RELATING TO PENSION PLAN

AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE, RELATING TO STATE EMPLOYEES' PENSION PLAN, BY CHANGING THE CONDITIONS UNDER WHICH THE SURVIVING SPOUSE OF A DECEASED EMPLOYEE MAY BE ELIGIBLE FOR PAYMENTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 55, Title 29, Delaware Code, is amended by adding thereto a new section to read as follows:

§ 5547. Benefits payable to surviving spouse

The surviving spouse of any employee who has died after having served in covered employment for at least 15 years and who was (a) retired for disability and receiving a disability pension under this Chapter or, (b) in covered employment at the time of his death shall, until the death or remarriage of such surviving spouse, receive a pension equal to one half the amount which

(a) a retired employee was or shall be receiving at the time of his death, or

(b) an unretired employee was or shall be entitled to receive if he had retired for disability on the day of his death.

Section 2. There is hereby appropriated to the State Treasurer the sum of One Thousand Two Hundred Fifty Dollars (\$1,250.00) for the fiscal year beginning July 1, 1956, and the sums of Two Thousand Five Hundred Dollars (\$2,500.00) for each of the two fiscal years beginning, respectively, on July 1, 1957, and July 1, 1958, for the purpose of carrying out the provisions of this Act.

Section 3. The sums required by each State Agency for pensions payable to the surviving spouses of employees of such agency in the biennium beginning July 1, 1959, and each bien-

nium thereafter shall be included in the estimate of each such agency reported to the Budget Commission and in the Budget Appropriation Bill submitted to the General Assembly.

Section 4. This is a Supplementary Appropriation Act, and the sums hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 73

PERMITTING WAIVER OF PENSION BENEFITS

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" TO PERMIT THE WAIVER OF PENSION BENEFITS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 55, Title 29, Delaware Code is amended by adding a new section thereto as follows:

§ 5510. Waiver of benefits

Any person entitled to any pension under this chapter may decline to accept all or any part of such pension by a waiver signed and filed with the State Treasurer. Such waiver may be revoked in writing at any time, but no payment of the pension waived shall be made covering the period during which such waiver was in effect.

Approved May 3, 1957.

CHAPTER 74

APPROPRIATION

STATE HOSPITAL AT FARNHURST

AN ACT TO PROVIDE FOR THE COMPLETION OF THE CONSTRUCTION, EQUIPPING AND FURNISHING OF BUILDINGS UNDER CONSTRUCTION AT THE STATE HOSPITAL AT FARNHURST AND MAKING AN APPROPRIATION THEREFOR.

WHEREAS, the 118th General Assembly enacted Chapter 136, Volume 50, Laws of Delaware, which among other things provided funds for the construction, equipping and furnishing of a re-educational building for 105 female patients and a continuous treatment building for 70 male patients at the Delaware State Hospital at Farnhurst, and

WHEREAS, increased costs have made it impossible to complete these buildings with the funds previously appropriated, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Trustees of the Delaware State Hospital at Farnhurst the sum of \$250,000 or so much thereof as may be necessary to complete the construction, equipping and furnishing of new buildings for 105 female patients and for 70 male patients at the Delaware State Hospital at Farnhurst.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said

appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved May 3, 1957.

CHAPTER 75

APPROPRIATION

PENSIONS FOR PARAPLEGIC VETERANS

AN ACT TO AMEND TITLE 20, DELAWARE CODE, ENTITLED "MILITARY AND CIVIL DEFENSE" TO PROVIDE PENSIONS FOR PARAPLEGIC VETERANS AND APPROPRIATING FUNDS.

WHEREAS, the people of the State of Delaware are indebted to the veterans described herein, and fully cognizant of these veterans' acute need for assistance in supplementing their income, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 20, Delaware Code, is amended by adding thereto a new chapter to read as follows:

CHAPTER 10. PARAPLEGIC VETERANS**§ 1001. Pension benefits**

(a) Each paraplegic veteran eligible for benefits hereunder shall receive a pension from the State of \$600 per year payable in equal monthly installments at the end of each month in which such veteran is eligible.

(b) In order to be eligible for the benefits listed in subsection (a) hereof a veteran must file evidence with the State Treasurer that:

(1) He is paraplegic and fully disabled to the extent that he has no voluntary control over either of his legs; and

(2) He is listed on the rolls of the United States Veterans Administration as totally disabled for the cause listed in (1) above; and

(3) The disability is a direct result of service in the Armed Forces of the United States while the United States was officially at war or during a period when the United States was engaged in hostilities with another nation as a member of the United Nations; and

(4) For a full calendar year immediately preceding entry in the Armed Forces the veteran was a bona fide resident of the State of Delaware.

(c) If at any time the veteran ceases to be totally disabled as listed in subsections (b) (1) and (2) hereof he shall immediately notify the State Treasurer of his change in status and shall cease to be eligible for benefits hereunder.

Section 2. This act shall become effective on the first day of the month next following its approval by the Governor but eligible veterans may submit proof of eligibility immediately upon approval hereof.

Section 3. The sum of \$7,200 is appropriated to the State Treasurer for the period beginning with the effective date of this act and ending June 30, 1958 and a like sum of \$7,200 is appropriated to the State Treasurer for the fiscal year ending June 30, 1959 in order to make the payments provided for herein.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 3, 1957.

CHAPTER 76

RELATING TO ABANDONMENT OF LIVING CREATURES

AN ACT TO AMEND CHAPTER 3, TITLE 11, DELAWARE CODE, RELATING TO ABANDONMENT OF LIVING CREATURES; PENALTIES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. § 340, Title 11, Delaware Code, is amended to read as follows:

§ 340. Abandonment of Living Creatures

Whoever being the owner, possessor or harborer or driver of any living creature other than a human being and who shall wilfully abandon the same shall be fined not more than One Hundred Dollars (\$100.00) for every such offense, and may be imprisoned until the fine is paid, but for a period not to exceed 30 days.

Section 2. The Justices of the Peace shall have jurisdiction to hear and determine violations of this section.

Approved May 3, 1957.

CHAPTER 77

WOODSIDE

**AN ACT TO AMEND THE CHARTER OF THE TOWN OF
WOODSIDE IN KENT COUNTY BY INCREASING THE
AMOUNT THAT CAN BE RAISED EACH YEAR BY
TAXES.**

*Be it enacted by the General Assembly of the State of
Delaware (two-thirds of all Members elected to each House
concurring therein):*

Section 1. Section 6, Chapter 229, Volume 26, Laws of Delaware, as amended by Chapter 277, Volume 46, Laws of Delaware is further amended by striking out and repealing so much of line four of paragraph one of Section 6 thereof as follows: "Five Hundred Dollars" and enacting and inserting in lieu thereof the following "One Thousand Dollars."

Approved May 3, 1957.

CHAPTER 78

CONSTITUTIONAL AMENDMENT

**AN ACT AGREEING TO THE PROPOSED AMENDMENT TO
ARTICLE IV OF THE CONSTITUTION OF THE STATE
OF DELAWARE, RELATING TO THE JUDICIARY.**

WHEREAS, an amendment to the Constitution of the State of Delaware was proposed to the 118th General Assembly as follows:

**AN ACT PROPOSING A CERTAIN AMENDMENT TO
ARTICLE IV OF THE CONSTITUTION OF THE STATE
OF DELAWARE, RELATING TO THE JUDICIARY.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House agreeing thereto):

Section 1. Article IV, Section 25 of the Constitution of the State of Delaware is repealed; provided, however, that until the effective date of legislation enacted by the General Assembly dealing with the subject matter of said Section 25, the existing provisions of said section shall continue in full force and effect.,
AND

WHEREAS, the said proposed amendment was agreed to by two-thirds of all the members elected to each House in the said 118th General Assembly, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. The said proposed amendment is agreed to and adopted and shall forthwith become a part of the Constitution.

Effective April 29, 1957.

CHAPTER 79

CONSTITUTIONAL AMENDMENT

**AN ACT PROPOSING AMENDMENTS TO ARTICLE IV OF
THE CONSTITUTION OF THE STATE OF DELAWARE,
RELATING TO THE JUDICIARY.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. Paragraph (1) of Section 11 of Article IV of the Constitution of the State of Delaware is amended to read as follows:

(1) (a) To receive appeals from the Superior Court in civil causes and to determine finally all matters of appeal in the interlocutory or final judgments and other proceedings of said Superior Court in civil causes: Provided that on appeal from a verdict of a jury, the findings of the jury, if supported by evidence, shall be conclusive.

(1) (b) To receive appeals from the Superior Court in criminal causes, upon application of the accused in all cases in which the sentence shall be death, imprisonment exceeding one month, or fine exceeding One Hundred Dollars, and in such other cases as shall be provided by law; and to determine finally all matters of appeal on the judgments and proceedings of said Superior Court in criminal causes: Provided, however, that appeals from the Superior Court in cases of prosecution under Section 8 of Article V of this Constitution shall be governed by the provisions of that Section.

Section 2. That paragraph (2) of Section 11 of Article V of the Constitution of the State of Delaware be amended to read as follows:

(2) Wherever in this Constitution reference is made to a writ of error or a proceeding in error to the Superior Court, such reference shall be construed as referring to the appeal provided for in Section (1) (a) and Section (1) (b) of this Article.

CHAPTER 80

RELATING TO FOOD HANDLERS IN SCHOOLS

AN ACT TO AMEND TITLE 16, DELAWARE CODE, ENTITLED "HEALTH AND SAFETY" TO AUTHORIZE STATE BOARD OF HEALTH TO REGULATE FOOD HANDLERS IN SCHOOLS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 122 (3) (J) is amended to read as follows:

(J) Provide for proper sanitation, ventilation, and hygiene in schools and for sanitary and health requirements for food handlers in the schools not less stringent than the requirements for food handlers in public eating places.

Approved May 6, 1957.

CHAPTER 81

APPROPRIATION

SECRETARY OF STATE FOR MICROFILMING STATE
RECORDS

**AN ACT APPROPRIATING FUNDS TO THE SECRETARY OF
STATE FOR MICROFILMING STATE RECORDS UNDER
HIS JURISDICTION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$16,000 is appropriated to the Secretary of State for the purpose of microfilming State documents under his jurisdiction and purchasing equipment and supplies in connection therewith. The Secretary of State is authorized to transfer all or any part of such funds to the State Archives Commission in connection with such microfilming.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware. No portion of the money appropriated as aforesaid shall revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished.

Approved May 6, 1957.

CHAPTER 82

RELATING TO STATE BOARD OF CORRECTIONS
EMPLOYEES**AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE
CODE, ENTITLED "PRISONS AND PRISONERS" TO
GIVE POLICE POWERS TO CERTAIN EMPLOYEES OF
THE STATE BOARD OF CORRECTIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Subchapter IV, Chapter 65, Title 11, Delaware Code, is amended by adding the following new section at the end thereof:

**§ 6534. Police powers of correctional officers and employees;
limitations**

All correctional officers and employees of the Board shall have the full power of a State police officer while on duty: (1) at one of the correctional institutions, or (2) in charge of prisoners at any place within the State and while going to or returning from such duty, or (3) searching for escaped prisoners; provided, however, that only those correctional officers and employees who have been sworn in by the Director shall have the power of a police officer hereunder. The Board shall provide appropriate identification for all such correctional officers and employees.

Approved May 6, 1957.

CHAPTER 83

PENSIONS FOR STATE BOARD OF CORRECTIONS EMPLOYEES

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" IN RESPECT TO STATE PENSIONS FOR EMPLOYEES OF THE STATE BOARD OF CORRECTIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5522, Title 29, Delaware Code, is amended by adding the following new paragraph at the end thereof:

Any employee of the State Board of Corrections who at any time was employed by the Trustees or Levy Courts having charge of the county prisons, prison farm, workhouse or jails in connection with such institutions shall receive full credit in computing the number of years service required to receive pension benefits and in computing pension benefits within the meaning of this chapter for the time he was employed by any political subdivision of the State or municipality within the State without regard to the lapse of time between such employment and his subsequent employment with the State Board of Corrections and without regard to the nature of his prior employment.

Section 2. Section 7 of Chapter 486, Volume 50, Laws of Delaware is repealed.

Section 3. This act shall be effective as of July 1, 1956.

Approved May 6, 1957.

CHAPTER 84

APPROPRIATION

STATE HIGHWAY DEPARTMENT FOR FLOOD CONTROL
IN CITY OF NEW CASTLE**AN ACT AUTHORIZING AND DIRECTING THE STATE
HIGHWAY DEPARTMENT TO STUDY AND CONSTRUCT
A SYSTEM OF FLOOD CONTROL IN THE CITY OF NEW
CASTLE AND APPROPRIATE FUNDS THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware:

WHEREAS, as certain streets, walks, landings and property in the City of New Castle have been damaged by flooding and tidal movements of the Delaware River and further damage will be sustained unless a system of flood control is constructed to prevent it:

Section 1. The State Highway Department of the State of Delaware is directed to study and construct a system of flood control in the City of New Castle designed to prevent the flooding and erosion of streets, highways and property within the City of New Castle.

Section 2. The State Highway Department is hereby given discretion to determine the type or system of flood control authorized hereunder.

Section 3. The sum of One Hundred and Twenty-Five Thousand Dollars (\$125,000.00) is appropriated for the purposes stated, and the State Treasurer is directed to pay the amount appropriated upon proper vouchers drawn by the State Highway Department.

Section 4. The State Highway Department shall without delay proceed to carry into effect the purposes of this Act and the sum hereby appropriated shall remain available for said purposes until the purposes of this Act have been fully carried out.

Section 5. This bill shall be known as a Supplementary Appropriation Act and the moneys hereby appropriated shall be paid out of the General Fund of the State Treasury from sums not otherwise appropriated.

Approved May 8, 1957.

CHAPTER 85

APPROPRIATION

UNIVERSITY OF DELAWARE FOR SCHOLARSHIPS

AN ACT TO APPROPRIATE FUNDS TO THE UNIVERSITY OF DELAWARE FOR THE PURPOSE OF ESTABLISHING SCHOLARSHIPS AT THE UNIVERSITY OF DELAWARE TO BE AWARDED TO STUDENTS DESIROUS OF ENTERING THE TEACHING PROFESSION.

WHEREAS a scholarship fund has been enacted and re-enacted by past sessions of the General Assembly of Delaware, and

WHEREAS students are now enrolled in the University of Delaware with assistance derived from these past enactments; and

WHEREAS the current fund will by law expire, unless re-enacted on June 30, 1957; and

WHEREAS the necessary supply of teachers is not now available through the University of Delaware for supplying the school Districts of Delaware and consequently it is necessary to increase the number of students afforded an opportunity to study toward the teaching profession at the University of Delaware; and

WHEREAS the University of Delaware has used monies from other scholarship funds to assist the teacher training scholarships program; and

WHEREAS to meet expanding needs and enrollment additional sums are needed, NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The amount of fifty thousand dollars (\$50,000.00) is hereby appropriated to the University of Delaware for the fiscal year beginning July 1, 1957 and the amount of fifty thousand dollars (\$50,000.00) for the fiscal year beginning July 1, 1958 for use as teacher-training scholarships.

Section 2. The scholarships herein provided for shall not be for any fixed amount per student but shall be made available to students upon a basis of economic need, academic achievement and general citizenship.

Section 3. The scholarships herein provided for shall be administered in the University of Delaware by the General University Student Aid Program.

Section 4. Scholarship grants shall be for one year or semester and renewal shall be contingent upon application by the student and upon the same qualifications for which the scholarship was first granted to the student.

Section 5. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Fund of the State Treasury, not otherwise appropriated.

Approved May 8, 1957.

CHAPTER 86

APPROPRIATION

UNIVERSITY OF DELAWARE FOR AID TO NEEDY
STUDENTS

AN ACT TO AMEND CHAPTER 55, TITLE 14 OF THE DELAWARE CODE BY ESTABLISHING A PROGRAM FOR FINANCIAL AID TO NEEDY STUDENTS AT THE UNIVERSITY OF DELAWARE WHO ARE DELAWARE RESIDENTS AND APPROPRIATING FUNDS THEREFOR.

WHEREAS, it is the belief of the General Assembly that in a democracy persons of all economic levels should have an opportunity to obtain a college education, and

WHEREAS, recognition is made of the need in the State for more highly trained personnel in order to advance the economy and culture of the State, and

WHEREAS, the present aid opportunities, in the form of scholarships, grants or employment, are not sufficiently great to guarantee that persons of varying aptitude and academic record can obtain the necessary assistance to meet the average cost per school year at the University of Delaware,

NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. §§ 5501-5503 of Chapter 55, Title 14 of the Delaware Code in their present form are hereby designated as Subchapter 1 to be entitled "General" and Chapter 55, Title 14 of the Delaware Code is amended by adding a new subchapter to read as follows:

SUBCHAPTER II Aid to Needy Delaware Students

§ 5520. Establishment of aid program; purpose

There is hereby established a program to provide financial aid to needy Delaware residents who are enrolled or selected as students at the University of Delaware to the end that no resident of this State shall be denied an opportunity for a college education because of financial need.

§ 5521. Administration of program

The aid program shall be administered by the Officer of the University of Delaware who is designated by the President as responsible for the total University financial aid program.

§ 5522. Application; grants; duration

Each applicant for aid shall provide on forms supplied by the University, biographical information, a financial budget, and a parents' financial statement. Financial grants shall not be for any fixed amount per student and grants shall be made available to students who are qualified to matriculate or to continue their courses of study solely upon the basis of economic need. All grants shall be for one year or for one semester and may be renewed if a qualified student reapplies in the same manner required for an initial request for assistance.

§ 5523. Principles governing administration

In the administration of this subchapter no discrimination shall be made on the basis of field of study, county residence, sex, campus residence or commutation. As long as funds are available to meet the needs of all qualified students, no preference shall be given to one student over another because of superior ability or academic accomplishment.

§ 5524. Annual reports to General Assembly

Within a reasonable time after the end of each fiscal year the University officer responsible for the administration of this subchapter shall submit through the appropriate University

channels a written report to the General Assembly in which shall be outlined the number of grants given, the amount received by each student and an analysis of whether the aim of this subchapter to eliminate economic need as a bar to an education at the University of Delaware has been accomplished.

Section 2. This act shall be known as the "Delaware Right To Education Act".

Section 3. The amount of \$30,000.00 is hereby appropriated to the University of Delaware for the fiscal year beginning July 1, 1957, and the amount of \$57,000.00 is hereby appropriated to the University of Delaware for the fiscal year beginning July 1, 1958, in order to carry out the purposes of this act.

Section 4. This act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Fund of the State.

Approved May 8, 1957.

CHAPTER 87

APPROPRIATION

STATE HIGHWAY DEPARTMENT

AN ACT APPROPRIATING MONEY TO THE STATE HIGHWAY DEPARTMENT FOR MAINTENANCE, REPAIRS AND RECONSTRUCTION OF CERTAIN STREETS AND ROADS.

WHEREAS the 118th General Assembly passed Senate Bill No. 387 which is now of record as Chapter 380, Volume 50 Laws of Delaware, and

WHEREAS more money is needed for this work, now therefore

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the sum of \$1,225,000.00 is hereby appropriated to the State Highway Department for the biennium from July 1, 1957 to June 30, 1959 to be used solely for the purpose of repairing, maintaining and reconstructing streets and roads, situate in unincorporated suburban communities throughout the State, which were built or created between July 1, 1935 and July 1, 1951.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses.

Approved May 14, 1957.

CHAPTER 88

APPROPRIATION

MOTOR VEHICLE DEPARTMENT

AN ACT TO APPROPRIATE FUNDS TO THE STATE HIGHWAY DEPARTMENT FOR THE USE OF THE MOTOR VEHICLE DIVISION FOR THE FISCAL YEAR ENDING JUNE 30, 1957.

WHEREAS, it is estimated that the Division of Motor Vehicles will require the sum of \$66,978.49 to defray unforeseen operating, office, travel and equipment expenses until the end of the current fiscal year, NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the sum of \$66,978.49 is hereby appropriated to the State Highway Department for the use of the Motor Vehicle Division.

Section 2. That the sum hereby appropriated shall be disbursed to the following accounts of the Motor Vehicle Division:

Office Expense
Operations
Travel
Equipment

Section 3. This Act is a supplemental appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 14, 1957.

CHAPTER 89

APPROPRIATION

SOIL CONSERVATION COMMISSION

AN ACT MAKING AN APPROPRIATION TO THE STATE SOIL CONSERVATION COMMISSION FOR THE PURCHASE OF HEAVY EARTH-MOVING MACHINERY AND OTHER EQUIPMENT NEEDED IN THE SOIL CONSERVATION WORK OF THE STATE, MAKING PROVISION FOR THE RE-PAYMENT THEREOF, AND DESIGNATING THE BOARDS OF SOIL DISTRICT SUPERVISORS TO OVERSEE THE USE OF SAID EQUIPMENT AND MACHINERY.

WHEREAS, there exists the need of heavy earth-moving equipment by the Boards of Soil District Supervisors of the Soil Conservation Districts of the State for the purpose of cleaning out the main drainage ditches; and

WHEREAS, the cleaning of these ditches is imperative to be effective drainage of the farm lands, the economic crop production, and the general health and welfare of the people; NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Soil Conservation Commission the sum of Sixty Thousand Dollars (\$60,000.00) for the purchase of heavy earth-moving and other machinery and equipment needed in the soil conservation work of the State.

Section 2. The State Soil Conservation Commission upon application from the various County Boards of Soil Supervisors of the County Soil Conservation Districts shall allocate out of the total appropriation made to it by this Act, certain sums or parts thereof for use by such County Boards for the purchase of heavy earth-moving and other machinery needed in the soil

conservation work of the State, and shall turn over the funds allocated as in this Section provided to the applying Board or Boards of District Soil Supervisors.

Section 3. The various County Boards of Soil Supervisors are authorized to use the machinery so purchased in Soil Conservation work, and to make a charge for such use sufficient to cover cost of operation and repayment cost when work is done for individual persons, corporations or associations of the State.

Section 4. The repayment charges received as provided in Section 3 hereof shall be remitted by the various County Boards of Soil Supervisors to the State Soil Conservation Commission to be turned over by said Commission to the State Treasurer of the State of Delaware, at least monthly when funds are received from such use.

Section 5. The money so collected by a County Board of Supervisors shall be credited on the books of the State Soil Conservation Commission and upon the books of the State Treasurer as repayments on account of the total amount allocated for use in a certain Soil Conservation District and shall be deposited to the credit of the General Fund.

Section 6. The earth-moving and other machinery and equipment needed for the soil conservation work of the State purchased as aforesaid shall become the property of the County Board of Soil Supervisors upon repayment by said Board of the total sum allocated to it for the purchase of the same. For the purpose of such repayment, each County Board of Soil Supervisors shall be allowed the term of five (5) years from the date conservation funds are received by it out of the total appropriation hereby made.

Section 7. Until all loans made against this appropriation and previous appropriations for the purchase of earth-moving and other machinery and equipment have been paid in full, such loans shall be considered a lien against said equipment by the State of Delaware and shall be satisfied before the sale of such equipment may be made by the County Board of Soil Supervisors.

Section 8. The funds hereby appropriated shall become available on the first day of July, A. D. 1957, and shall be available for use as herein provided for a period of Ten (10) years from said date, and shall be paid by the State Treasurer upon warrants approved by the proper officials of the State Soil Conservation Commission.

Section 9. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Fund of the State Treasury not otherwise appropriated unless an omnibus bond bill, including the above appropriation, is enacted into law by the 119th General Assembly of the State of Delaware in which event the above appropriation shall be paid out of moneys received by the sale of bonds authorized under said Act.

Approved May 14, 1957.

CHAPTER 90

SECOND OFFENSES IN MOTOR VEHICLE VIOLATIONS

AN ACT TO AMEND TITLE 21, DELAWARE CODE, ENTITLED "MOTOR VEHICLES" IN RESPECT TO CERTAIN SECOND OFFENSES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 4111 (a), Title 21, Delaware Code, is amended by adding the following sentence at the end thereof.

In determining whether an offense is a second offense hereunder no offense prior to February 29, 1956 shall be taken into consideration.

Approved May 14, 1957.

CHAPTER 91

RESPECTING SURPLUS PRISON PRODUCTS

AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE CODE, ENTITLED "PRISONS AND PRISONERS" IN RESPECT TO SURPLUS PRODUCTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6511, Title 11, Delaware Code, is amended by adding the following new subsection at the end thereof:

(d) In the event that there is a surplus of the products of the Board's institutions and farms which cannot be sold to the other institutions supported in whole or in part by taxes levied within the State, the Board may sell such surplus products on the open market. All funds received from such sales shall be deposited in the General Fund.

Approved May 14, 1957.

CHAPTER 92

DOVER

AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, BY PROVIDING FOR THE BORROWING OF MONEY AND ISSUANCE OF NOTES IN ANTICIPATION OF AN AUTHORIZED BOND ISSUE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members of each House concurring therein):

Section 1. The Charter of The City of Dover, Chapter 158, Volume 36, Laws of Delaware, as amended by Chapter 318, Volume 49, Laws of Delaware, is hereby further amended by adding at the end of Section 50 thereof the following paragraphs, to be known as Subsection 50 (d):

(d) After a favorable referendum vote authorizing the sale of bonds as provided in Subsections (b) and (c) of this Section and in anticipation of the sale and issuance of said bonds, the Mayor and Council may borrow money and issue the notes of the City to the extent of the amount of bonds authorized to be sold, less the amount of any bonds theretofore issued under the authority of the same referendum. The said borrowing shall be authorized by a resolution of the Council which shall have the affirmative vote of three-fourths of the members thereof and the approval of the Mayor, and the note or notes thereby authorized shall be signed by the Mayor and Treasurer of the City. When issued and signed in accordance with this Subsection the faith and credit of the City shall be deemed to be pledged for the repayment of said notes.

The note or notes issued in anticipation of a bond issue may be renewed from time to time, but all such notes shall mature and be paid from the proceeds of the sale of bonds not more than one year after the date of borrowing. Said notes may be redeemed at par and accrued interest at any time prior to their maturity if the right so to do shall have been reserved.

Approved May 14, 1957.

CHAPTER 93

DOVER

AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, BY REVISING THE METHOD OF HEARING APPEALS FROM THE GENERAL ASSESSMENT.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members of each House concurring therein):

Section 1. The Charter of The City of Dover, Chapter 158, Volume 36, Laws of Delaware, is hereby amended by striking out the fourth and fifth paragraphs of Section 47 of the said Charter, as the same appears in amended form in Chapter 314, Volume 47, Laws of Delaware, and inserting in lieu thereof the following three paragraphs:

The assessment shall be set down by the assessor or assessors in two or more copies, as the Council shall direct, and shall be delivered to the Council as soon as made. The real property of the assessor or assessors shall be assessed by the Council. The Council shall, prior to the 15th day of March of the year 1950 and of each year thereafter, cause a copy of the general assessment to be posted in two public places in the City, there to remain for the space of ten days for public information.

Council may direct that appeals from any general assessment shall be heard by a committee of not less than three councilmen appointed by the Mayor. Such a committee of councilmen shall sit at a stated place and time to hear the appeals of all taxpayers dissatisfied with the assessment of their properties, shall collect such information as they deem proper and shall report their findings and recommendations to a meeting of full Council. At the said meeting of the full Council the recommendations of the committee shall be received, together with such other information as the Council shall permit or require, and each appealing taxpayer may be heard in behalf of his appeal. The Council shall have full power to correct, revise, alter, add to,

deduct and take from the assessment. The decision of a majority of the councilmen sitting shall be final and conclusive, provided that no councilman shall vote on his own appeal.

Notice of the day, hour and place that a committee of councilmen will sit to hear appeals and of the day, hour and place when the full Council will sit to act on such appeals shall be posted with the general assessment in two public places for a period of ten days as aforesaid. Notice of the posting of the copies of the assessment and of the times and places of the meetings of the committee of councilmen and of the full Council to hear appeals shall be published in at least one issue of a newspaper published in the City.

Approved May 14, 1957.

CHAPTER 94

MID-DEL ASSOCIATION FOR RETARDED CHILDREN

**AN ACT AUTHORIZING THE LEVY COURT OF KENT
COUNTY TO APPROPRIATE A CERTAIN SUM TO THE
MID-DEL ASSOCIATION FOR RETARDED CHILDREN
FOR OPERATIONAL EXPENSES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The Levy Court of Kent County is authorized to appropriate the sum of \$500.00 to the Mid-Del Association for Retarded Children, for operational expenses.

Approved May 16, 1957.

CHAPTER 95

MENTAL HEALTH TRAINING AND RESEARCH

AN ACT TO AMEND CHAPTER 464, VOLUME 50, LAWS OF DELAWARE, IN REGARD TO MENTAL HEALTH TRAINING AND RESEARCH.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 464, Volume 50, Laws of Delaware, is amended by striking out Section 1 thereof and substituting the following Section 1:

Section 1. The sum of \$120,000 is appropriated to the Board on Mental Health and Research hereinafter established to establish a coordinated program of research and training throughout the State by improving personnel and facilities for research and training at various Delaware institutions. Any funds herein appropriated which are not expended for the purposes listed by June 30, 1958 shall revert to the General Fund.

Approved May 17, 1957.

CHAPTER 96

APPROPRIATION

STATE BOARD OF CORRECTIONS

**AN ACT APPROPRIATING FUNDS TO THE STATE BOARD
OF CORRECTIONS TO BUY LAND ADJACENT TO THE
KENT COUNTY CORRECTIONAL INSTITUTION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$20,000 is appropriated to the State Board of Corrections to purchase land adjacent to the Kent County Correctional Institution.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 17, 1957.

CHAPTER 97

CONSTITUTIONAL AMENDMENT

**AN ACT AGREEING TO THE PROPOSED AMENDMENT TO
ARTICLE IV OF THE CONSTITUTION OF THE STATE
OF DELAWARE.**

WHEREAS, an amendment to the Constitution of the State of Delaware was proposed to the 118th General Assembly as follows:

AN ACT PROPOSING AN AMENDMENT TO SECTION 3 OF ARTICLE IV OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE APPOINTMENT OF MEMBERS OF THE STATE JUDICIARY BY REQUIRING THE GOVERNOR TO ADDRESS A PUBLIC LETTER TO THE PRESIDENT OF THE SENATE STATING THE NAME OF THE PERSON HE INTENDS TO APPOINT AT LEAST TEN DAYS PRIOR TO THE SUBMISSION OF SUCH PERSON'S NAME TO THE SENATE FOR CONFIRMATION.

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 Article IV of the Constitution of the State of Delaware be and the same is hereby amended by adding an additional paragraph to said Section 3 of said Article IV to read as follows:

Fourth, before sending the name of any person to the Senate for confirmation as the appointment of the Governor to a vacancy in any Judicial Office as aforesaid, the Governor shall, not less than ten (10) days before sending the name of such person to the Senate for confirmation, address a public letter to the President of the Senate informing him that he intends to submit to the Senate for confirmation as an appointment to such vacancy the name of the person he intends to appoint, AND

WHEREAS, the said proposed amendment was agreed to by two-thirds of all the members elected to each House in the said 118th General Assembly, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. The said proposed amendment is agreed to and adopted and shall forthwith become a part of the Constitution.

Effective May 13, 1957.

CHAPTER 98

DELAWARE STATE COLLEGE

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" RELATING TO THE BOARD OF TRUSTEES OF DELAWARE STATE COLLEGE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6504, Title 14, Delaware Code, is amended to read as follows:

§ 6504. Board of Trustees; composition, appointment or election, term and vacancies

(a) The Board of Trustees of the College shall consist of eleven members whose appointment or election is provided for in subsections (b) and (c) hereof and the Governor of the State and the President of the College, both of whom shall be members of the Board, ex-officio.

(b) Six of the Trustees shall be appointed and commissioned by the Governor for a term of six years each, to begin upon the expiration of the term of the Trustee whom each is to succeed. Two such trustees shall reside in each county of the State.

(c) Five of the trustees shall be elected by a majority of the whole Board as constituted. One such trustee shall reside in each county of the State. They shall be elected for a term of six years each beginning September 1 in the year of election. The election of these trustees shall be held on the date and manner established in the by-laws. The first set of trustees elected under this subsection shall be elected as follows:

In 1957 one member shall be elected for a 4 year term and one member for a 5 year term. In 1958 one member shall be elected for a 6 year term and one member for a 5 year term and in 1959 one member shall be elected for a six year term.

(d) The Governor shall fill any vacancies that occur as to appointments made by the Governor, and the Board shall fill any vacancies that occur as to elections made by the Board. All vacancies occurring for reasons other than the expiration of the term shall be filled for the unexpired term.

Section 2. § 6505, Title 14, Delaware Code, is amended to read as follows:

§ 6505. Powers of Board; meetings, quorum and by-laws

The Board of Trustees shall have the superintendence of the College, with power to appoint and remove the faculty and other officers and agents of the College and of its own body; to fill vacancies and to make by-laws as well for the government of the College as its own government; and to conduct all the concerns of the institution. A majority of all those members appointed by the Governor and those members elected by the Board shall constitute a quorum. Meetings of the Board shall be held as the by-laws prescribe.

Section 3. § 6510 and § 6511, Title 14, Delaware Code are repealed.

Section 4. § 6512, Title 14, Delaware Code is redesignated as § 6510; subsection (c) is amended to read as follows:

(c) A committee to award such scholarships shall be selected by the President of the College.

Subsection (d) thereof is repealed and subsection (e) is redesignated as subsection (d).

Section 5. Nothing in this Act shall be construed to affect in any way the terms of the members of the Board of Trustees of Delaware State College who are serving at the time this Act becomes law.

Approved May 20, 1957.

CHAPTER 99

SPECIAL ELECTIONS

AN ACT TO AMEND TITLE 15, CHAPTER 71, DELAWARE CODE, RELATING TO SPECIAL ELECTIONS, BY CHANGING THE NUMBER OF DAYS ELAPSING BETWEEN RECEIPT OF THE WRIT AND HOLDING THE SPECIAL ELECTION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That § 7104, Title 15 of the Delaware Code is hereby amended by striking out the word "four" as it appears in the third line thereof and inserting in lieu thereof the word "ten".

Section 2. That § 7104, Title 15 of the Delaware Code is hereby further amended by striking out the word "five" as it appears in the third line thereof and inserting in lieu thereof the word "eleven".

Approved May 22, 1957.

CHAPTER 100

VALUATION AND ASSESSMENT OF PROPERTY

AN ACT TO AMEND CHAPTER 83 TITLE 9 OF THE DELAWARE CODE RELATING TO VALUATION AND ASSESSMENT OF PROPERTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 83, Title 9 of the Delaware Code is amended by striking out subsection (e) of § 8320 thereof and substituting and enacting in lieu thereof the following new subsection:

(e) The forms and schedules for the return of taxable property, provided for herein, shall have appended thereto a form of certificate to be signed by the person making the return, or in case of a firm, association of persons, or corporation, by a member of such firm or association of persons, or by an officer of the corporation duly authorized so to act, that the return as made is a true, full and complete list of all real property liable to assessment and taxation and that the return fairly and truly describes the property and truly represents its true condition. The fact that an individual's name is signed on a certification attached to a corporate report shall be prima facie evidence that such individual is authorized to certify the report on behalf of the corporation; however, the official title or position of the individual signing the corporate report shall be designated.

Approved May 22, 1957.

CHAPTER 101

GENERAL CORPORATION LAW

AN ACT TO AMEND CHAPTER 1, TITLE 8, DELAWARE CODE RELATING TO GENERAL CORPORATION LAW.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House thereof concurring therein):

Section 1. Chapter 1, Title 8 of the Delaware Code is amended by striking out § 344 thereof and substituting and enacting in lieu thereof a new section.

§ 344. Annual report

On or before the 30th day of June in each year, a foreign corporation doing business in this State shall file a report with the Secretary of State. The report shall be made on behalf of the corporation by its president, secretary, treasurer, or other officer duly authorized so to act, or by any two of its directors, or by any two of its incorporators in the event its board of directors shall not have been elected. The fact that an individual's name is signed on a certification attached to a corporate report shall be prima facie evidence that such individual is authorized to certify the report on behalf of the corporation; however, the official title or position of the individual signing the corporate report shall be designated. The report shall be on a calendar year basis and shall state with the degree of particularity required by section 102a (2) of this title, the location of its principal office in this State; the name of the agent upon whom service of process against the corporation may be served; the location or locations (city or cities, town or towns, street or streets, and number of same, if number there be) of the place or places of business of the corporation without this State; the names and addresses of all the directors and officers of the corporation and when the term of each expires; the date appointed for the next annual meeting of the stockholders for the election of directors; the number of shares of each class of the capital stock which is to be issued, if any, and the amount of the par value stock, and

the number of shares actually issued of each class of the capital stock which is to be issued, if any, and the amount of par value actually issued; the amount of capital invested in real estate and manufacturing in this State, and the tax paid thereon; and, if exempt from taxation for any cause, the specific facts entitling the corporation to exemption from taxation.

Approved May 22, 1957.

CHAPTER 102

CORPORATION FRANCHISE TAX

AN ACT TO AMEND CHAPTER 5, TITLE 8 OF THE DELAWARE CODE RELATING TO CORPORATION FRANCHISE TAX.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 5, Title 8 of the Delaware Code is amended by striking out subsection (a) of § 502 thereof and substituting and enacting in lieu thereof the following new subsection:

(a) Annually on or before the first Tuesday in January, every corporation now existing or hereafter incorporated under Chapter 1 of this title or which has accepted the provisions of the Constitution of this State, shall make an annual report to the Secretary of State. The report shall be signed by the corporation's president, secretary, treasurer or other proper officer duly authorized so to act, or by any two of its directors, or by any two incorporators in the event its board of directors shall not have been elected. The fact that an individual's name is signed on a certification attached to a corporate report shall be prima facie evidence that such individual is authorized to certify the report on behalf of the corporation; however, the official title or position of the individual signing the corporate report shall be designated. The report shall contain the following information: the location of its principal office in this State, stated with the degree of particularity required by subsection (a) (2) of section 102 of this title; the name of the agent upon whom service of process against the corporation may be served; the location or locations (city or cities, town or towns, street or streets and number of same, if number there be) of the place or places of business of the corporation without this State; the names and addresses of all the directors and officers of the corporation and when the terms of each expire; the date appointed for the next annual meeting of the stockholders for the election of directors; the number of shares and the par value per share

of each class of capital stock having a par value and the number of shares of each class of stock without par value which the corporation is authorized to issue and the number of shares of each class of stock actually issued, if any; the amount of capital invested in real estate and manufacturing in this State, and the taxes paid thereon; and, if exempt from taxation for any cause, the specific facts entitling the corporation to exemption from taxation.

Approved May 22, 1957.

CHAPTER 103

SALARIES OF KENT AND SUSSEX COUNTIES
EMPLOYEES**AN ACT TO AMEND CHAPTERS 41 AND 92, TITLE 9, DELAWARE CODE RELATING TO THE PAYMENT OF SALARIES OF KENT COUNTY EMPLOYEES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 4112, Title 9, Delaware Code is amended by striking out the words "in equal monthly installments."

Section 2. § 9203 (b), Title 9, Delaware Code is amended to read as follows:

(b) The salaries of deputies and clerks, payable by Sussex County, shall be paid to them by warrants drawn by the Levy Court of Sussex County on the Receiver of Taxes and County Treasurer, in equal monthly installments, upon the certificate in writing of the officer employing them that they have faithfully performed their duties during the preceding month.

Section 3. § 9203, Title 9, Delaware Code is amended by adding a new subsection as follows:

(c) The salaries of deputies and clerks, payable by Kent County, shall be paid to them by warrants drawn by the Levy Court of Kent County on the Receiver of Taxes and County Treasurer, upon the certificate in writing of the officer employing them that they have faithfully performed their duties during the preceding month.

Approved May 22, 1957.

CHAPTER 104

APPROPRIATION

DELAWARE STATE HOSPITAL AT FARNHURST FOR CONSTRUCTION AT STOCKLEY

AN ACT APPROPRIATING FUNDS TO THE STATE BOARD OF TRUSTEES OF THE DELAWARE STATE HOSPITAL AT FARNHURST, DELAWARE, TO BUILD, EQUIP AND FURNISH A WING FOR THE MEDICAL CENTER AT THE HOSPITAL FOR THE MENTALLY RETARDED AT STOCKLEY, DELAWARE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Board of Trustees of the Delaware State Hospital at Farnhurst, Delaware, the sum of \$125,000 or so much thereof as may be necessary to build, equip and furnish a new wing for the medical center at the Hospital for the Mentally Retarded at Stockley, Delaware. The new wing shall include beds for 40 additional patients.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved May 22, 1957.

CHAPTER 105

CONSTITUTIONAL AMENDMENT

AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE TIME AND FREQUENCY OF SESSIONS OF THE GENERAL ASSEMBLY.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members elected to each Branch concurring therein):

Section 1. Section 4, Article II of the Constitution of the State of Delaware is amended by repealing said Section 4 and inserting in lieu thereof a new section as follows:

Section 4. The General Assembly shall meet on the first Tuesday of January, nineteen hundred and sixty-one, and on the same day in every second year thereafter, and on the first Tuesday in February, nineteen hundred and sixty-two, and on the same day in every second year thereafter, and at no other time, unless convened by the Governor. When the General Assembly shall be convened by the Governor, the session shall not continue longer than thirty days.

The General Assembly may continue its session so long as in its judgment the public interest may require, for a period not longer than ninety legislative days in odd years and thirty legislative days in even years. In any of said thirty legislative day sessions in even years, the General Assembly shall consider no bills other than (1) bills having to do with budgetary, revenue and financial matters, (2) legislation dealing with an acute emergency, and (3) legislation in the general public welfare.

Section 2. Section 7 of Article II of the Constitution of the State of Delaware is amended by striking out the word "biennial" in the first line of said section and substituting in lieu thereof the word "annual".

Section 3. Section 24 of Article II of the Constitution of the State of Delaware is amended by striking out the word "biennial" in the third line of said section and substituting in lieu thereof the words "ninety legislative day".

CHAPTER 106

REGISTRATION OF VOTERS

AN ACT TO AMEND CHAPTER 13, TITLE 15 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VOTERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Chapter 13, Title 15 Delaware Code is amended by striking out and repealing the words:

The Application for Registration, and the original and duplicate permanent registration records shall be identical in substance, printing, and arrangement and shall contain a space for the applicant's signature or mark preceded by the words "the foregoing statements are true" and followed by space for the signatures of two registration officers, each of a different party affiliation.

As they presently appear in the fourth paragraph of section 1302 (a) thereof and substituting and enacting in lieu thereof the following:

The Application for Registration, and the original and duplicate permanent registration records shall be identical in substance, printing, and arrangement, except that the space for the applicant's signature or mark shall be preceded by the words "The foregoing statements are true" on the Application for Registration, and by the words "Signature for Identification Only, on the original and duplicate permanent registration record. On all applications and registration records, the space for the applicant's signature or mark shall be followed by space for the signature of two registration officers, each of a different party affiliation.

Approved May 22, 1957.

CHAPTER 107

PRIMARY ELECTION LAWS

AN ACT TO AMEND CHAPTER 31, TITLE 15 OF THE DELAWARE CODE, RELATING TO PRIMARY ELECTIONS, BY PROVIDING FOR CHANGES IN THE PROCEDURE FOR HOLDING PRIMARY ELECTIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 3109, Title 15 of the Delaware Code is amended by striking out and repealing the first sentence only of the third paragraph thereof and by inserting in lieu thereof the following:

In the event that there is a contest in only one party in a primary election district, all of the primary election officers and clerks for that district shall be of the same party affiliation as the party in which there is a contest, and they shall be chosen by that party's county committee from among the election officers and clerks selected for the general election by the Department for the representative district in which the primary district is located. If the number of election officers and clerks of the same party affiliation as the party in which there is a contest selected for the general election by the Department for the representative district in which the primary district is located is insufficient to staff each primary election district, the county committee shall choose the balance of the necessary number from the list furnished by the county committee for the primary election district concerned pursuant to the provisions of Section 1501 of this title. The Department shall be notified of the names selected at least one week before the date of the primary election.

Section 2. § 3110, Title 15 of the Delaware Code is amended by striking out the words "or in two issues of two weekly newspapers" as they presently appear in the fifth and sixth lines thereof, and inserting in lieu thereof the words "or in the issue of two weekly newspapers."

Section 3. § 3124 (d) Title 15 of the Delaware Code is amended by striking out the word "five" as it presently appears in the sixth line thereof, and inserting in lieu thereof the word "ten".

Section 4. § 3101 Title 15 of the Delaware Code is amended by striking out the last paragraph thereof and inserting in lieu thereof the words:

"Primary Election" means the action by voters who are members of any political party which polled at least 10% of the entire vote of any county of this State at the general election immediately preceeding the primary election in nominating by vote a candidate for public office or a delegate to any political convention which will nominate candidates for public office.

Section 5. § 3161 Title 15 of the Delaware Code is amended by striking out the words:

The officers shall make no entries upon the Election District Record. The Department shall use the Voter Signature Cards which are returned to the Department at the conclusion of the election to determine whether or not a voter has voted in the primary election, and the Department shall make the appropriate notation of the fact that the voter has voted in the primary election upon the voter's original permanent registration record in the Election District Record.

Approved May 22, 1957.

CHAPTER 108
APPROPRIATION
HOSPITALS

AN ACT TO APPROPRIATE MONEYS TO CERTAIN HOSPITALS IN THE STATE OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members of each Branch thereof concurring therein):

Section 1. There is appropriated for the maintenance, equipment and operation of the Hospitals hereinafter mentioned, for each of the fiscal years beginning July 1, 1957 and July 1, 1958, the sum of money set after the names of such Hospitals, respectively:

Hospital	No. of Beds	Amount
Beebe Hospital of Sussex County, Inc...	104	\$ 57,200.00
(The) Delaware Hospital, Inc.....	377	207,350.00
Kent General Hospital	113	62,150.00
Memorial Hospital (Homeopathic Hospital Association of Delaware)...	349	191,950.00
Milford Memorial Hospital, Inc.....	135	74,250.00
Nanticoke Memorial Hospital	75	41,250.00
Riverside Hospital	54	29,700.00
St. Francis Hospital Incorporated.....	115	63,250.00
St. James Hospital	12	6,600.00
Wilmington General Hospital Association	187	102,850.00
Total		<u>\$836,550.00</u>

Each of the appropriations shall be paid to the respective Hospitals in equal quarterly installments on the first day of July, October, January and April in each of the fiscal years 1957 and 1958.

Section 2. There is likewise appropriated for the maintenance, equipment and operation of Homeopathic Hospital Association of Delaware, at Wilmington, for each of the above men-

tioned fiscal years, the sum of \$550.00 per bed, not in excess of eight beds; the same sum per bed for Beebe Hospital of Sussex County, Inc., but not in excess of twenty-five beds, and the same sum per bed for Wilmington General Hospital Association, not in excess of one hundred and six beds, the said appropriations to be paid to each of said Hospitals, upon the completion of such additional capacity, in equal quarterly installments on the first day of July, October, January and April in each of the fiscal years beginning July 1, 1957 and July 1, 1958; Provided, however, that no portion of said appropriations shall be paid to any of said Hospitals unless such additional bed capacity shall have been completed and in operation prior to December 31, 1958; and Provided further that in each such case the first quarterly installment payable after the completion and operation of said bed capacity shall be in that proportion of the quarterly installment which the portion of the quarter remaining after the beginning of the operation of such capacity shall bear to the total of such quarter.

Section 3. Prior to the payment by the State Treasurer of any quarterly installment of the appropriations hereinabove authorized, or any portion thereof, each of said Hospitals shall inform the State Treasurer in writing of the bed capacity of such Hospital and in case the report to the State Treasurer made by any Hospital shall show a reduction in bed capacity the appropriation and the quarterly payments herein authorized shall be reduced proportionately from the time of such reduction in capacity.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 27, 1957.

CHAPTER 109

EXEMPTING LANDS FROM TAXATION

AN ACT TO AMEND CHAPTER 81, TITLE 9, DELAWARE CODE, RELATING TO THE LIMITATIONS UPON TAXING POWER, BY EXEMPTING LANDS AND IMPROVEMENTS OF THE EDGEMOOR TERRACE CIVIC ASSOCIATION, INCORPORATED, FROM ASSESSMENT AND TAXATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Section 8102, Title 9, Delaware Code is amended by inserting at the end of the list of names of organizations that are exempt from real property taxation a new organization known as, "EDGEMOOR TERRACE CIVIC ASSOCIATION, INCORPORATED"

Approved May 27, 1957.

CHAPTER 110

APPROPRIATION

**CERTAIN FIRE COMPANIES
AN ACT APPROPRIATING MONEY TO CERTAIN FIRE
COMPANIES IN THE STATE OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members of each House concurring therein):

Section 1. That to each and every Fire Company in the State of Delaware, outside the limits of the City of Wilmington, which was on the first day of July, 1956, and is now duly organized and equipped for the fighting of fires, there is hereby appropriated the sum of Seventeen Hundred Fifty Dollars (\$1750.00) annually for each of the fiscal years beginning July 1, 1957, and beginning July 1, 1958, to be used for the prevention and extinguishment of fires throughout the State and for the maintenance of apparatus and equipment.

The said sum of Seventeen Hundred Fifty Dollars (\$1750.00) shall be paid by the State Treasurer to each of the said Fire Companies within three months after the beginning of each of said fiscal years; and a certificate of the Secretary of Delaware Volunteer Firemen's Association to the effect that a Fire Company was on the first day of July, 1956, and is now duly organized and equipped for the fighting of fires shall be sufficient authority for the payment of said sum of Seventeen Hundred Fifty Dollars (\$1750.00) by the State Treasurer to said Fire Company.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 27, 1957.

CHAPTER 111

APPROPRIATION

CELEBRATION OF ANNIVERSARY OF LEWES

**AN ACT MAKING AN APPROPRIATION TO THE LEWES
CHAMBER OF COMMERCE FOR THE CELEBRATION
OF THE ANNIVERSARY OF LEWES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$1,783.88 is appropriated to the Lewes Chamber of Commerce, an unincorporated association, to pay the costs of the celebration of the 325th anniversary of the founding of Lewes which celebration was held August 9, 10, 11 and 12, 1956. The signatures of the president and secretary of the Lewes Chamber of Commerce shall be required on the vouchers for such funds.

Section 2. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 27, 1957.

CHAPTER 112

POWERS OF STATE TREASURER

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" IN RESPECT TO THE POWERS OF THE STATE TREASURER.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 2706, Title 29, Delaware Code, is amended by adding the following paragraph thereto:

The State Treasurer may deposit and disburse in accordance with the provisions of any applicable federal law any funds received from the United States without further specific appropriation from the General Assembly.

Approved May 27, 1957.

CHAPTER 113

NEWARK

AN ACT TO AMEND AN ACT ENTITLED "AN ACT CHANGING THE NAME OF THE 'TOWN OF NEWARK' TO THE 'CITY OF NEWARK' AND ESTABLISHING A CHARTER THEREFOR" BY AUTHORIZING THE IMPOSITION OF A MERCANTILE LICENSE FEE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. That Section 34 of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out all of the second and third sentences of the first paragraph thereof and by inserting in lieu thereof the following new paragraphs:

In order to raise additional revenue the Council shall have the power by ordinance or ordinances to issue licenses to and to require and receive a license fee from the owner or owners of any business, profession, pursuit, or calling, operated, carried on or engaged in, within the corporate limits of the City of Newark, provided, however, that nothing in this act shall apply to or affect any case wherein under existing laws a gross sum is paid to the State in lieu of all taxes under any and all laws of this State nor to any railroad company engaged in operating any railroad in this State under a lease or stock ownership thereof authorized by existing law. Said license fees may vary in amount for different businesses, professions, pursuits or callings and may be differentiated within the same kind of business, profession, pursuit or calling by reason of number of employees, number of vehicles or number of establishments, but shall not be based upon volume of sales, production, or assets.

And provided further, that this act shall not be construed as authorizing the said Council to levy any license fee which shall or may have the effect of bringing into operation any retaliatory or reciprocal tax or license laws of any other state or county as against corporations organized under the laws of the State of Delaware.

No ordinance or ordinances providing for a license or licenses under this act shall become operative unless it shall receive an affirmative vote of two-thirds of all the members elected to the Council.

The Council shall also have the power to levy and collect franchise fees and to impose sewer rentals on sanitary sewers.

Approved May 27, 1957.

CHAPTER 114

NEWARK

AN ACT TO AMEND AN ACT ENTITLED "AN ACT CHANGING THE NAME OF THE 'TOWN OF NEWARK' TO THE 'CITY OF NEWARK' AND ESTABLISHING A CHARTER THEREFOR" BY CLARIFYING THE PROVISIONS FOR THE FISCAL YEAR AND THE TAX YEAR.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. That Section 30, of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out the period at the end of the last sentence of said section and by adding to said sentence the words:

"but not the tax year."

Section 2. That Section 31, of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out all of the last paragraph of said section and by inserting in lieu thereof the following new paragraph:

The budget for the current fiscal year and the tax rate for the ensuing tax year shall be established and adopted by the Council not later than February 28 of each year.

Section 3. That Section 34, of Chapter 152, Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by inserting between the first and second sentences of said section a new sentence as follows:

Said taxes shall be due and payable each year on the first day of July.

Section 4. That Section 46, of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out from the first sentence of the first

paragraph thereof the words "The Assessor shall annually make a true, just and impartial valuation and assessment" and by inserting in lieu thereof the words:

"The Assessor shall annually prepare an assessment roll"

Section 5. That Section 47, of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out from the first sentence thereof the words "beginning of the new fiscal year" and by inserting in lieu thereof the words:

"conclusion of the assessment appeals".

Section 6. That Section 47, of Chapter 152 of Volume 48, Laws of Delaware, as amended, be and the same is hereby further amended by striking out from the second paragraph thereof and repealing the words "in the calendar year in which assessed."

Approved May 27, 1957.

CHAPTER 115

APPROPRIATION

AMERICAN LEGION FOR GIRL'S AND BOY'S STATE

**AN ACT APPROPRIATING FUNDS TO THE AMERICAN
LEGION AND AMERICAN LEGION AUXILIARY FOR
EXPENSES TO BE INCURRED IN CONNECTION WITH
THE HOLDING OF BOY'S STATE AND GIRL'S STATE.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House concurring therein):

Section 1. The sum of One Thousand Dollars (\$1,000.00) is appropriated to the American Legion Department of Delaware for the bearing of expenses incident to the holding of Boy's State during the years 1957 and 1958; and the further sum of One Thousand Dollars (\$1,000.00) is appropriated to the American Legion Auxiliary Department of Delaware for the bearing of expenses incident to the holding of Girl's State during the years 1957 and 1958. No more than Five Hundred Dollars (\$500.00) shall be spent for the holding of Boy's State and/or Girl's State in any one year.

Section 2. The State Treasurer is authorized and empowered to pay to the Department Finance Office of the American Legion Department of Delaware a sum not exceeding Five Hundred Dollars (\$500.00) for the holding of Boy's State in 1957 and a sum not exceeding Five Hundred Dollars (\$500.00) for the holding of Boy's State in 1958 upon receipt of drafts properly drawn and signed by said Department Finance Officer.

Section 3. The State Treasurer is authorized and empowered to pay to the Department Treasurer American Legion Auxiliary Department of Delaware a sum not exceeding Five Hundred Dollars (\$500.00) for the holding of Girl's State in 1957 and a sum not exceeding Five Hundred Dollars (\$500.00) for the holding of Girl's State in 1958 upon receipt of drafts properly drawn and signed by said Department Treasurer.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 27, 1957.

CHAPTER 116

SEAFORD

AN ACT TO AMEND CHAPTER 184, VOLUME 43, LAWS OF DELAWARE, ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF SEAFORD' TO 'THE CITY OF SEAFORD' AND ESTABLISHING A CHARTER THEREFOR" BY CHANGING THE PERIOD COVERED BY THE ANNUAL AUDIT.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each Branch thereof concurring therein):

Section 1. That the first sentence of Section 19 of Chapter 184, Volume 43, Laws of Delaware, be, and they are hereby stricken, and that there be substituted in lieu thereof the following:

The City Council shall annually appoint certified accountants as auditors, not members of the Council, who shall examine and audit the books and accounts of the Council and City Manager, Mayor and Alderman, for the fiscal year ending the 30th day of June.

Approved May 27, 1957.

CHAPTER 117

SEAFORD

AN ACT TO AMEND CHAPTER 184, VOLUME 43, LAWS OF DELAWARE, ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF SEAFORD' TO 'THE CITY OF SEAFORD' AND ESTABLISHING A CHARTER THEREFOR", BY INCREASING THE ANNUAL SALARY OF THE MAYOR AND COUNCILMEN.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each Branch thereof concurring therein):

Section 1. That subsection (f) of Section 15, Chapter 184, Volume 43, Laws of Delaware, shall be amended by striking out and deleting the said subsection, and by inserting in lieu thereof the following:

The Mayor shall receive an annual salary of Five Hundred Dollars (\$500.00).

Section 2. That the second paragraph of Section 3 of Chapter 184, Volume 43, Laws of Delaware, shall be amended by striking out and deleting the said second paragraph, and by inserting in lieu thereof the following:

Each of the Councilmen of the City of Seaford shall be allowed for his services the annual sum of Two Hundred Fifty Dollars (\$250.00).

Approved May 27, 1957.

CHAPTER 118

SEAFORD

AN ACT EXTENDING THE CORPORATE LIMITS OF THE CITY OF SEAFORD.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch thereof concurring therein):

Section 1. That it shall hereafter be lawful for the City of Seaford to extend its corporate limits so as to include all of the following proposed addition to the present limits of the City of Seaford:

ALL that certain tract, piece or parcel of land situate, lying and being in Seaford, Seaford Hundred, Sussex County, Delaware, and lying on the northerly side of the Cambridge Branch of the Pennsylvania Railroad, being more particularly described as follows, to wit: BEGINNING at a stake located in the northerly right of way line of the Cambridge Branch of the Pennsylvania Railroad and in line of a 10 foot alley as shown on a plot plan of Westview Extended which appears of record at the office of the Recorder of Deeds, at Georgetown, in Deed Record No. 358, page 600; thence by and with the westerly side of said alley, North 0° 07' East 524.07 feet to a stake; thence turning and running with other lands of Cecil B. Tull and Mary E. A. Tull, his wife, North 59° 3' West 1131.39 feet to a stake located in line of other lands of Cecil B. Tull and Mary E. A. Tull, his wife; thence turning and running South 30° 57' West 450 feet to a stake located in the northerly right of way line of the said Railroad, thence turning and running South 59° 03' East 1400 feet to the stake to the point or place of beginning, containing the quantity of 13.075 acres of land, be the same more or less.

Section 2. Before the corporate limits of the City of Seaford shall be extended as aforesaid, there shall be an election held on such proposed addition pursuant to the provisions of Chapter

120, Volume 42, Laws of Delaware. The election shall not be called except by resolution of the City Council to that effect. In the event that the qualified voters of this proposed addition do not approve of its annexation to the City, this same act may be used as authority for a subsequent election or subsequent elections, but no election of this kind may be held within two years from the last preceding election.

Section 3. If in this proposed addition to the City of Seaford a majority of the votes cast in accordance with the plan specified in the above-named statute shall be in favor of such annexation, the City Council of the City of Seaford shall cause a plot of that addition of the City of Seaford to be recorded in the Recorder's Office at Georgetown. The extension of the city limits shall become effective at law at the time the said plot is recorded.

Approved May 27, 1957.

CHAPTER 119

APPROPRIATION

DEPARTMENT OF PUBLIC WELFARE

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC WELFARE FOR THE FISCAL YEAR ENDING JUNE 30, 1957.

WHEREAS, caseloads and needs to be met by the Department of Public Welfare have increased to a point not foreseen when appropriations, regular and contingency, were approved by the 118th General Assembly, AND

WHEREAS, the Department of Public Welfare is charged by law to provide assistance and care compatible with decency and health to the eligible needy of the State of Delaware and to children committed to its custody, AND

WHEREAS, funds appropriated for the fiscal year ending June 30, 1957, are not sufficient to enable the Department of Public Welfare to provide for the needs of these increased caseloads, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Department of Public Welfare is appropriated the sum of \$57,300 to meet these unforeseen needs during the fiscal year ending June 30, 1957 to be used as follows: \$15,033 for Aid to Dependent Children Grants—State's share, \$3,865 for Aid to the Disabled Grants—State's share, \$35,373 for Child Welfare Services Direct Care—State's share; and \$3,029 for Office Expense—State's share.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 3, 1957.

CHAPTER 120

INCREASING BOND OF NEW CASTLE COUNTY
PROTHONOTARY**AN ACT TO AMEND TITLE 9, DELAWARE CODE, ENTITLED "COUNTIES" TO INCREASE THE BOND REQUIRED OF THE PROTHONOTARY IN NEW CASTLE COUNTY.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 9114 (a), Title 9, Delaware Code, is amended to read as follows:

§ 9114. Bonds of Coroner, Recorder, Prothonotary, Clerk of the Peace, Clerk of the Orphans' Court and Register of Wills

(a) Every Coroner, Recorder, Prothonotary, and Clerk of the Peace, elected or appointed for any County shall, at the next term of the Superior Court in that county, after his election or appointment, and the Clerk of the Orphans' Court, elected or appointed for any County shall, before entering upon the duties of his office, become bound to the State of Delaware with sufficient surety by a joint and several obligation in the penalty of \$3,000 (except in the case of the Prothonotary in New Castle County whose surety shall be in the amount of \$25,000) with condition "that if the above named.....who has been duly elected (or appointed) to be.....shall and do well and diligently execute his office of..... as aforesaid and duly and faithfully fulfill and perform all the trusts and duties to the said office appertaining, and truly and without delay deliver to his successor in office the seal and all the books, records and papers belonging to said office safe and undefaced, and if the said..... shall truly and without delay pay over to the Receiver of Taxes and County Treasurer all the fees which it shall be his duty to collect and which are to be paid to the Receiver of Taxes and County Treasurer, then this obligation shall be void and of no effect, or else

shall remain in full force and virtue"; except that in the condition of a Coroner's obligation, the clause beginning with the words "and truly" and ending with the word "undefaced" shall be omitted.

Approved June 5, 1957.

CHAPTER 121

CORPORATIONS

AN ACT TO AMEND CHAPTER 1, TITLE 8, DELAWARE CODE, RELATING TO CORPORATIONS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House thereof concurring therein):

Section 1. § 141, Chapter 1, Title 8, Delaware Code, is amended by adding thereto the following additional sub-section:

(g) Unless otherwise restricted by the certificate of incorporation or by-laws, any action required or permitted to be taken at any meeting of the board of directors or of any committee thereof may be taken without a meeting, if prior to such action a written consent thereto is signed by all members of the board or of such committee as the case may be, and such written consent is filed with the minutes of proceedings of the board or committee.

Section 2. § 219, Chapter 1, Title 8, Delaware Code, is amended by striking out said section and inserting in lieu thereof the following:

§ 219. List of stockholders entitled to vote; penalty for refusal to produce

The officer who has charge of the stock ledger of a corporation shall prepare and make, at least ten days before every election of directors, a complete list of the stockholders entitled to vote at said election, arranged in alphabetical order, and showing the address of each stockholder and the number of shares registered in the name of each stockholder. Such list shall be open to the examination of any stockholder during ordinary business hours, for a period of at least ten days prior to the election, either at a place within the city, town or village where the election is to be held and which place shall be specified in the notice of the meeting, or, if not so specified, at the

place where said meeting is to be held, and the list 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 wilful 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.

Section 3. § 242, Chapter 1, Title 8, Delaware Code, is amended by striking out of subsection (d) (1) the following clause:

“; 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 all other stock entitled to vote thereon.”

and inserting in lieu thereof the following clause:

“; 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 all stock which would be entitled to vote on an amendment not requiring a class vote.”

Section 4. § 151 (f), Chapter 1, Title 8, Delaware Code, is amended by adding the following sentence to said subsection (f):

Provided, however, that except as otherwise provided in Section 194, in lieu of the foregoing requirements, there may be set forth on the face or back of the certificate which the corporation shall issue to represent such class or series of stock, a statement that the corporation will furnish without charge to each stockholder who so requests, the designations, preferences and relative, participating, optional or other special rights of each class of stock or series thereof and the qualifications, limitations or restrictions of such preferences and/or rights.

Section 5. § 279, Chapter 1, Title 8, Delaware Code, is amended by striking therefrom the following clause:

“on application of any creditor or stockholder of the corporation,”

and inserting in lieu thereof the following clause:

"on application of any creditor or stockholder of the corporation, or on application of any person or legal entity who, in the Court's discretion, shows good cause therefor,".

Section 6. § 253, Chapter 1, Title 8, Delaware Code, is amended by striking out all of said section and inserting in lieu thereof the following:

§ 253. Merger of parent corporation and subsidiary

(a) Any corporation organized or existing under the laws of this State, or under the laws of any other state or jurisdiction subject to the laws of the United States, if the laws of such other state or jurisdiction shall permit such a merger, owning at least ninety per centum of the outstanding shares of each class of the stock of any other corporation organized or existing under the laws of this State, or under the laws of any other state or jurisdiction subject to the laws of the United States, if the laws of such other state or jurisdiction shall permit such a merger, may file in the office of the Secretary of State a certificate of such ownership and merger in its name and under its corporate seal, signed by its president or a vice-president, and its secretary or treasurer or assistant secretary or assistant treasurer, and setting forth a copy of the resolution of its board of directors to merge such other corporation or corporations and to assume all of its or their obligations, and the date of the adoption thereof; provided, however, that in case the parent corporation shall not own all the outstanding stock of the corporation to be merged, the resolution of the board of directors of the parent corporation shall state the terms and conditions of the merger, including the securities, cash or other consideration to be issued, paid or delivered by the parent corporation upon surrender of each share of the merged corporation not owned by the parent corporation. A certified copy of the certificate shall be recorded in the office of the recorder of deeds of any county of this State in which the principal office of either the parent or a subsidiary corporation is located. If the surviving corporation is organized or exists under the laws of any state or jurisdiction, other than the laws of this State, the provisions of Section 252 (d) of this title shall also apply to a merger under this section.

(b) Upon the recording of the certificate pursuant to subsection (a) of this section, all of the estate, property, rights, privileges and franchises of such other corporation or corporations shall vest in and be held and enjoyed by such parent corporation as fully and entirely and without change or diminution as the same were before held and enjoyed by such other corporation or corporations, and be managed and controlled by such parent corporation, and except as hereinafter in this section provided, in its name, but subject to all liabilities and obligations of such other corporation or corporations and the rights of all creditors thereof. The parent corporation shall not thereby acquire power to engage in any business, or to exercise any right, privilege or franchise, of a kind which it could not lawfully engage in or exercise under the provisions of the law by or pursuant to which such parent corporation is organized. The parent corporation shall be deemed to have assumed all the liabilities and obligations of the merged corporation or corporations, and shall be liable in the same manner as if it had itself incurred such liabilities and obligations.

(c) If the parent corporation is a Delaware corporation, it may relinquish its corporate name and assume in place thereof the name of the merged corporation, by including it in a provision to that effect in the resolution of merger adopted by the directors and set forth in the certificate of ownership and merger, and upon the filing and recording of such certificate the change of name shall be completed, with the same force and effect and subject to the same conditions and consequences as if such change had been accomplished by proceedings under the appropriate section of this chapter.

(d) Any plan of consolidation or merger which requires or contemplates any changes other than those herein specifically authorized with respect to the parent corporation, shall be accomplished under the provisions of sections 251 and 252 of this title. The provisions of section 262 of this title shall not apply to any merger affected under this section, except as provided in paragraph (e) of this Section.

(e) In the event all of the stock of a Delaware corporation to be merged is not owned by the parent corporation, the parent corporation shall within 10 days after the date on which the

Certificate of Ownership and Merger has been filed and recorded, notify each stockholder of the corporation to be merged other than said parent corporation that the Certificate of Ownership and Merger has been filed and recorded and the terms and conditions of the merger. The notice shall be sent by registered mail, return receipt requested, addressed to the stockholder at his last known address as it appears on the books of the corporation. If any such stockholder shall within 20 days after the date of mailing of the notice object in writing to said merger and demand in writing from the parent or surviving corporation, payment for his stock, such parent or surviving corporation shall, within 30 days after the expiration of the period of 20 days, pay to him the value of his stock on the date of the recording of the Certificate of Ownership and Merger, exclusive of any element of value arising from the expectation or accomplishment of said merger. If during the period of 30 days provided for herein the corporation and any such objecting stockholder fail to agree as to the value of such stock, any such stockholder or the corporation may file a petition in the Court of Chancery as provided in paragraph (c) of Section 262 of this title and thereupon the parties shall have the rights and duties and follow the procedure set forth in paragraphs (d) to (j), inclusive, of said Section 262.

Approved June 5, 1957.

CHAPTER 122

APPROPRIATION

AMERICAN LEGION, SUSSEX POST NO. 8

AN ACT APPROPRIATING MONEY TO AMERICAN LEGION, SUSSEX POST NUMBER 8, IN SUSSEX COUNTY, WITH WHICH TO OPERATE AND MAINTAIN AN AMBULANCE.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House thereof concurring therein):

Section 1. There is appropriated unto the American Legion, Sussex Post Number 8, in Sussex County, the sum of Seven Hundred Fifty Dollars (\$750.00) annually for each of the fiscal years beginning July 1, 1957, and beginning July 1, 1958, to be used for the operation and maintenance of its ambulance in the public service.

Section 2. Said sum of Seven Hundred Fifty Dollars (\$750.00) annually, shall be paid by the State Treasurer to said American Legion, Sussex Post Number 8, in Sussex County, within three months after the beginning of each of said fiscal years; and a certificate of the Secretary of said American Legion, Sussex Post Number 8, in Sussex County, to the effect that said Post does operate and maintain an ambulance in the public service shall be sufficient authority for the payment of said sum of Seven Hundred Fifty Dollars (\$750.00) by the State Treasurer to said Post.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 5, 1957.

CHAPTER 123

MUSKRATS

AN ACT TO AMEND TITLE 7, RELATING TO THE MUSKRAT SEASON.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Paragraph (1) § 108 (a) Title 7, Delaware Code is amended by adding after the words "fresh water fish" in line 3, the words "except muskrat"

Section 2. § 108 (b) Title 7, Delaware Code is amended by adding after the words "fresh water fish" in line 2, the words "except muskrat"

Section 3. § 703, Title 7, Delaware Code is amended by striking out the entire sub-paragraph entitled "Muskrat" and inserting in lieu thereof the following:

"Muskrat: In New Castle County, December 1 to March 10, next following, but in embanked meadows or marshes in New Castle County, the open season shall be from December 1 to March 20, next following, in Kent and Sussex Counties, December 15 to March 15, next following."

Section 4. Any sections of the Delaware Code or any rules and regulations of the Board of Game and Fish Commissioners inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency.

Approved June 5, 1957.

CHAPTER 124

RELATING TO CAPITAL PUNISHMENT

AN ACT TO AMEND CHAPTER 39, TITLE 11, DELAWARE CODE RELATING TO THE SENTENCE IN CAPITAL CASES IN WHICH THE JURY RECOMMENDS MERCY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 3901, Title 11, Delaware Code is amended to read as follows:

§ 3901. Recommendation of Mercy

In all cases where the penalty for crime prescribed by the laws of this State is or may be death, if the jury, at the time of rendering their verdict, recommend the defendant to the mercy of the Court, the Court shall impose the sentence of life imprisonment instead of death. The penalty provisions of § 781 of this Title shall not be affected by this Section.

Approved June 5, 1957.

CHAPTER 125

WILLS

**AN ACT TO AMEND CHAPTER 1, TITLE 12, DELAWARE
CODE RELATING TO WILLS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 1, Title 12, Delaware Code is amended
by adding the following new section to be known as Section III:

**§ III. Bequests or devises by will to trusts which are subject to
amendment, modification or revocation**

Whenever a testator bequeaths or devises property to the trustee of an inter-vivos trust which is evidenced by a written instrument in existence prior to the making of the will and identified in the will, and which may be subject to amendment, modification or revocation, the property so bequeathed or devised, unless the will provides otherwise, shall be governed by the provisions, effective at the testator's death, of the instrument creating such trust as the same may have been amended, even though any such amendment may have been made subsequent to the making of the will.

Approved June 5, 1957.

CHAPTER 126

APPROPRIATION

SOCIETY FOR PREVENTION OF CRUELTY TO ANIMALS

**AN ACT APPROPRIATING MONEY TO THE DELAWARE
SOCIETY FOR THE PREVENTION OF CRUELTY TO
ANIMALS.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House concurring therein):

Section 1. The sum of Four Thousand Dollars (\$4,000.00) is appropriated to the Delaware Society for the Prevention of Cruelty to Animals, for the biennium beginning July 1, 1957 and ending June 30, 1959, for salaries, wages and operational costs. Two Thousand Dollars (\$2,000.00) of said sum shall be paid within three months after July 1, 1957, and a like sum of Two Thousand Dollars (\$2,000.00) shall be paid within three months after July 1, 1958.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 5, 1957.

CHAPTER 127

FREE PUBLIC LIBRARIES

**AN ACT TO AMEND TITLE 14, CHAPTER 71, DELAWARE
CODE RELATING TO FREE PUBLIC LIBRARIES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Title 14, Chapter 71, Section 7129, Delaware Code is amended by striking out the figure "\$10,000" as it appears in line 11 and inserting in lieu thereof the figure "\$35,000".

Section 2. Title 14, Chapter 71, Section 7168, Delaware Code is amended by striking out the figure "\$100,000" as it appears in line 9 and inserting in lieu thereof the figure "\$300,000".

Approved June 5, 1957.

CHAPTER 128

APPROPRIATION

STATE PARK COMMISSION

AN ACT APPROPRIATING FUNDS TO THE STATE PARK COMMISSION FOR DEVELOPMENT AND MAINTENANCE OF BRANDYWINE SPRINGS PARK.

WHEREAS, the people of the State of Delaware have, by their extensive use of the state park known as Brandywine Springs, proven their desire and need for this state park, and

WHEREAS, Brandywine Springs is a valuable piece of real estate belonging to the State of Delaware, and

WHEREAS, a reasonable sum of money should be spent to maintain and expand the facilities of Brandywine Springs Park.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Fifty-Seven Thousand Dollars (\$57,000.00) is appropriated to the State Park Commission to be used for the maintenance and development of Brandywine Springs Park including a general utility building, repairs to the residence on the Park site, construction of approximately two miles of permanent road with parking areas and development of a day camp site and other recreational facilities.

Section 2. This act is a supplementary appropriation and the money shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 5, 1957.

CHAPTER 129

AUTHORIZING SALE OF LAND BY NEW CASTLE COUNTY
LEVY COURT**AN ACT AUTHORIZING THE LEVY COURT OF NEW
CASTLE COUNTY TO SELL TO THE HIGHEST BIDDER
A PARCEL OF LAND IN MILL CREEK HUNDRED, NEW
CASTLE COUNTY.**

WHEREAS, Alice M. Smith, a single woman, by deed bearing date the 27th day of March 1928, and recorded in the Office of the Recorder of Deeds in and for New Castle County, in Deed Record "Q". vol. 35, page 61, et seq. did grant and convey unto the State of Delaware for the use of New Castle County a certain parcel of land situate in Mill Creek Hundred as will therein more fully appear, and

WHEREAS, the Levy Court of New Castle County does not use or occupy the land thus conveyed; NOW THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the Levy Court of New Castle County be and it hereby is authorized to sell to the highest bidder the following tract of land situate in Mill Creek Hundred, New Castle County and State of Delaware, more particularly bounded and described as follows:

BEGINNING at a point in the center line of the Wilmington and Christiana Turnpike Road, said point of beginning being four hundred and eighty-three, and four hundred and ninety-five thousandths feet, South-westerly from the point of intersection of the center line of the said Wilmington and Christiana Turnpike Road, with the center line of the Mill Road, measured as follows: First, by said center line of said Wilmington and Christiana Turnpike Road, South seventy degrees, fifty-two minutes, West, a distance of four hundred five and twenty-nine hundredths feet to an angle in said center line, and Second by said center line of said Wilmington and Christiana Turnpike

Road, South fifty-two degrees and thirty minutes West, a distance of seventy-eight and two hundred and five thousandths feet, thence from the said point of beginning, South thirty-seven degrees and thirty minutes, East and at right angles to said center line, thirty feet to a point in the South-easterly line of the said Wilmington and Christiana Turnpike Road, thence South thirty-three degrees and seventeen minutes East, one hundred and fifty feet to a point in line of other land of the said parties of the first part, thence by said land of said parties of the first part and parallel with the said side of said Wilmington and Christiana Turnpike Road, South, Fifty-two degrees and thirty minutes, West, One hundred and two hundred and forty-eight thousandths feet to a point, thence continuing by said lands of said parties of the first part, North thirty-three degrees, seventeen minutes West, one hundred and fifty feet to the said South-easterly side of said Wilmington and Christiana Turnpike Road, thence North thirty-seven degrees and thirty minutes West, parallel with the first described line thirty feet to the center line of said Wilmington and Christiana Turnpike Road, and thence thereby North fifty-two degrees and thirty minutes East, one hundred and two hundred and forty-eight thousandths feet to the place of beginning, containing exclusive of the bed of said Wilmington and Christiana Turnpike Road, three hundred and forty-four thousandths of an acre of land, be the same more or less.

Section 2. FURTHER ENACTED: That the Levy Court is authorized to grant to the highest bidder a good and sufficient deed conveying all of its right, title and interest in and to the above described parcel.

Approved June 6, 1957.

CHAPTER 130

SANITARY SEWERS IN NEW CASTLE COUNTY

**AN ACT TO AMEND CHAPTER 23 TITLE 9, DELAWARE
CODE RELATING TO SANITARY SEWER DISTRICTS
IN NEW CASTLE COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. That Chapter 23, Title 9, Delaware Code, be and it hereby is amended by repealing and striking out all of Section 2317 thereof and enacting and substituting in lieu thereof the following:

§ 2317. The annual assessments shall be collected by the Levy Court as are other county taxes. The properties against which such assessments are levied shall be liable for the payment of the assessments in the same manner as they are liable for other county taxes. No assessment shall be made against any property which is not subject to taxation and assessment for county and municipal purposes.

Approved June 6, 1957.

CHAPTER 131

EXEMPTING LANDS OF HYDE PARK CIVIC ASSOCIATION
FROM TAXATION

AN ACT TO AMEND CHAPTER 81, TITLE 9, DELAWARE CODE, RELATING TO THE LIMITATIONS UPON TAXING POWER, BY EXEMPTING LANDS AND IMPROVEMENTS OF THE HYDE PARK CIVIC ASSOCIATION, INC., FROM ASSESSMENT AND TAXATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Section 8105, Title 9, Delaware Code is amended by inserting at the end of the list of names of organizations that are exempt from real property taxation a new organization known as, "HYDE PARK CIVIC ASSOCIATION, INC."

Approved June 6, 1957.

CHAPTER 132

SCHOOL DISTRICT BOUNDARIES

AN ACT TO AMEND TITLE 14 DELAWARE CODE ENTITLED "EDUCATION" IN RESPECT TO CHANGING OF SPECIAL SCHOOL DISTRICT BOUNDARIES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1106, Title 14, Delaware Code is amended by adding the following at the end thereof:

No change in the boundary of any Special School District which has an outstanding bonded indebtedness shall be effective until approved by the Board of both Districts affected by the change.

Approved June 7, 1957.

CHAPTER 133

RELATING TO LAW LIBRARIES

AN ACT TO AMEND CHAPTER 19, TITLE 10, DELAWARE CODE, RELATING TO LAW LIBRARIES, AND TO PROVIDE FOR A STATE LAW LIBRARY IN KENT COUNTY CORRESPONDING TO LAW LIBRARIES IN THE OTHER COUNTIES AND TO APPROPRIATE FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The first paragraph of § 1942, Title 10, Delaware Code, is amended to read as follows:

§ 1942. Control and supervision of law libraries

The law library in each county maintained for the use of the judges of the courts shall be under the control and supervision respectively of the judges of the Court of Chancery and of the Superior Court residing in the county, who are empowered from time to time to purchase such law books as shall be necessary for the maintenance of the library. The judges residing in New Castle County are authorized to employ a librarian for the law library of New Castle County at such compensation as shall from time to time be fixed by the judges. The judges residing in Sussex County, if and when they shall determine that a librarian is required in the Sussex County library, are likewise authorized to employ one at such compensation as they may fix from time to time. The judges residing in Kent County, if and when they shall determine that a librarian is required in the Kent County library, are likewise authorized to employ one at such compensation as they may fix from time to time.

Section 2. Chapter 19, Title 10, Delaware Code, is amended by adding thereto a new section to read as follows:

§ 1943. Law library in Kent County as official law library for State

The law library in Kent County is designated as the official law library of the State of Delaware. Any law books, statutes, legal periodicals, or other legal material suitable for a State law

library received by the State of Delaware on an exchange basis or on any other basis and not specifically acquired by or for some other subdivision of the State shall be deposited in the law library in Kent County.

Section 3. A law library in Kent County is established to occupy space made available to the State for this purpose in the Kent County Court House.

Section 4. The judges of the Court of Chancery and of the Superior Court residing in Kent County may receive any books or other material, supplies or office equipment transferred to the law library in Kent County from the State Library or from any other source and may take whatever other steps are necessary and proper to establish a law library in the Kent County Court House. Such steps may be taken prior to abolition of the present State Library.

Section 5. The sum of \$10,000 is appropriated to the judges resident in Kent County for use in connection with furnishing and equipping the law library in Kent County during the current fiscal year.

A further sum of \$600 is appropriated to the judges resident in Kent County for salaries for the law library in Kent County during the current fiscal year.

Further sums for the fiscal years ending June 30, 1958 and June 30, 1959 are appropriated to the judges resident in Kent County for the law library in Kent County as follows:

	Year ending June 30,	
	1958	1959
Salaries	\$3,500.00	\$ 3,500.00
Office expense	600.00	250.00
Repairs and Replacements	1,500.00	300.00
Books and Publications	4,000.00	4,000.00
	<hr/>	<hr/>
	\$9,600.00	\$ 8,050.00
Total for biennium		\$17,650.00

Section 6. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 10, 1957.

CHAPTER 134

ABOLISHING THE STATE LIBRARY

AN ACT TO AMEND THE DELAWARE CODE, BY ABOLISHING THE STATE LIBRARY AND TO AUTHORIZE THE TRANSFER OF MATERIAL, OFFICE EQUIPMENT AND SUPPLIES TO OTHER STATE AGENCIES, AND TO ABOLISH THE OFFICE OF STATE LIBRARIAN AND TRANSFER THE DUTIES CONNECTED THEREWITH.

WHEREAS, the State Library serves chiefly as a law library for the Judges in Kent County, and

WHEREAS, suitable space is to be made available for a law library in the Kent County Court House, and

WHEREAS, other State agencies exist which could make any non-legal material contained in the State Library available for the use of the public; NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Library is abolished and Chapter 74, Title 14, Delaware Code, is repealed, provided, however, the said chapter shall continue in full force in so far as is necessary until the Supreme Court shall certify to the Secretary of State that Sections 2 and 3 hereof are complied with but for not more than one year after this Act becomes law.

Section 2. The Justices of the Supreme Court are authorized to dispose of the property located in the State Library as follows:

(1) Law Books: to the law library in Kent County located in the Kent County Court House to be under the control and supervision of the Judges of the Court of Chancery and of the Superior Court residing in Kent County.

(2) Material of historic interest: to the State Archivist, Dover, Delaware.

(3) Administrative reports and other material received from other states: to the University of Delaware, Newark, Delaware.

(4) Novels, biographies and other general library material: to the State Library Commission, Dover, Delaware.

(5) Publications of the United States Government belonging to the United States: as may be agreed upon by the Justices and authorized representatives of the United States.

(6) State inventories of copies of Delaware Codes, pocket parts, session laws, legislative journals and State reports of Delaware cases: to the Legislative Reference Bureau for sale to the public under existing statutes.

The Justices shall have full authority to decide what material falls within each of the above categories.

Section 3. The law library in Kent County, the State Archivist, the University of Delaware and the State Library Commission are authorized and directed to receive on behalf of the State of Delaware such material as may be transferred to them respectively from the State Library under the authority of this Act, and in the absence of additional legislation as to the material transferred such agencies shall hold such material subject to the same laws as apply to other State property held by such agencies. The Legislative Reference Bureau is authorized and directed to receive on behalf of the State such material as may be transferred to it from the State Library under authority of this Act, and in the absence of additional legislation thereon shall hold and sell such material subject to the same laws as applied thereto prior to the transfer.

The Justices of the Supreme Court are also authorized to transfer the office equipment and supplies of the State Library to such State agencies listed in this section as the Justices believe will be most likely to need such equipment and supplies in connection with the books transferred.

Section 4. The term "State Librarian" wherever it appears in the Delaware Code, except in Chapter 74, Title 14, which chapter is repealed by this Act, is stricken out and repealed and

the term "Legislative Reference Bureau" is substituted therefor. The purpose of this section is to transfer to the Legislative Reference Bureau any statutory duties which the State Librarian has in respect to Codes, pocket parts, session laws and reports of Delaware cases and in respect to procurement of supplies for the General Assembly.

Approved June 10, 1957.

CHAPTER 135

RELATING TO LIBRARY COMMISSION

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" TO PROVIDE THAT THE LIBRARY COMMISSION FOR THE STATE OF DELAWARE MAY ACT AND RECEIVE FEDERAL FUNDS UNDER THE "LIBRARY SERVICES ACT".

WHEREAS, the Congress of the United States has enacted the Library Service Act (70 Stat. 293) and

WHEREAS, the General Assembly desires to take all steps which may be necessary to bring the benefits of this Act to the citizens of the State of Delaware through the administration of the Library Commission for the State of Delaware, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 7106, Title 14, Delaware Code, is amended by adding the following paragraph thereto:

The Commission shall draw up and administer a plan for the extension of public library services to rural areas in accordance with the requirements of the Library Services Act (70 Stat. 293). Any funds available to Delaware under the terms of the Library Services Act or any amendments thereto shall be paid to the State Treasurer for the use of the Commission in accordance with the terms of that Act.

Approved June 10, 1957.

CHAPTER 136

IN RESPECT TO TUBERCULOSIS

AN ACT TO AMEND TITLE 16, DELAWARE CODE, ENTITLED "HEALTH AND SAFETY" IN RESPECT TO TUBERCULOSIS.

WHEREAS, the disease of tuberculosis represents a serious menace to the public health, and control of tuberculosis is recognized as a public responsibility; and

WHEREAS, it is considered that all persons with active and contagious tuberculosis should be treated and cared for in order to effectively control the continuing spread of the disease; and

WHEREAS, it is considered that provision should be made for the receipt through the State Board of Health of funds payable for maintenance, care and treatment, either by a patient or by an insurance health coverage plan; and

WHEREAS, the actual expenses of maintenance, care and treatment are of such an amount that only a few of the State's citizens are able, without considerable depletion of financial resources, to pay for such care and treatment; and

WHEREAS, it is believed that the actual financial ability of any person suffering from tuberculosis to pay for any care and treatment can be determined at the discretion of the State Board of Health, and that regulations can be established by the State Board of Health for the exercise of such discretion primarily based on the principle that the protection of the public interest shall be paramount; NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Subchapter IV, Chapter 1, Title 16, Delaware Code, is amended to read as follows:

SUBCHAPTER IV. TUBERCULOSIS

§ 151. Powers and duties of State Board

The State Board of Health may —

(1) Promote a careful study of conditions regarding tuberculosis throughout the State;

(2) Educate public opinion as to the causes and prevention of tuberculosis;

(3) Arouse general interest in securing adequate provision for the proper care of tuberculosis patients in their homes and by means of sanatoria; and

(4) Send such tuberculosis patients as require treatment to Emily P. Bissell Hospital for such treatment.

§ 152. Payment of costs of maintenance

The State Board of Health shall pay for the care, treatment and maintenance of all hospitalized patients, who enter the Emily P. Bissell Hospital for the diagnosis, treatment and care of tuberculosis and other chronic pulmonary diseases, such as fungus disease, sarcoidosis, bronchiectasis and bronchial asthma, who, in the discretion of the State Board of Health, need such financial support. Those patients who are required by the State Board of Health, to pay for such care, treatment and maintenance shall make direct payment to the Emily P. Bissell Hospital. Direct payment shall be made to the Emily P. Bissell Hospital by health insurance companies or health benefit payment plans by which any patient has health coverage.

§ 153. County dispensaries

The State Board of Health shall establish throughout the State, at least one clinic in each county for the diagnosis and treatment of tuberculosis and other chronic pulmonary diseases, such as fungus disease, sarcoidosis, bronchiectasis and bronchial asthma, and, for the purpose of maintaining such

clinics, shall employ such qualified persons as may be necessary to take charge thereof, and pay them such reasonable compensation as may be necessary.

§ 154. Admittance to Emily P. Bissell Hospital

The State Board of Health may admit such persons to the institution known as the Emily P. Bissell Hospital, for the prevention and treatment of tuberculosis and other chronic pulmonary diseases, as in the judgment of the Board may be proper, and may provide for the care, treatment and support of such persons, under such rules and regulations as may be from time to time, established by the Board.

§ 155. Accounting by Board of Health; special emergency fund

(a) The Board of Health, administrator of the Emily P. Bissell Hospital, shall keep or have kept a full, true and accurate account of all monies received for the board, for care and attention of patients by the hospital and all monies arising from any other source than the annual appropriation made to the hospital by the State and the special fund provided for in subsection (b) of this section; and shall pay all monies except gifts for specific purposes over to the State Treasurer on the first days of March, June, September and December, in each and every year, at the same time filing with the State Treasurer, a full statement of same.

(b) The State Treasurer shall open and keep a separate account of the monies paid him as provided in subsection (a) of this section, to be known as "Special Emergency Fund of the Emily P. Bissell Hospital". The fund shall not be drawn upon by the Board of Health until the annual appropriation made by the State is exhausted, and then only to be used for the actual expenses of operating the hospital.

(c) The State Treasurer shall, upon the filing with him, by the State Board of Health, of a certificate that the annual appropriations made by the State have been exhausted, honor and pay orders, of the Board of Health out of the fund, charging the orders against the fund.

§ 156. Annual account and report to Governor

The State Board of Health shall furnish annually to the Governor a full account of its expenditures and disbursements under this subchapter. It shall also at the same time report to the Governor, the work of the Board for the year, including the number of persons treated, the results of treatment, as nearly as can be ascertained, and such other information as may be of public interest and value. Such report shall, at all times, be open to the inspection of the citizens of the State in the office of the Secretary of State.

Approved June 10, 1957.

CHAPTER 137

DEFICIENCY APPROPRIATION

SUPERIOR COURT

**AN ACT MAKING A DEFICIENCY APPROPRIATION TO
THE SUPERIOR COURT OF THE STATE OF DELA-
WARE FOR SALARIES AND WAGES ACCOUNT.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Two Thousand Three Hundred Dollars (\$2,300.00) is appropriated to the Superior Court of the State of Delaware for the Salary and Wages Account. The funds hereby appropriated are for the fiscal year ending June 30, 1957, and any funds not expended by that date shall revert to the General Fund.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 10, 1957.

CHAPTER 138

IN RESPECT TO STATE FORESTRY FUND

**AN ACT TO AMEND CHAPTER 161, VOLUME 50, LAWS OF
DELAWARE, IN RESPECT TO THE STATE FORESTRY
FUND.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 161, Volume 50, Laws of Delaware is amended by striking out the numbers 1957 in Section 2 thereof and substituting in lieu the numbers 1959.

Approved June 13, 1957.

CHAPTER 139

REGISTRATION OF VOTERS

AN ACT TO AMEND CHAPTER 17, TITLE 15 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VOTERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 17, Title 15 of the Delaware Code is amended by adding thereto a new section, to be designated as section 1707, as follows:

§ 1707. Correction of clerical errors

The several Departments of Election may, by unanimous consent of those members present at any regular or special meeting, correct clerical errors in the name, address, birth date, or physical description on any registration record, provided however that there shall be representatives of the department from both major political parties at the meeting at which such correction is made.

Section 2. § 1741, Title 15 of the Delaware Code is amended by adding at the end of the second paragraph thereof an additional sentence, as follows:

No applications for transfer from or to any district in which a Special Election is to be held shall be received later than seven days before the date of the special election.

Section 3. § 1743, Title 15 of the Delaware Code is amended by adding the words "Filed in.....E. D.,R. D." immediately above the double line on the form titled "Application for Transfer of Registration".

Approved June 13, 1957.

CHAPTER 140

JUVENILE COURTS OF KENT AND SUSSEX COUNTIES

AN ACT TO AMEND CHAPTER 11, TITLE 10, OF THE DELAWARE CODE RELATING TO THE APPOINTMENT AND SALARIES OF THE CLERKS AND PROBATION OFFICERS OF THE JUVENILE COURT OF KENT AND SUSSEX COUNTIES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1121, Title 10, of the Delaware Code is hereby amended to read as follows:

§ 1121. Appointment and salary of clerk

The Judge shall appoint a Clerk with stenographic experience in each County and each Clerk shall receive an annual salary of not less than \$2500.00 and not more than \$4000.00, payable monthly by the State Treasurer out of the General Fund of the State.

Section 2. § 1131, Title 10, of the Delaware Code is hereby amended to read as follows:

§ 1131. Appointment; salary; term

The Judge shall appoint a Probation Officer in each County and each Probation Officer shall receive an annual salary of not less than \$2500.00 and not more than \$4000.00 payable monthly by the State Treasurer out of the General Fund of the State. Each Probation Officer shall hold office at the pleasure of the Judge.

Approved June 13, 1957.

CHAPTER 141

AUTHORIZING HIGHWAY DEPARTMENT TO
REIMBURSE PUBLIC UTILITIES

AN ACT TO AMEND CHAPTER 1, TITLE 17, DELAWARE CODE BY AUTHORIZING THE STATE HIGHWAY DEPARTMENT TO REIMBURSE PUBLIC UTILITIES FOR THE COST OF RELOCATING FACILITIES REQUIRED BY ROAD IMPROVEMENTS, WHERE THE STATE RECEIVES FEDERAL FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 132, Title 17 of the Delaware Code is amended by adding to subsection (b) thereof the following sub-paragraph (5):

(5) Reimburse the owner thereof for the expense (as hereinafter defined) of the relocation of public utility facilities necessitated by any project where the State is to be reimbursed by at least 90% of the cost of such project from Federal funds or by the Federal Government or any agency thereof, such expense to be the amount paid by such owner properly attributable to such relocation after deducting therefrom any increase in the value of the new facilities and any salvage value derived from the old facilities.

Approved June 13, 1957.

CHAPTER 142

CREATING STATE AGENCY FOR SURPLUS PROPERTY

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" BY CREATING A STATE AGENCY FOR SURPLUS PROPERTY, AND PRESCRIBING ITS POWERS AND DUTIES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 29, Delaware Code, is amended by adding a new chapter thereto as follows:

CHAPTER 68. SURPLUS PROPERTY

§ 6801. Definitions

As used in this chapter—

"Act" means the Federal Property and Administrative Services Act of 1949, as amended.

"Agency" or "State Agency" means the State Board of Trustees of the Delaware State Hospital at Farnhurst acting as the Delaware State Agency for Surplus Property.

§ 6802. State Agency for Surplus Property designated

The State Board of Trustees of the Delaware State Hospital at Farnhurst shall be the Delaware State Agency for Surplus Property.

§ 6803. Powers and duties; employees

(a) The State Agency may

(1) acquire from the United States of America in conformance with the provisions of the Federal Property and Administrative Services Act of 1949, as amended, such property, including equipment, materials, books, or other supplies

under the control of any department or agency of the United States of America as may be usable and necessary for purposes of education, public health or civil defense, including research for any such purpose, and for such other purposes as may hereafter be authorized by Federal law ;

(2) warehouse such property ; and

(3) distribute such property within the State to tax-supported medical institutions, hospitals, clinics, health centers, school systems, schools, colleges, and universities within the State, to other nonprofit medical institutions, hospitals, clinics, health centers, schools, colleges and universities which have been held exempt from taxation under Section 501 (c) (3) of the United States Internal Revenue Code of 1954, to civil defense organizations of the State, or political subdivisions and instrumentalities thereof, which are established pursuant to State law, and to such other types of institutions or activities as may now be or hereafter become eligible under Federal law to acquire such property.

(b) The State Agency may receive applications from eligible health and educational institutions for the acquisition of Federal surplus real property, investigate the same, obtain expression of views respecting such applications from the appropriate health or educational authorities of the State, make recommendations regarding the need of such applicant for the property, the merits of its proposed program of utilization, the suitability of the property for such purposes, and otherwise assist in the processing of such applications for acquisition of real and related personal property of the United States under Section 203 (k) of the Act.

(c) The State Agency may adopt rules and regulations and prescribe requirements and take such other action as it deems necessary and suitable, in the administration of this chapter, to assure maximum utilization by and benefit to health, educational and civil defense institutions and organizations within the State from property distributed under this chapter.

(d) The State Agency may appoint advisory boards or committees, and employ personnel, fix their compensation and prescribe their duties. The positions of all personnel so employed

shall be filled by persons selected and appointed on a non-partisan merit basis.

(e) The State Agency may make such certifications, take such action, make such expenditures and enter into such contracts, agreements and undertakings for and in the name of the State (including cooperative agreements with any Federal agencies providing for utilization by and exchange between them of the property, facilities, personnel and services of each by the other), require such reports and make such investigations as may be required by law or regulation of the United States of America in connection with the disposal of real property and the receipt, warehousing, and distribution of personal property received from the United States of America.

(f) The State Agency shall cooperate to the fullest extent consistent with the provisions of the Act, with the departments or agencies of the United States of America and shall file a State plan of operation, operate in accordance therewith, and take such action as may be necessary to meet the minimum standards prescribed in accordance with the Act, and make such reports in such form and containing such information as the United States of America or any of its departments or agencies may from time to time require, and it shall comply with the laws of the United States of America and the rules and regulations of any of the departments or agencies of the United States of America governing the allocation, transfer, use or accounting for, property donable or donated to the State.

§ 6804. Bonds for employees

The State Agency may bond any employee handling moneys, signing checks, or receiving or distributing property from the United States or receiving or distributing property from the United States under authority of this chapter.

§ 6805. Charges

The State Agency may make charges to the recipients of the property distributed hereunder for the acquisition, warehousing, distribution, or transfer of any property of the United States of America, but such charges shall be limited to those

reasonably related to the costs of acquisition, receipt, warehousing, distribution or transfer by the State Agency and, in the case of real property, such charges shall be limited to the reasonable administrative costs of the State Agency incurred in effecting transfer.

§ 6806. Accounting procedures; special account; expenditures

All funds collected by the State Agency shall be accounted for as provided by law for receipts by State agencies, but such funds shall be deposited in a special account to be used by the State Agency to carry out the purposes of this chapter. No funds in such special account shall revert to the General Fund.

Approved June 13, 1957.

CHAPTER 143

RELATING TO ADOPTION

AN ACT TO AMEND CHAPTER 9, TITLE 13, DELAWARE CODE RELATING TO ADOPTION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 905, Title 13, Delaware Code is amended by striking out "ten days after notice" and inserting in lieu thereof "thirty days after notice."

Section 2. § 912, Title 13, Delaware Code is amended by adding to subsection (c) thereof an additional subparagraph (7) immediately following subparagraph (6) at the end of subsection (c) as follows:

7. A statement of the amount of the service fee charged by the authorized agency.

Section 3. § 913, Title 13, Delaware Code is amended by striking subsection (a) thereof and inserting in lieu thereof a new subsection (a) as follows:

(a) A decree of adoption for a child to be adopted shall be entered only after the child has resided in the adoption home continuously for at least one year under the supervision of the Department of Public Welfare, or an authorized agency; except that, on recommendation of the Department of Public Welfare or an authorized agency, and upon due cause being shown, a decree may issue at any time after 6 months' supervision, or in a case of a child to be adopted by blood relatives or by a step-parent, upon due cause being shown and upon recommendation of the Department of Public Welfare, a decree may issue after 6 months of continuous residence of the child in the adoptive home, whether or not such residence was supervised.

Section 4. § 928, Title 13, Delaware Code is amended by striking out subsection (b) thereof and inserting in lieu thereof a new subsection (b) as follows:

(b) No person or organization who is in any way connected with an adoption shall receive any remuneration in connection therewith, except for Court costs, and legal services; provided, however, that an authorized agency may charge a service fee for each adoption in an amount not exceeding the cost of services rendered, to be paid by the adopting parent or parents at the time of the placement, or thereafter. The amount of any such fee shall be made a part of the report provided for in Section 912 hereof. If part or all of such fee is not approved by the Court, the fee or that part of the fee not approved shall be returned to the adopting parent or parents.

Approved June 13, 1957.

CHAPTER 144

APPROPRIATION

KENT AND SUSSEX COUNTY FAIR, INCORPORATED

AN ACT APPROPRIATING CERTAIN MONEYS TO KENT AND SUSSEX COUNTY FAIR INCORPORATED, FOR PRIZES.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House concurring therein):

Section 1. The sum of Fifteen Thousand Dollars (\$15,000.00) is 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, 1957 and ending June 30, 1958, and a like sum of Fifteen Thousand Dollars (\$15,000.00) for the fiscal year beginning July 1, 1958 and ending June 30, 1959. 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. Such prizes shall be awarded by an Award Committee, which shall be appointed within ten days after this Act becomes effective, one member of which shall be named by the Governor from the personnel of the State Board of Agriculture, and the remaining members shall be named by the Kent and Sussex County Fair, Incorporated. 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 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 Fifteen Thousand

Dollars (\$15,000.00) 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. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 13, 1957.

CHAPTER 145

APPROPRIATION

BELVEDERE VOLUNTEER FIRE COMPANY

**AN ACT TO APPROPRIATE MONEY TO THE BELVEDERE
VOLUNTEER FIRE COMPANY.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members of each House concurring therein):

Section 1. There is appropriated to the Belvedere Volunteer Fire Company the sum of Seventeen Hundred Fifty Dollars (\$1,750.00) annually for each of the fiscal years beginning July 1, 1957, and July 1, 1958, to be used for the prevention and extinguishment of fires and for the maintenance of apparatus and equipment.

Section 2. This Act shall be known as a supplementary appropriation act and the funds hereby appropriated shall be paid out of the General Fund from monies not otherwise appropriated.

Approved June 13, 1957.

CHAPTER 146

MAINTENANCE OF AMBULANCE SERVICE IN
KENT COUNTY

**AN ACT TO AMEND TITLE 9, SECTION 4133, DELAWARE
CODE WITH REFERENCE TO APPROPRIATIONS TO
CERTAIN ORGANIZATIONS PROVIDING AMBULANCE
SERVICE IN KENT COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Title 9, Section 4133 (a) by striking
out the figure "\$500" in line 5 and inserting in lieu thereof the
figure "\$750".

Approved June 13, 1957.

CHAPTER 147
APPROPRIATION

EXPENSES OF STATE GOVERNMENT

**AN ACT MAKING APPROPRIATIONS FOR THE EXPENSES
OF THE STATE GOVERNMENT FOR EACH OF THE
TWO FISCAL YEARS ENDING JUNE 30, 1958 AND
JUNE 30, 1959.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The several amounts named in this Act, or such part thereof as may be necessary and essential to the proper conduct of the business of the agencies named herein, are appropriated and authorized to be paid out of the Treasury of this State by the respective departments and divisions of State Government, and other specified spending agencies, subject to the provisions of Part VI, Title 29, Delaware Code, and for the periods specified. 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 State Treasury shall revert to the General Fund; provided, however, that no funds shall revert which are encumbered pursuant to Section 6521, Title 29, Delaware Code and, provided further that vouchers for payment of obligations entered into prior to the end of the fiscal year may be presented for approval within twelve (12) days after the end of the fiscal year.

The several amounts hereby appropriated are as follows:

AGENCIES	Year ending June 30	
	1958	1959
LEGISLATIVE AND ELECTIONS		
DELAWARE COMMISSION ON INTERSTATE COOPERATION		
Office Expense	\$ 150.00	\$ 400.00
Fees	6,100.00	6,100.00
Travel	600.00	600.00
Interstate Conference	350.00	350.00
	<hr/>	<hr/>
Total	7,200.00	7,450.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

REGISTRATIONS AND ELECTIONS

Salaries of Registrars, Assistants and Presidential Electors .....	....	307,125.00
Total .....	....	307,125.00

LEGISLATIVE REFERENCE BUREAU

Salary of Executive Director	6,000.00	6,000.00
Salary and Wages of Employees ..	5,200.00	5,200.00
Office Expense	1,000.00	750.00
Travel	100.00	200.00
Repairs and Replacements	150.00	150.00
Equipment	100.00	250.00
Total	12,550.00	12,550.00

GENERAL ASSEMBLY

Salaries of House Members	35,000.00	35,000.00
Salaries of Senate Members	18,000.00	18,000.00
Total	53,000.00	53,000.00

DELAWARE CODE REVISION COMMISSION

Salaries of Commissioners	4,800.00	4,800.00
Operations	12,500.00	....
Total	17,300.00	4,800.00

STATE ELECTION COMMISSIONER

Salaries and Wages of Employees.	20,960.00	20,960.00
Office Expense	1,790.00	1,790.00
Travel	3,590.00	2,190.00
Repairs and Replacements	2,250.00	2,250.00
Total	28,590.00	27,190.00

TOTAL LEGISLATIVE AND ELECTIONS	118,640.00	412,115.00
--	------------	------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

EXECUTIVE AND FINANCIAL

GOVERNOR

Salary of Governor	17,500.00	17,500.00
Salaries and Wages of Employees.	15,000.00	15,000.00
Office Expense	2,300.00	2,300.00
Governor's Conference	400.00	400.00
Contingent Expenses	4,000.00	4,000.00
Repairs and Replacements	500.00	500.00
Equipment	500.00	500.00
Total	40,200.00	40,200.00

SECRETARY OF STATE

Salary of Secretary of State	8,000.00	8,000.00
Salaries and Wages of Employees.	100,000.00	100,000.00
Office Expense	6,500.00	6,500.00
Magistrate Bonds	400.00	400.00
Printing Laws—General Assembly	30,000.00	....
Dissolution Account	7,500.00	7,500.00
Departmental Supplies	40,000.00	40,000.00
Travel	2,500.00	2,500.00
Repairs and Replacements	3,000.00	3,000.00
Equipment	2,000.00	2,000.00
Total	199,900.00	169,900.00

STATE TREASURER

Salary of Treasurer	6,000.00	6,000.00
Salary of Deputy Treasurer	5,000.00	5,000.00
Salaries and Wages of Employees.	40,020.00	40,020.00
Office Expense	18,874.00	20,899.00
Travel	500.00	500.00
Repairs and Replacements	500.00	500.00
Equipment	500.00	500.00
Total	71,394.00	73,419.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

BUDGET COMMISSION

Salary of Chief Accountant	7,500.00	7,500.00
Salaries and Wages of Employees.	44,000.00	46,000.00
Office Expense	2,500.00	3,000.00
Travel	4,000.00	4,000.00
Special Audits by C. P. A.'s	10,000.00	10,000.00
Repairs and Replacements	2,000.00	2,100.00
Equipment	1,800.00	500.00
Total	71,800.00	73,100.00

AUDITOR OF ACCOUNTS

Salary of Auditor	6,000.00	6,000.00
Salary of Deputy Auditor	5,000.00	5,000.00
Salaries and Wages of Employees.	32,600.00	33,100.00
Office Expense	1,750.00	1,750.00
Travel	805.00	805.00
Repairs and Replacements	1,000.00	1,000.00
Equipment	500.00	500.00
Total	47,655.00	48,155.00

STATE INSURANCE COMMISSIONER

Salary of Commissioner	6,000.00	6,000.00
Salary of Deputy Commissioner ..	5,000.00	5,000.00
Salary of Actuary	3,500.00	3,500.00
Salary of Chief Clerk	3,000.00	3,000.00
Salary of Clerk	2,500.00	2,500.00
Salaries and Wages of Employees.	9,500.00	9,500.00
Office Expense	3,000.00	3,000.00
Operations—Insurance Premiums on State Property	100,000.00	100,000.00
Travel	1,500.00	1,500.00
Repairs and Replacements	900.00	200.00
Equipment	400.00	400.00
Total	135,300.00	134,600.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

BOAT INSPECTOR

Salary of Inspector	1,500.00	1,500.00
Office Expense	10.00	10.00
Travel	600.00	600.00
Operations	60.00	60.00
Total	2,170.00	2,170.00

STATE TAX DEPARTMENT

Salary of Commissioner	8,000.00	8,000.00
Salaries and Wages of Employees.	239,204.00	249,311.00
Office Expense	67,840.00	67,840.00
Travel	1,700.00	1,700.00
Operations—Social Security Division	6,000.00	6,000.00
Repairs and Replacements	2,500.00	2,500.00
Equipment	2,890.00	1,875.00
Escheats Division	1,500.00	1,500.00
Total	329,634.00	338,726.00

STATE BANK COMMISSIONER

Salary of Commissioner	7,000.00	7,000.00
Salaries and Wages of Employees.	47,300.00	47,600.00
Office Expense	2,360.00	2,360.00
Travel	7,190.00	6,290.00
Repairs and Replacements	750.00	750.00
Total	64,600.00	64,000.00

DELAWARE ALCOHOLIC BEVERAGE CONTROL COMMISSION

Salaries of Commissioners	3,000.00	3,000.00
Salaries and Wages of Employees.	93,883.00	93,883.00
Office Expense	23,000.00	23,000.00
Travel	10,000.00	10,000.00
Repairs and Replacements	4,000.00	2,500.00
Equipment	2,000.00	2,000.00
Total	135,883.00	134,383.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

DELAWARE RACING COMMISSION

Salaries of Commissioners	4.00	4.00
Salaries and Wages of Employees.	2,100.00	2,100.00
Office Expense	2,415.00	1,950.00
Travel	400.00	400.00
	<hr/>	<hr/>
Total	4,919.00	4,454.00

DELAWARE HARNESS RACING COMMISSION

Salaries of Commissioners	3.00	3.00
Salaries and Wages of Employees.	4,997.00	4,997.00
Office Expense	2,000.00	2,000.00
Travel	2,000.00	2,000.00
	<hr/>	<hr/>
Total	9,000.00	9,000.00

TOTAL EXECUTIVE AND FINANCIAL	1,112,455.00	1,092,107.00
--	--------------	--------------

JUDICIAL AND LEGAL

COURT OF CHANCERY

Salary of Chancellor	15,500.00	15,500.00
Salary of Vice-Chancellor	15,000.00	15,000.00
Salaries and Wages of Employees.	26,200.00	26,200.00
Chancellor for Reporting	200.00	200.00
Office Expense	1,200.00	1,200.00
Chancellor's Report	4,750.00	4,750.00
Travel	400.00	400.00
Repairs and Replacements	350.00	350.00
	<hr/>	<hr/>
Total	63,600.00	63,600.00

SUPERIOR COURT

Salary of President Judge	15,500.00	15,500.00
Salaries of Associate Judges	60,000.00	60,000.00
Salaries and Wages of Employees.	51,500.00	51,500.00
Kent Resident Judge for Reporting	200.00	200.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Office Expense	3,500.00	3,500.00
Reports	4,750.00	4,750.00
Travel	3,750.00	3,750.00
Repairs and Replacements	2,000.00	2,000.00
Equipment	2,500.00	2,500.00
Total	143,700.00	143,700.00

COMMON PLEAS COURT—KENT COUNTY

Salary of Judge	5,000.00	5,000.00
Total	5,000.00	5,000.00

COMMON PLEAS COURT—SUSSEX COUNTY

Salary of Judge	10,000.00	10,000.00
Total	10,000.00	10,000.00

STATE LIBRARIAN

Salary of Librarian	2,500.00	2,500.00
Salary of Clerk	2,400.00	2,400.00
Salaries and Wages of Employees	100.00	100.00
Office Expense	200.00	200.00
Repairs and Replacements	1,300.00	1,300.00
Equipment	3,500.00	3,500.00
Total	10,000.00	10,000.00

NEW CASTLE COUNTY LAW LIBRARY

Salaries and Wages of Employees	3,200.00	3,200.00
Office Expense	250.00	250.00
Repairs and Replacements	500.00	500.00
Equipment	4,050.00	4,050.00
Total	8,000.00	8,000.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

SUSSEX COUNTY LAW LIBRARY

Salaries and Wages of Employees.	300.00	300.00
Office Expense	75.00	75.00
Repairs and Replacements .....	....	800.00
Equipment	4,000.00	4,000.00
Total	4,375.00	5,175.00

ATTORNEY GENERAL

Salary of Attorney General	10,000.00	10,000.00
Salary of Chief Deputy	7,500.00	7,500.00
Salary of New Castle County Deputy	6,500.00	6,500.00
Salary of New Castle County Assistant Deputy	6,000.00	6,000.00
Salary of Kent County Deputy ...	6,000.00	6,000.00
Salary of Sussex County Deputy..	6,000.00	6,000.00
Salary of Sussex County Assistant Deputy	4,000.00	4,000.00
Salaries of Tax Deputies (2)	12,000.00	12,000.00
Salaries of State Detectives (3) ...	10,500.00	10,500.00
Salaries and Wages of Employees.	32,500.00	32,500.00
Office Expense :.....	6,500.00	6,500.00
Travel	6,000.00	6,000.00
Operations	4,000.00	4,000.00
Repairs and Replacements	5,000.00	2,000.00
Equipment	1,000.00	1,000.00
Total	123,500.00	120,500.00

SUPREME COURT

Salary of Chief Justice	17,500.00	17,500.00
Salaries of Associate Justices	34,000.00	34,000.00
Salaries and Wages of Employees.	16,500.00	16,500.00
Office Expense	8,150.00	8,150.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Travel	900.00	900.00
Repairs and Replacements—		
Library	1,000.00	1,000.00
Total	78,050.00	78,050.00

JUVENILE COURT (KENT AND SUSSEX)

Salary of Judge	10,000.00	10,000.00
Salaries of Clerks	6,000.00	6,000.00
Salaries of Probation Officers	6,000.00	6,000.00
Salaries and Wages of Employees.	24,000.00	24,000.00
Total	46,000.00	46,000.00

COUNCIL OF ADMINISTRATION OF JUSTICE

Operations	750.00	750.00
Total	750.00	750.00

FAMILY COURT OF NEW CASTLE COUNTY

Salaries of Judges	25,000.00	25,000.00
Salaries and Wages of Employees.	126,500.00	126,500.00
Office Expense	5,000.00	5,000.00
Travel	1,000.00	1,000.00
Repairs and Replacements	1,500.00	1,500.00
Equipment	1,000.00	1,000.00
Total	160,000.00	160,000.00

BOARD OF POST MORTEM EXAMINERS

Salary of Medical Examiner	15,000.00	15,000.00
Salaries and Wages of Employees.	9,900.00	9,900.00
Office Expense	2,028.00	1,953.00
Fees	800.00	800.00
Travel	1,305.00	930.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Operations	385.00	385.00
Repairs and Replacements	750.00	....
Equipment	68.00	68.00
Total	30,236.00	29,036.00

TOTAL JUDICIAL AND LEGAL	683,211.00	679,811.00
---	-------------------	-------------------

DEBT SERVICE

REDEMPTIONS—STATE BONDS

Bonds Issued	6,021,000.00	6,011,000.00
Authorized—Unissued	1,000,000.00	1,800,000.00
Probable Issues .....	....	900,000.00
Total	7,021,000.00	8,711,000.00

INTEREST—STATE BONDS

Bonds Issued	1,830,520.78	1,719,537.53
Authorized—Unissued	687,500.00	878,125.00
Probable Issues	225,000.00	421,250.00
Total	2,743,020.78	3,018,912.53

TOTAL STATE OBLIGATIONS	9,764,020.78	11,729,912.53
--	---------------------	----------------------

PURCHASE OF COUNTY HIGHWAY BONDS AND COUPONS

Purchase of County Highway Bonds	125,000.00	125,000.00
Purchase of County Highway Coupons	29,900.00	25,900.00
Total	154,900.00	150,900.00

TOTAL DEBT SERVICE	9,918,920.78	11,880,812.53
---------------------------------	---------------------	----------------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

REGULATORY BOARDS

MEDICAL COUNCIL OF DELAWARE

Salaries of Members	320.00	320.00
Salaries and Wages of Employees.	780.00	780.00
Office Expense	850.00	850.00
Travel	450.00	450.00
Total	2,400.00	2,400.00

STATE BOARD OF PHARMACY

Salaries and Wages of Employees.	3,600.00	3,600.00
Office Expense	750.00	750.00
Travel	1,300.00	1,300.00
Equipment	1,000.00	....
Total	6,650.00	5,650.00

STATE BOARD OF DENTAL EXAMINERS

Salaries and Wages of Employees.	570.00	570.00
Office Expense	140.00	140.00
Travel	290.00	290.00
Total	1,000.00	1,000.00

STATE BOARD OF EXAMINERS FOR BARBERS

Salaries and Wages of Employees.	700.00	700.00
Office Expense	150.00	150.00
Total	850.00	850.00

STATE BOARD OF VETERINARY EXAMINERS

Salaries and Wages of Employees.	150.00	150.00
Office Expense	25.00	25.00
Travel	25.00	25.00
Total	200.00	200.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Operations	385.00	385.00
Repairs and Replacements	750.00	....
Equipment	68.00	68.00
Total	30,236.00	29,036.00

TOTAL JUDICIAL AND LEGAL	683,211.00	679,811.00
---	-------------------	-------------------

DEBT SERVICE

REDEMPTIONS—STATE BONDS

Bonds Issued	6,021,000.00	6,011,000.00
Authorized—Unissued	1,000,000.00	1,800,000.00
Probable Issues .....	....	900,000.00
Total	7,021,000.00	8,711,000.00

INTEREST—STATE BONDS

Bonds Issued	1,830,520.78	1,719,537.53
Authorized—Unissued	687,500.00	878,125.00
Probable Issues	225,000.00	421,250.00
Total	2,743,020.78	3,018,912.53

TOTAL STATE OBLIGATIONS	9,764,020.78	11,729,912.53
--	---------------------	----------------------

PURCHASE OF COUNTY HIGHWAY BONDS AND COUPONS

Purchase of County Highway Bonds	125,000.00	125,000.00
Purchase of County Highway Coupons	29,900.00	25,900.00
Total	154,900.00	150,900.00

TOTAL DEBT SERVICE	9,918,920.78	11,880,812.53
---------------------------------	---------------------	----------------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

REGULATORY BOARDS

MEDICAL COUNCIL OF DELAWARE

Salaries of Members	320.00	320.00
Salaries and Wages of Employees.	780.00	780.00
Office Expense	850.00	850.00
Travel	450.00	450.00
Total	2,400.00	2,400.00

STATE BOARD OF PHARMACY

Salaries and Wages of Employees.	3,600.00	3,600.00
Office Expense	750.00	750.00
Travel	1,300.00	1,300.00
Equipment	1,000.00	....
Total	6,650.00	5,650.00

STATE BOARD OF DENTAL EXAMINERS

Salaries and Wages of Employees.	570.00	570.00
Office Expense	140.00	140.00
Travel	290.00	290.00
Total	1,000.00	1,000.00

STATE BOARD OF EXAMINERS FOR BARBERS

Salaries and Wages of Employees.	700.00	700.00
Office Expense	150.00	150.00
Total	850.00	850.00

STATE BOARD OF VETERINARY EXAMINERS

Salaries and Wages of Employees.	150.00	150.00
Office Expense	25.00	25.00
Travel	25.00	25.00
Total	200.00	200.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE BOARD OF ACCOUNTANCY

Salaries and Wages of Employees.	240.00	240.00
Office Expense	460.00	460.00
Total	700.00	700.00

STATE BOARD OF EXAMINERS IN OPTOMETRY

Salaries and Wages of Employees.	105.00	105.00
Office Expense	45.00	45.00
Travel	75.00	75.00
Total	225.00	225.00

STATE BOARD OF EXAMINERS OF GRADUATE NURSES

Salaries of Board Members	400.00	400.00
Salaries and Wages of Employees.	3,000.00	3,000.00
Office Expense	2,000.00	2,000.00
Travel	600.00	600.00
Total	6,000.00	6,000.00

STATE BOARD OF EXAMINERS OF UNDERTAKERS

Salaries and Wages of Employees.	500.00	500.00
Operations	200.00	200.00
Total	700.00	700.00

DELAWARE REAL ESTATE COMMISSION

Salaries and Wages of Employees.	2,200.00	2,200.00
Office Expense	600.00	600.00
Travel	200.00	200.00
Total	3,000.00	3,000.00

BOARD OF EXAMINERS AND REGISTRATION OF ARCHITECTS

Salaries and Wages of Employees.	200.00	200.00
Office Expense	250.00	250.00
Travel	250.00	250.00
Equipment	50.00	50.00
Total	750.00	750.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE ATHLETIC COMMISSION

Salaries and Wages of Employees.	1,050.00	1,050.00
Office Expense	500.00	500.00
Travel	200.00	200.00
Total	1,750.00	1,750.00

ATLANTIC STATES MARINE FISHERIES COMMISSION

Dues	700.00	700.00
Travel	200.00	200.00
Total	900.00	900.00

STATE BOARD OF REGISTRATION FOR PROFESSIONAL
ENGINEERS AND LAND SURVEYORS

Salary of Secretary	1,200.00	1,200.00
Office Expense	1,200.00	1,200.00
Travel	250.00	250.00
Equipment	100.00	100.00
Total	2,750.00	2,750.00

DEPARTMENT OF CIVIL DEFENSE

Salary of State Director	6,000.00	6,000.00
Salaries and Wages of Employees.	20,000.00	20,000.00
Office Expense	3,000.00	3,000.00
Travel	2,000.00	2,000.00
Operations	4,000.00	4,000.00
Repairs and Replacements	1,000.00	1,000.00
Equipment	2,500.00	2,500.00
Total	38,500.00	38,500.00

BOARD OF CHIROPODY EXAMINERS

Salaries and Wages of Employees.	150.00	150.00
Office Expense	30.00	30.00
Travel	20.00	20.00
Total	200.00	200.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

BOARD OF CHIROPRACTIC EXAMINERS

Salaries and Wages of Employees.	150.00	150.00
Office Expense	65.00	65.00
Travel	50.00	50.00
Total	265.00	265.00

STATE FIRE MARSHAL

Salary of Fire Marshal	5,000.00	5,000.00
Salaries and Wages of Employees.	3,000.00	3,000.00
Office Expense	1,100.00	1,100.00
Travel	2,100.00	2,100.00
Operations	2,250.00	2,250.00
Equipment	200.00	200.00
Total	13,650.00	13,650.00

TOTAL REGULATORY

BOARDS	80,490.00	79,490.00
---------------------	------------------	------------------

ENFORCEMENT BOARDS

LABOR COMMISSION OF DELAWARE

Salary of Child Labor Inspector..	3,400.00	3,400.00
Salary of 10 Hour Law Inspector..	3,000.00	3,000.00
Salaries and Wages of Employees.	6,200.00	6,200.00
Office Expense	3,650.00	3,900.00
Travel	1,155.00	1,155.00
Repairs and Replacements	500.00	300.00
Total	17,905.00	17,955.00

BOARD OF PAROLE

Salaries of Parole Board Members	600.00	600.00
Salary of Parole Officer	3,600.00	3,600.00
Salaries and Wages of Employees.	500.00	500.00
Office Expense	400.00	400.00
Travel	1,500.00	1,500.00
Total	6,600.00	6,600.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

BOARD OF PARDONS

Salary of Lieutenant-Governor . . .	144.00	144.00
Travel	96.00	96.00
Witness Fees	100.00	100.00
Total	340.00	340.00

BOARD OF BOILER RULES

Salary of Chief Inspector	5,400.00	6,000.00
Salaries and Wages of Employees. . .	10,000.00	10,000.00
Office Expense	2,200.00	2,200.00
Travel	2,500.00	2,500.00
Equipment	300.00	300.00
Total	20,400.00	21,000.00

REGULATORS OF WEIGHTS AND MEASURES

Salaries and Wages of Employees. . .	7,000.00	7,000.00
Office Expense	200.00	200.00
Travel	1,800.00	1,800.00
Total	9,000.00	9,000.00

INDUSTRIAL ACCIDENT BOARD

Salaries of Members	10,800.00	10,800.00
Salaries and Wages of Employees. . .	9,800.00	9,800.00
Office Expense	4,266.00	4,266.00
Court Reporting Fees	3,000.00	3,000.00
Travel	2,000.00	2,000.00
Repairs and Replacements	1,200.00	1,200.00
Total	31,066.00	31,066.00

DELAWARE NATIONAL GUARD

Salary of Adjutant General	6,000.00	6,000.00
Salaries and Wages of Employees. . .	49,400.00	49,400.00
Office Expense	8,000.00	8,000.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Travel	3,000.00	3,000.00
Operations	55,000.00	60,000.00
Uniform Allowance	15,750.00	15,750.00
Units—\$250.00 per Company ...	19,500.00	19,500.00
Repairs and Replacements	25,000.00	25,000.00
Equipment	25,000.00	25,000.00
<hr/>		
Total	206,650.00	211,650.00

PUBLIC SERVICE COMMISSION

Salary of Commission Members..	13,500.00	13,500.00
Salaries and Wages of Employees.	25,000.00	25,000.00
Office Expense	3,345.00	3,345.00
Travel	5,045.00	5,045.00
Operations	6,500.00	6,500.00
<hr/>		
Total	53,390.00	53,390.00

TOTAL ENFORCEMENT

BOARDS	345,351.00	351,001.00
--------------	------------	------------

PENSIONS AND SOCIAL SECURITY

STATE BOARD OF EDUCATION

Retired and Disabled Teachers'		
Pensions	154,920.00	154,920.00
<hr/>		
Total	154,920.00	154,920.00

STATE EMPLOYEES' PENSION PLAN

Salaries and Wages of Employees.	3,120.00	3,120.00
Office Expense	300.00	300.00
Travel	100.00	100.00
Benefits	650,000.00	650,000.00
Survivors' Pensions	30,000.00	32,500.00
<hr/>		
Total	683,520.00	686,020.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE'S SHARE OF SOCIAL SECURITY

CONTRIBUTIONS	550,630.00	556,000.00
---------------------	------------	------------

Total	550,630.00	556,000.00
-------------	------------	------------

TOTAL PENSIONS AND

SOCIAL SECURITY	1,389,070.00	1,396,940.00
-----------------------	--------------	--------------

MISCELLANEOUS

CUSTODIAN

Salary of Custodian	3,000.00	3,000.00
---------------------------	----------	----------

Salaries and Wages of Employees.	50,000.00	50,000.00
----------------------------------	-----------	-----------

Office Expense	1,200.00	1,200.00
----------------------	----------	----------

Operations	30,000.00	30,000.00
------------------	-----------	-----------

Repairs and Replacements	30,000.00	30,000.00
--------------------------------	-----------	-----------

Equipment	2,500.00	2,500.00
-----------------	----------	----------

Total	116,700.00	116,700.00
-------------	------------	------------

STATE BUILDINGS AND GROUNDS COMMISSION

Operations	500.00	500.00
------------------	--------	--------

Total	500.00	500.00
-------------	--------	--------

STATE LIBRARY COMMISSION

Salaries and Wages of Employees.	19,500.00	19,500.00
----------------------------------	-----------	-----------

Office Expense	600.00	725.00
----------------------	--------	--------

Travel	650.00	650.00
--------------	--------	--------

Operations	2,775.00	2,775.00
------------------	----------	----------

Repairs and Replacements	1,500.00	5,000.00
--------------------------------	----------	----------

Equipment	7,200.00	7,200.00
-----------------	----------	----------

Total	32,225.00	35,850.00
-------------	-----------	-----------

PUBLIC ARCHIVES COMMISSION

Salaries and Wages of Employees.	51,200.00	56,400.00
----------------------------------	-----------	-----------

Office Expense	2,025.00	2,025.00
----------------------	----------	----------

Travel	1,500.00	1,500.00
--------------	----------	----------

Operations	2,500.00	2,500.00
------------------	----------	----------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Repairs and Replacements	250.00	250.00
Equipment	2,000.00	2,000.00
Historic Markers	3,000.00	1,000.00
Total	62,475.00	65,675.00

PUBLIC ARCHIVES—STATE MUSEUM

Salaries and Wages of Employees.	18,700.00	20,000.00
Office Expense	1,200.00	1,200.00
Travel	200.00	200.00
Operations	750.00	750.00
Repairs and Replacements	500.00	500.00
Equipment	3,500.00	3,500.00
Total	24,850.00	26,150.00

PUBLIC ARCHIVES—JOHN DICKINSON MANSION

Salaries and Wages of Employees.	8,500.00	8,500.00
Office Expense	250.00	250.00
Operations	600.00	600.00
Repairs and Replacements	600.00	600.00
Equipment	1,850.00	1,850.00
Permanent Improvements	3,000.00	1,000.00
Total	14,800.00	12,800.00

TOTAL PUBLIC ARCHIVES.	102,125.00	104,625.00
-------------------------------	-------------------	-------------------

PORTRAIT COMMISSION

Office Expense	50.00	50.00
Travel	25.00	25.00
Repairs and Replacements	225.00	225.00
Equipment	400.00	400.00
Total	700.00	700.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE PARK COMMISSION—GENERAL OPERATIONS

Salary of Secretary	1,200.00	1,200.00
Office Expense	100.00	100.00
Travel	300.00	300.00
Total	1,600.00	1,600.00

STATE PARK COMMISSION—TRAP POND

Salary of Superintendent	4,200.00	4,200.00
Salaries of Life Guards (3)	1,600.00	1,600.00
Salaries and Wages of Employees.	1,600.00	1,600.00
Office Expense	1,000.00	1,000.00
Travel	500.00	500.00
Operations	1,500.00	1,500.00
Capital Improvements	8,000.00	....
Equipment	2,000.00	....
Repairs and Replacements	1,000.00	1,000.00
Total	21,400.00	11,400.00

STATE PARK COMMISSION—FORT DELAWARE

Salary of Superintendent	4,200.00	4,200.00
Salaries and Wages of Employees.	1,000.00	1,000.00
Office Expense	200.00	200.00
Operations	900.00	900.00
Repairs and Replacements	6,000.00	....
Equipment	10,000.00	....
Total	22,300.00	6,300.00

STATE PARK COMMISSION—BRANDYWINE SPRINGS PARK

Salary of Superintendent	5,500.00	5,500.00
Salaries and Wages of Employees.	6,600.00	6,600.00
Office Expense	1,000.00	1,000.00
Travel	900.00	900.00
Operations	3,300.00	3,300.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Repairs and Replacements	700.00	700.00
Baseball Diamonds, Children's Playgrounds	5,975.00	....
Equipment	2,000.00	2,000.00
Total	25,975.00	20,000.00

TOTAL STATE

PARK COMMISSION	71,275.00	39,300.00
-----------------------	-----------	-----------

STATE DEVELOPMENT COMMISSION

Salary of Director	5,000.00	5,000.00
Salaries and Wages of Employees.	15,470.00	15,650.00
Office Expense	4,800.00	5,000.00
Travel	4,750.00	4,950.00
Operations	15,500.00	18,500.00
Repairs and Replacements	2,000.00	500.00
Equipment	815.00	150.00
Total	48,335.00	49,750.00

LEWES MEMORIAL COMMISSION

Salaries and Wages of Employees.	6,150.00	6,450.00
Office Expense	250.00	250.00
Travel	100.00	100.00
Operations	900.00	900.00
Repairs and Replacements	600.00	600.00
Total	8,000.00	8,300.00

DELAWARE DAY COMMISSION

Operations	100.00	100.00
Total	100.00	100.00

DELAWARE ARCHAEOLOGICAL BOARD

Operations	500.00	500.00
Total	500.00	500.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

NEW CASTLE HISTORICAL BUILDING COMMISSION

Salary of Curators	3,600.00	3,600.00
Salaries and Wages of Employees.	1,950.00	1,950.00
Office Expense	330.00	330.00
Operations	1,120.00	1,120.00
Repairs and Replacements	1,000.00	1,000.00
Total	8,000.00	8,000.00

DELAWARE GEOLOGICAL COMMISSION

Salaries and Wages of Employees.	12,500.00	12,500.00
Travel	500.00	500.00
Operations	13,000.00	13,000.00
Equipment	1,000.00	1,000.00
Gauging	2,250.00	2,250.00
Total	29,250.00	29,250.00

TOTAL MISCELLANEOUS ...	417,710.00	393,575.00
-------------------------	------------	------------

ROADS, MAINTENANCE, POLICE, ETC.

STATE HIGHWAY DEPARTMENT

ADMINISTRATION

Salary of Chief Engineer	12,500.00	12,500.00
Salary of Secretary	8,000.00	8,000.00
Salaries and Wages of Employees.	32,000.00	34,000.00
Office Expense	6,500.00	6,500.00
Travel	1,200.00	1,200.00
Operations	4,000.00	4,000.00
Repairs and Replacements	3,500.00	3,000.00
Equipment	700.00	700.00
Delaware Safety Campaign	10,000.00	10,000.00
Total	78,400.00	79,900.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

MOTOR VEHICLE DIVISION

Salaries and Wages of Employees.	345,000.00	345,000.00
Office Expense	70,870.00	67,870.00
Travel	2,000.00	2,000.00
Operations	153,160.00	165,910.00
Repairs and Replacements	14,445.00	13,045.00
Equipment	8,300.00	8,300.00
Total	593,775.00	602,125.00

MOTOR VEHICLE SAFETY RESPONSIBILITY DIVISION

Salary of Director	3,600.00	3,600.00
Salaries and Wages of Employees.	13,320.00	13,320.00
Office Expense	3,000.00	4,600.00
Travel	700.00	700.00
Operations	1,500.00	1,500.00
Repairs and Replacements	564.00	564.00
Total	22,684.00	24,284.00

STATE POLICE DIVISION

Salaries and Wages of Employees.	930,618.00	913,454.00
Office Expense	25,000.00	25,000.00
Travel	5,000.00	5,000.00
Operations	165,000.00	156,440.00
Repairs and Replacements	65,000.00	65,000.00
Equipment	10,000.00	10,000.00
Total	1,200,618.00	1,174,894.00

MOTOR FUEL TAX DIVISION

Salaries and Wages of Employees.	18,000.00	18,000.00
Office Expense	1,550.00	1,550.00
Travel	3,000.00	3,000.00
Operations	2,500.00	.....
Repairs and Replacements	700.00	700.00
Equipment	250.00	250.00
Total	26,000.00	23,500.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE COMMUNICATIONS DIVISION

Salaries and Wages of Employees.	35,232.00	39,264.00
Office Expense	1,225.00	1,225.00
Travel	1,000.00	1,000.00
Operations	12,850.00	12,850.00
Repairs	925.00	925.00
Equipment	2,700.00	1,700.00
Total	53,932.00	56,964.00

MAINTENANCE DIVISION

Salaries and Wages of Employees.	2,000,000.00	2,000,000.00
Office Expense	10,500.00	10,500.00
Operations	746,000.00	747,000.00
Repairs and Replacements	1,219,000.00	1,224,000.00
Equipment	300,000.00	300,000.00
Total	4,275,500.00	4,281,500.00

HIGHWAY CONSTRUCTION

Salaries and Wages of Employees.	400,000.00	400,000.00
Highway Planning Survey	30,000.00	30,000.00
Laboratory	40,000.00	40,000.00
Engineering—General	130,000.00	130,000.00
Maintenance Construction	400,000.00	400,000.00
Total	1,000,000.00	1,000,000.00

MOSQUITO CONTROL DIVISION

Salaries and Wages of Employees.	75,000.00	75,000.00
Office Expense	1,000.00	1,000.00
Operations	365,000.00	365,000.00
Repairs and Replacements	20,000.00	20,000.00
Equipment	10,000.00	10,000.00
Total	471,000.00	471,000.00

TOTAL ROADS, MAINTENANCE, POLICE, ETC.

	7,721,909.00	\$7,714,167.00
--	--------------	----------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

HEALTH

STATE BOARD OF HEALTH
GENERAL ADMINISTRATION

Salary of Executive Secretary . . .	15,000.00	15,000.00
Salaries and Wages of Employees.	330,000.00	350,000.00
Office Expense	24,000.00	24,000.00
Travel	15,000.00	15,000.00
Operations	18,000.00	18,000.00
Repairs and Replacements	20,000.00	20,000.00
Equipment	1,900.00	1,900.00
School Examination Fees	45,000.00	45,000.00
Total	468,900.00	488,900.00

CRIPPLED CHILDREN

Salaries and Wages of Employees.	83,000.00	85,000.00
Travel	500.00	500.00
Operations	1,000.00	1,000.00
Equipment	100.00	100.00
Total	84,600.00	86,600.00

CANCER CONTROL

Salaries and Wages of Employees.	44,700.00	46,260.00
Office Expense	1,600.00	1,600.00
Travel	500.00	500.00
Operations	500.00	500.00
Repairs and Replacements	1,950.00	1,950.00
Equipment	1,000.00	1,000.00
Total	50,250.00	51,810.00

DIVISION OF OPTOMETRY

Clinics	1,500.00	1,500.00
Total	1,500.00	1,500.00

TOTAL STATE BOARD

OF HEALTH	605,250.00	628,810.00
-----------------	------------	------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

WATER POLLUTION COMMISSION

Salaries and Wages of Employees.	31,301.24	34,571.08
Office Expense	4,749.00	5,200.00
Travel	2,216.99	1,840.00
Operations	1,330.08	1,569.92
Repairs and Replacements	2,233.69	150.00
Equipment	3,425.00	1,925.00
Total	45,256.00	45,256.00

TOTAL HEALTH	650,506.00	674,066.00
--------------------	------------	------------

AGRICULTURE, FORESTRY, ETC.

STATE BOARD OF AGRICULTURE

Salaries and Wages of Employees.	168,500.00	168,500.00
Office Expense	9,000.00	9,000.00
News Letter	1,000.00	1,000.00
Travel	14,000.00	14,000.00
Operations	31,900.00	31,900.00
Repairs and Replacements	7,500.00	7,500.00
Equipment	2,500.00	2,500.00
Total	234,400.00	234,400.00

SOIL CONSERVATION COMMISSION

Salaries and Wages of Employees.	27,000.00	27,000.00
Office Expense	2,000.00	2,000.00
Travel	5,500.00	5,500.00
Equipment	300.00	300.00
Operations	200.00	200.00
Total	35,000.00	35,000.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE POULTRY COMMISSION

Salary of Executive Secretary . . .	2,000.00	2,000.00
Salary of Stenographer	1,400.00	1,400.00
Office Expense	350.00	350.00
Travel	600.00	600.00
Operations	10,200.00	10,200.00
Total	14,550.00	14,550.00

TOTAL AGRICULTURE	283,950.00	283,950.00
---------------------------	------------	------------

STATE FORESTRY DEPARTMENT ADMINISTRATION

Salaries and Wages of Employees.	20,000.00	20,000.00
Total	20,000.00	20,000.00

SPECIAL FIRE PROTECTION AND EXTINCTION

Salaries and Wages of Employees.	11,000.00	11,000.00
Office Expense	1,000.00	1,000.00
Travel	300.00	300.00
Operations	450.00	450.00
Repairs and Replacements	1,200.00	1,200.00
Equipment	6,000.00	6,000.00
Total	19,950.00	19,950.00

TOTAL STATE FORESTRY DEPARTMENT	39,950.00	39,950.00
--	-----------	-----------

GAME & FISH COMMISSION

GAME AND FISH COMMISSION—ADMINISTRATION

Salaries of Commissioners	900.00	900.00
Salary of Chief Warden	3,600.00	3,600.00
Salary of Game Technician	6,000.00	6,000.00
Salaries and Wages of Employees.	35,920.00	35,920.00
Office Expense	4,500.00	4,500.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Travel	3,500.00	3,500.00
Operations	15,000.00	15,000.00
Repairs and Replacements	3,330.00	2,330.00
Equipment	2,500.00	2,500.00
Moore's Lake Rearing Ponds	250.00	250.00
Total	75,500.00	74,500.00

YOUTH CENTER AT PETERSBURG

Salaries and Wages of Employees.	4,080.00	4,080.00
Office Expense	400.00	500.00
Travel	500.00	600.00
Operations	3,800.00	3,900.00
Repairs and Replacements	500.00	500.00
Equipment	300.00	....
Total	9,580.00	9,580.00

TOTAL GAME AND

FISH COMMISSION	85,080.00	84,080.00
-----------------------	-----------	-----------

TOTAL AGRICULTURE,

FORESTRY, ETC.	408,980.00	407,980.00
---------------------	------------	------------

PUBLIC WELFARE

DEPARTMENT OF PUBLIC WELFARE

Salary of Director	6,000.00	6,500.00
Salaries and Wages of Employees.	225,000.00	225,000.00
Office Expense	30,000.00	30,000.00
Travel	9,000.00	9,000.00
Repairs and Replacements	12,000.00	12,000.00
Equipment	3,000.00	1,000.00
Old Age Assistance—Grants	300,000.00	300,000.00
Aid to Disabled—Grants	100,000.00	100,000.00
Aid to Dependent Children— Grants	200,000.00	200,000.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Direct Care—Child Welfare		
Service	300,000.00	300,000.00
Reimbursement to Counties—		
General Relief	400,000.00	400,000.00
Total	1,585,000.00	1,583,500.00

DELAWARE COMMISSION FOR THE BLIND

Salaries and Wages of Employees.	57,500.00	57,500.00
Salaries—Increments for		
\$3,600.00 and less	5,000.00	5,000.00
Office Expense	2,000.00	2,000.00
Travel	4,500.00	4,500.00
Operations	20,000.00	20,000.00
Material	10,000.00	10,000.00
Repairs and Replacements	6,500.00	6,500.00
Assistance Grants	90,000.00	95,000.00
Benefits—Education	40,600.00	49,100.00
Total	236,100.00	249,600.00

STATE WELFARE HOME

Reimbursement to Counties	375,000.00	400,000.00
Total	375,000.00	400,000.00

DELAWARE STATE HOSPITAL

Salary of Superintendent	12,500.00	12,500.00
Salaries and Wages of Employees.	1,154,770.00	1,154,770.00
Wages in Kind	55,230.00	55,230.00
Office Expense	22,000.00	23,200.00
Travel	7,900.00	7,900.00
Operations	400,770.00	406,770.00
Repairs and Replacements	52,260.00	44,260.00
Equipment	6,500.00	6,500.00
Total	1,711,930.00	1,711,130.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

GOVERNOR BACON HEALTH CENTER

Salary of Superintendent	5,000.00	5,000.00
Salaries and Wages of Employees.	506,500.00	506,500.00
Wages in Kind	38,500.00	38,500.00
Salaries—Handicapped Children..	70,620.00	73,570.00
Office Expense	10,600.00	11,000.00
Travel	3,300.00	3,400.00
Operations	135,500.00	135,500.00
Other Costs—Handicapped		
Children	8,450.00	8,450.00
Repairs and Replacements	22,700.00	19,700.00
Total	801,170.00	801,620.00

MENTAL HYGIENE CLINIC—DELAWARE STATE HOSPITAL

Salaries and Wages of Employees.	106,460.00	135,260.00
Office Expense	1,900.00	2,200.00
Travel	1,950.00	2,300.00
Operations	2,750.00	2,750.00
Equipment	6,100.00	1,100.00
Total	119,160.00	143,610.00

HOSPITAL FOR THE MENTALLY RETARDED

Salaries and Wages of Employees.	472,100.00	500,000.00
Wages in Kind	27,900.00	27,900.00
Salaries—Handicapped Children..	11,000.00	11,600.00
Office Expense	9,000.00	9,600.00
Travel	3,500.00	3,500.00
Operations	168,500.00	180,500.00
Other Costs—Handicapped		
Children	1,950.00	1,950.00
Repairs and Replacements	60,100.00	52,100.00
Equipment	4,000.00	4,000.00
Total	758,050.00	791,150.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE BOARD OF CORRECTIONS

Salary of Board Members	840.00	840.00
Salary of Director	12,000.00	12,000.00
Salaries and Wages of Employees.	552,660.00	572,160.00
Office Expense	15,000.00	15,000.00
Travel	12,000.00	12,000.00
Operations	243,000.00	243,000.00
Repairs and Replacements	20,000.00	20,000.00
Equipment	35,500.00	25,000.00
Total	891,000.00	900,000.00

EMILY P. BISSELL SANATORIUM

Salaries and Wages of Employees.	457,000.00	464,000.00
Wages in Kind	20,690.00	20,690.00
Office Expense	8,000.00	9,000.00
Travel	3,000.00	3,000.00
Operations	219,310.00	219,310.00
Repairs and Replacements	25,000.00	30,000.00
Equipment	8,500.00	8,500.00
Salaries—Handicapped Children..	3,200.00	3,400.00
Other Costs—Handicapped Children	650.00	650.00
Total	745,350.00	758,550.00

FERRIS SCHOOL FOR BOYS

Salaries and Wages of Employees.	95,798.00	95,798.00
Wages in Kind	21,000.00	21,000.00
Office Expense	3,000.00	3,000.00
Travel	5,000.00	5,000.00
Operations	46,750.00	46,750.00
Repairs and Replacements	30,000.00	28,255.00
Equipment	2,500.00	2,500.00
Total	204,048.00	202,303.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

DETENTION HOME FOR JUVENILES

Salaries and Wages of Employees.	9,975.00	10,535.00
----------------------------------	----------	-----------

Total	9,975.00	10,535.00
-------------	----------	-----------

TOTAL PUBLIC WELFARE . . .	7,436,783.00	7,551,998.00
----------------------------	--------------	--------------

GRANTS-IN-AID

PENINSULA HORTICULTURAL SOCIETY

Office Expense	900.00	900.00
----------------------	--------	--------

Total	900.00	900.00
-------------	--------	--------

CROP IMPROVEMENT ASSOCIATION

Operations	450.00	450.00
------------------	--------	--------

Total	450.00	450.00
-------------	--------	--------

TOTAL GRANTS-IN-AID . . .	1,350.00	1,350.00
---------------------------	----------	----------

TOTAL AGENCIES, GRANTS-IN-AID	30,285,375.78	32,635,412.53
--	---------------	---------------

EDUCATION—HIGHER EDUCATION

UNIVERSITY OF DELAWARE

Salaries and Wages of Employees.	2,151,565.00	2,151,565.00
----------------------------------	--------------	--------------

Office Expense	36,000.00	36,000.00
----------------------	-----------	-----------

Travel	16,100.00	16,100.00
--------------	-----------	-----------

Operations	256,455.00	256,455.00
------------------	------------	------------

Repairs and Replacements	50,000.00	50,000.00
--------------------------------	-----------	-----------

Equipment	66,000.00	66,000.00
-----------------	-----------	-----------

Permanent Improvements	7,000.00	7,000.00
------------------------------	----------	----------

Scholarships	37,500.00	37,500.00
--------------------	-----------	-----------

Total	2,620,620.00	2,620,620.00
-------------	--------------	--------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

DELAWARE STATE COLLEGE

Salaries and Wages of Employees.	225,000.00	225,000.00
Office Expense	8,000.00	8,000.00
Travel	2,000.00	2,000.00
Operations	70,000.00	70,000.00
Repairs and Replacements	25,000.00	25,000.00
Equipment	20,000.00	20,000.00
Scholarships	15,000.00	15,000.00
Total	365,000.00	365,000.00

TOTAL HIGHER EDUCATION	2,985,620.00	2,985,620.00
---------------------------------	--------------	--------------

STATE BOARD OF EDUCATION

GENERAL ADMINISTRATION

Salaries and Wages of Employees.	107,710.00	111,950.00
Office Expense	23,500.00	23,500.00
Travel	3,000.00	3,000.00
Convention Travel	250.00	250.00
Other Costs	1,500.00	1,500.00
Total	135,960.00	140,200.00

INSTRUCTIONAL SERVICE

Salaries of Supervisors	168,400.00	176,640.00
Travel	9,600.00	9,600.00
Supplies	400.00	400.00
Other Costs	5,000.00	5,000.00
Text Books	500.00	500.00
Visual Education	3,500.00	3,500.00
Total	187,400.00	195,640.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

FIXED CHARGES

Fire Insurance	50,000.00	55,000.00
Other Insurance	9,000.00	9,000.00
Rent	5,975.00	5,975.00
Total	64,975.00	69,975.00

ADULT EDUCATION

Salaries and Wages of Employees.	9,760.00	10,180.00
Travel	600.00	600.00
Other Costs	600.00	600.00
Total	10,960.00	11,380.00

SCHOOL LUNCH PROGRAM

Salaries and Wages of Employees.	6,760.00	7,260.00
Travel	900.00	900.00
Total	7,660.00	8,160.00

SERVICE BUREAU

Salaries and Wages of Employees.	13,540.00	14,040.00
Travel	720.00	720.00
Other Costs	800.00	800.00
Rent	100.00	100.00
Total	15,160.00	15,660.00

VISITING TEACHERS

Salaries and Wages of Employees.	29,100.00	30,900.00
Travel	4,000.00	4,000.00
Other Costs	450.00	450.00
Total	33,550.00	35,350.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STUDENT DRIVER TRAINING

Salaries and Wages of Employees.	98,830.00	102,660.00
Travel	7,200.00	7,200.00
Equipment	3,000.00	3,000.00
Other Costs	4,600.00	4,600.00
Total	113,630.00	117,460.00

TRANSPORTATION

Salaries and Wages of Employees.	15,792.00	16,712.00
Travel	1,000.00	1,000.00
Transportation of Pupils	1,100,000.00	1,200,000.00
Total	1,116,792.00	1,217,712.00

CAPITAL OUTLAY

Equipment	1,000.00	1,000.00
Library Books	200.00	200.00
Total	1,200.00	1,200.00

HANDICAPPED CHILDREN

Salaries and Wages of Employees.	142,851.00	148,745.00
Deaf and Blind Wards	47,000.00	51,000.00
Supplies and Travel	25,000.00	25,000.00
John G. Leach School Salaries....	38,610.00	40,690.00
John G. Leach School—All Costs.	8,000.00	8,500.00
A. I. duPont Institute—Salaries..	4,900.00	5,125.00
A. I. duPont Institute—All Costs.	650.00	650.00
Home Bound—Salaries	3,425.00	3,575.00
Home Bound—All Costs	650.00	650.00
Total	271,086.00	283,935.00

TOTAL STATE BOARD

OF EDUCATION	1,958,373.00	2,096,672.00
--------------------	--------------	--------------

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STATE BOARD OF VOCATIONAL EDUCATION

VOCATIONAL EDUCATION (AG., HOME EC., TRADES)

Salary of Director	4,000.00	4,000.00
Salaries and Wages of Employees.	35,850.00	39,780.00
Travel	3,500.00	3,500.00
Other Costs	2,500.00	2,500.00
Training	21,000.00	21,000.00
Total	66,850.00	70,780.00

REHABILITATION DIVISION

Office Expense	5,305.00	5,305.00
Travel	6,000.00	6,000.00
Operations	86,695.00	86,695.00
Total	98,000.00	98,000.00

TOTAL STATE BOARD OF
VOCATIONAL EDUCATION.. 164,850.00 168,780.00
PUBLIC SCHOOLS—SPECIAL SCHOOL DISTRICTS

CAESAR RODNEY

SALARIES

Administrative	16,130.00	16,850.00
Clerical	14,880.00	15,360.00
Instructional	347,745.00	362,528.00
Janitorial	34,700.00	35,400.00
Health	7,800.00	8,100.00
Capital Outlay	7,300.00	7,300.00
All Other Costs	47,450.00	47,450.00

Total 476,005.00 492,988.00

CLAYMONT

SALARIES

Administrative	8,300.00	8,660.00
Clerical	12,780.00	13,020.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Instructional and (1) Special		
Class	360,480.00	376,660.00
Janitorial	44,625.00	45,075.00
Health	8,400.00	8,700.00
Capital Outlay	7,100.00	7,100.00
All Other Costs	46,150.00	46,150.00
<hr/>		
Total	487,835.00	505,365.00

DOVER

SALARIES

Administrative	15,650.00	16,370.00
Clerical	18,840.00	19,560.00
Instructional and (2) Special		
Classes	603,090.00	628,760.00
Janitorial	51,950.00	52,800.00
Health	12,100.00	12,600.00
Capital Outlay	12,000.00	12,000.00
All Other Costs	78,000.00	78,000.00
<hr/>		
Total	791,630.00	820,090.00

ALEXIS I. duPONT

SALARIES

Administrative	8,780.00	9,140.00
Clerical	9,240.00	9,600.00
Instructional	249,000.00	260,720.00
Janitorial	32,200.00	32,950.00
Health	6,500.00	6,800.00
Capital Outlay	5,000.00	5,000.00
All Other Costs	32,500.00	32,500.00
<hr/>		
Total	343,220.00	356,710.00

GEORGETOWN

SALARIES

Administrative	8,300.00	8,660.00
Clerical	13,560.00	14,040.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Instructional	256,610.00	266,850.00
Janitorial	29,800.00	30,350.00
Health	4,800.00	4,900.00
Capital Outlay	5,100.00	5,100.00
All Other Costs	33,150.00	33,150.00
Total	351,320.00	363,050.00

HARRINGTON

SALARIES

Administrative	8,300.00	8,660.00
Clerical	10,080.00	10,440.00
Instructional and (1) Special Class	199,900.00	208,360.00
Janitorial	23,050.00	23,700.00
Health	5,000.00	5,100.00
Capital Outlay	4,000.00	4,000.00
All Other Costs	26,000.00	26,000.00
Total	276,330.00	286,260.00

LAUREL

SALARIES

Administrative	15,650.00	16,370.00
Clerical	14,640.00	15,240.00
Instructional	383,790.00	398,920.00
Janitorial	44,450.00	46,350.00
Health	6,000.00	6,400.00
Capital Outlay	7,600.00	7,600.00
All Other Costs	49,400.00	49,400.00
Total	521,530.00	540,280.00

LEWES

SALARIES

Administrative	8,780.00	9,140.00
Clerical	8,640.00	9,000.00
Instructional	224,480.00	234,080.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Janitorial	39,792.00	40,992.00
Health	6,800.00	7,000.00
Capital Outlay	4,400.00	4,400.00
All Other Costs	28,600.00	28,600.00
Total	321,492.00	333,212.00

MILFORD

SALARIES

Administrative	15,650.00	16,370.00
Clerical	15,125.00	15,620.00
Instructional	439,660.00	458,320.00
Janitorial	35,850.00	36,750.00
Health	11,400.00	11,800.00
Capital Outlay	9,000.00	9,000.00
All Other Costs	58,500.00	58,500.00
Total	585,185.00	606,360.00

MOUNT PLEASANT

SALARIES

Administrative	15,650.00	16,370.00
Clerical	21,920.00	23,020.00
Instructional and (3) Special Classes	724,630.00	755,150.00
Janitorial	57,350.00	65,800.00
Health	16,900.00	17,500.00
Capital Outlay	14,400.00	14,400.00
All Other Costs	93,600.00	93,600.00
Total	944,450.00	985,840.00

NEW CASTLE

SALARIES

Administrative	15,650.00	16,370.00
Clerical	19,380.00	20,100.00
Instructional	646,714.00	674,673.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Janitorial	64,740.00	64,740.00
Health	16,000.00	16,800.00
Capital Outlay	13,600.00	13,600.00
All Other Costs	88,400.00	88,400.00
Total	864,484.00	894,683.00

NEWARK

SALARIES

Administrative	15,650.00	16,370.00
Clerical	22,400.00	23,460.00
Instructional and (3) Special Classes	884,280.00	923,040.00
Janitorial	79,025.00	81,875.00
Health	23,600.00	25,100.00
Capital Outlay	18,100.00	18,100.00
All Other Costs	117,650.00	117,650.00
Total	1,160,705.00	1,205,595.00

REHOBOTH

SALARIES

Administrative	8,180.00	8,540.00
Clerical	4,200.00	4,200.00
Instructional	91,340.00	95,700.00
Janitorial	14,600.00	14,600.00
Health	4,800.00	4,900.00
Capital Outlay	1,700.00	1,700.00
All Other Costs	11,050.00	11,050.00
Total	135,870.00	140,690.00

SEAFORD

SALARIES

Administrative	16,130.00	16,850.00
Clerical	14,734.00	15,213.00
Instructional	477,116.00	497,900.00
Janitorial	55,750.00	57,450.00
Health	12,200.00	12,700.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Capital Outlay	9,600.00	9,600.00
All Other Costs	62,400.00	62,400.00
Total	647,930.00	672,113.00

SMYRNA

SALARIES

Administrative	7,940.00	8,390.00
Clerical	11,460.00	11,940.00
Instructional	280,900.00	293,020.00
Janitorial	29,450.00	30,300.00
Health	6,800.00	7,000.00
Capital Outlay	5,700.00	5,700.00
All Other Costs	37,050.00	37,050.00
Total	379,300.00	393,400.00

TOTAL SPECIAL SCHOOL DISTRICTS	8,287,286.00	8,596,636.00
---	---------------------	---------------------

LOCAL SCHOOL DISTRICTS

ARDEN NO. 3

SALARIES

Instructional	19,400.00	20,100.00
Janitorial	2,000.00	2,150.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	24,400.00	25,250.00

CHRISTIANA NO. 44

SALARIES

Instructional	51,600.00	53,800.00
Janitorial	3,680.00	3,900.00
Health	1,130.00	1,280.00
Capital Outlay	1,100.00	1,100.00
All Other Costs	7,150.00	7,150.00
Total	64,660.00	67,230.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

COMMODORE MacDONOUGH NO. 53

SALARIES

Administrative	7,300.00	7,660.00
Clerical	2,750.00	2,900.00
Instructional	67,200.00	70,200.00
Janitorial	4,700.00	5,100.00
Health	3,560.00	4,000.00
Capital Outlay	1,500.00	1,500.00
All Other Costs	9,750.00	9,750.00

Total	96,760.00	101,110.00
-------------	-----------	------------

CORBIT NO. 61

SALARIES

Instructional	20,400.00	21,400.00
Janitorial	3,000.00	3,200.00
Health	1,100.00	1,200.00
Capital Outlay	500.00	500.00
All Other Costs	3,250.00	3,250.00

Total	28,250.00	29,550.00
-------------	-----------	-----------

HENRY C. CONRAD NO. 131

SALARIES

Administrative	8,300.00	8,660.00
Clerical	8,880.00	9,240.00
Instructional	227,630.00	238,110.00
Janitorial	19,258.00	19,408.00
Health	4,000.00	4,200.00
Capital Outlay	4,700.00	4,700.00
All Other Costs	30,550.00	30,550.00

Total	303,318.00	314,868.00
-------------	------------	------------

DELAWARE CITY NO. 52

SALARIES

Administrative	7,300.00	7,660.00
Clerical	4,200.00	4,200.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Instructional	71,700.00	74,600.00
Janitorial	7,500.00	7,500.00
Health	3,800.00	4,000.00
Capital Outlay	1,500.00	1,500.00
All Other Costs	9,750.00	9,750.00
Total	105,750.00	109,210.00

ALFRED I. du PONT NO. 7

SALARIES

Administrative	15,938.00	16,850.00
Clerical	14,520.00	15,120.00
Instructional	403,380.00	420,780.00
Janitorial	34,600.00	35,650.00
Health	10,400.00	10,800.00
Capital Outlay	8,400.00	8,400.00
All Other Costs	54,600.00	54,600.00
Total	541,838.00	562,200.00

EDEN NO. 101

SALARIES

Instructional	19,800.00	20,600.00
Janitorial	950.00	1,950.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	23,750.00	25,550.00

HOCKESSON NO. 29

SALARIES

Instructional	20,400.00	21,300.00
Janitorial	3,300.00	3,300.00
Health	600.00	650.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	27,300.00	28,250.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

MARSHALLTON NO. 77

SALARIES

Administrative	8,780.00	9,140.00
Clerical	12,540.00	12,900.00
Instructional and (1) Special Class	284,790.00	296,530.00
Janitorial	22,000.00	22,000.00
Health	6,800.00	7,000.00
Capital Outlay	5,800.00	5,800.00
All Other Costs	37,700.00	37,700.00
Total	378,410.00	391,070.00

MIDDLETOWN NO. 60

SALARIES

Administrative	8,300.00	8,660.00
Clerical	8,640.00	9,000.00
Instructional and (1) Special Class	209,190.00	218,110.00
Janitorial	16,000.00	16,200.00
Health	4,800.00	4,900.00
Capital Outlay	4,200.00	4,200.00
All Other Costs	27,300.00	27,300.00
Total	278,430.00	288,370.00

NEWPORT NO. 21

SALARIES

Administrative	8,300.00	8,660.00
Clerical	12,660.00	13,120.00
Instructional	235,338.00	245,550.00
Janitorial	25,830.00	26,630.00
Health	6,200.00	6,500.00
Capital Outlay	5,100.00	5,100.00
All Other Costs	33,150.00	33,150.00
Total	326,578.00	338,710.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

OAK GROVE NO. 130

SALARIES

Administrative	8,300.00	8,660.00
Clerical	11,220.00	11,700.00
Instructional and (1) Special		
Class	297,020.00	309,720.00
Janitorial	26,400.00	26,400.00
Health	8,600.00	8,900.00
Capital Outlay	6,400.00	6,400.00
All Other Costs	41,600.00	41,600.00
Total	399,540.00	413,380.00

RICHARDSON PARK NO. 20

SALARIES

Administrative	8,300.00	8,660.00
Clerical	8,400.00	8,740.00
Instructional and (1) Special		
Class	218,000.00	227,700.00
Janitorial	18,270.00	18,520.00
Health	6,900.00	7,100.00
Capital Outlay	4,500.00	4,500.00
All Other Costs	29,250.00	29,250.00
Total	293,620.00	304,470.00

ROSE HILL-MINQUADALE NO. 47

SALARIES

Administrative	16,130.00	16,850.00
Clerical	14,400.00	15,000.00
Instructional and (3) Special		
Classes	387,300.00	403,780.00
Janitorial	35,880.00	36,380.00
Health	6,800.00	7,200.00
Salary of Crossing Guards	1,000.00	1,000.00
Capital Outlay	8,100.00	8,100.00
All Other Costs	52,650.00	52,650.00
Total	522,260.00	540,960.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

STANTON NO. 38

SALARIES

Administrative	7,860.00	8,100.00
Clerical	5,220.00	5,460.00
Instructional	116,300.00	121,500.00
Janitorial	11,600.00	12,000.00
Health	3,400.00	3,600.00
Capital Outlay	2,700.00	2,700.00
All Other Costs	17,550.00	17,550.00
Total	164,630.00	170,910.00

TOWNSEND NO. 81

SALARIES

Administrative	7,300.00	7,660.00
Clerical	2,100.00	2,220.00
Instructional	55,749.00	58,300.00
Janitorial	5,700.00	5,900.00
Health	1,500.00	1,800.00
Capital Outlay	1,200.00	1,200.00
All Other Costs	7,800.00	7,800.00
Total	81,349.00	84,880.00

YORKLYN NO. 91

SALARIES

Instructional	21,500.00	22,500.00
Janitorial	3,300.00	3,300.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	27,800.00	28,800.00

MILLSIDE NO. 132-C

SALARIES

Administrative	8,100.00	8,460.00
Clerical	4,680.00	4,920.00
Instructional	123,940.00	129,100.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Janitorial	14,350.00	15,550.00
Health	4,400.00	4,600.00
Capital Outlay	2,500.00	2,500.00
All Other Costs	16,250.00	16,250.00
Total	174,220.00	181,380.00

NEWPORT NO. 106-C

SALARIES

Administrative	7,700.00	8,060.00
Clerical	2,640.00	2,760.00
Instructional and (2) Special Classes	84,250.00	87,800.00
Janitorial	8,950.00	9,300.00
Health	4,200.00	4,400.00
Capital Outlay	1,700.00	1,700.00
All Other Costs	11,050.00	11,050.00
Total	120,490.00	125,070.00

MIDDLETOWN NO. 120-C

SALARIES

Administrative	8,580.00	8,940.00
Clerical	5,820.00	6,060.00
Instructional and (2) Special Classes	130,400.00	136,260.00
Janitorial	16,300.00	16,800.00
Health	4,900.00	5,000.00
Capital Outlay	2,700.00	2,700.00
All Other Costs	17,550.00	17,550.00
Total	186,250.00	193,310.00

CLAYTON NO. 119

SALARIES

Administrative	7,108.00	7,300.00
Clerical	2,460.00	2,580.00
Instructional	60,280.00	62,300.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Janitorial	7,250.00	7,300.00
Health	1,400.00	1,500.00
Capital Outlay	1,200.00	1,200.00
All Other Costs	7,800.00	7,800.00
Total	87,498.00	89,980.00

MAGNOLIA NO. 50

SALARIES

Instructional	18,100.00	18,900.00
Janitorial	3,600.00	3,600.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	24,700.00	25,500.00

FELTON NO. 54

SALARIES

Administrative	7,700.00	8,060.00
Clerical	6,780.00	6,900.00
Instructional	114,980.00	119,600.00
Janitorial	9,800.00	10,000.00
Health	2,800.00	3,000.00
Capital Outlay	2,400.00	2,400.00
All Other Costs	15,600.00	15,600.00
Total	160,060.00	165,560.00

FREDERICA NO. 32

SALARIES

Instructional	42,200.00	43,900.00
Janitorial	3,600.00	3,600.00
Health	1,600.00	1,750.00
Capital Outlay	900.00	900.00
All Other Costs	5,850.00	5,850.00
Total	54,150.00	56,000.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

HARTLY NO. 96.

SALARIES

Instructional	42,300.00	44,100.00
Janitorial	3,300.00	3,300.00
Health	1,000.00	1,000.00
Capital Outlay	900.00	900.00
All Other Costs	5,850.00	5,850.00
Total	53,350.00	55,150.00

HOUSTON NO. 125.

SALARIES

Instructional	23,800.00	24,700.00
Janitorial	3,300.00	3,300.00
Capital Outlay	500.00	500.00
All Other Costs	3,250.00	3,250.00
Total	30,850.00	31,750.00

WILLIAM W. M. HENRY NO. 133-C

SALARIES

Administrative	7,300.00	7,660.00
Clerical	2,640.00	2,760.00
Instructional and (1) Special Class	84,530.00	87,960.00
Janitorial	10,300.00	10,750.00
Health	3,800.00	4,000.00
Capital Outlay	1,700.00	1,700.00
All Other Costs	11,050.00	11,050.00
Total	121,320.00	125,880.00

BRIDGEVILLE NO. 90

SALARIES

Administrative	8,100.00	8,460.00
Clerical	6,400.00	6,540.00
Instructional	147,260.00	152,900.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Janitorial	16,250.00	16,550.00
Health	4,600.00	4,700.00
Capital Outlay	2,800.00	2,800.00
All Other Costs	18,200.00	18,200.00
Total	203,610.00	210,150.00

DELMAR NO. 163

SALARIES

Administrative	7,700.00	8,060.00
Clerical	6,420.00	6,660.00
Instructional	113,100.00	117,940.00
Janitorial	13,350.00	13,500.00
Health	5,000.00	5,100.00
Capital Outlay	2,200.00	2,200.00
All Other Costs	14,300.00	14,300.00
Total	162,070.00	167,760.00

BLADES NO. 172

SALARIES

Instructional	18,000.00	18,900.00
Janitorial	3,300.00	3,300.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	24,300.00	25,200.00

ELLENDALÉ NO. 125

SALARIES

Instructional	28,400.00	29,500.00
Janitorial	2,900.00	3,150.00
Capital Outlay	600.00	600.00
All Other Costs	3,900.00	3,900.00
Total	35,800.00	37,150.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

JOHN M. CLAYTON NO. 97

SALARIES

Administrative	8,100.00	8,460.00
Clerical	5,940.00	6,180.00
Instructional	128,560.00	134,200.00
Janitorial	13,650.00	13,850.00
Health	3,400.00	3,600.00
Capital Outlay	2,600.00	2,600.00
All Other Costs	16,900.00	16,900.00
Total	179,150.00	185,790.00

GREENWOOD NO. 91

SALARIES

Administrative	7,150.00	7,660.00
Clerical	6,780.00	6,900.00
Instructional	105,880.00	110,400.00
Janitorial	10,800.00	11,300.00
Health	4,700.00	4,800.00
Capital Outlay	2,200.00	2,200.00
All Other Costs	14,300.00	14,300.00
Total	151,810.00	157,560.00

GUMBORO NO. 37

SALARIES

Instructional	19,200.00	20,100.00
Janitorial	2,500.00	2,650.00
Capital Outlay	400.00	400.00
All Other Costs	2,600.00	2,600.00
Total	24,700.00	25,750.00

LINCOLN NO. 3

SALARIES

Instructional	25,640.00	26,900.00
Janitorial	3,250.00	3,300.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Capital Outlay	500.00	500.00
All Other Costs	3,250.00	3,250.00
Total	32,640.00	33,950.00

LORD BALTIMORE NO. 28

SALARIES

Administrative	7,700.00	8,060.00
Clerical	6,060.00	6,300.00
Instructional	108,816.00	113,140.00
Janitorial	13,700.00	13,700.00
Health	5,000.00	5,100.00
Capital Outlay	2,200.00	2,200.00
All Other Costs	14,300.00	14,300.00
Total	157,776.00	162,800.00

MILLSBORO NO. 23

SALARIES

Administrative	8,100.00	8,460.00
Clerical	8,130.00	8,470.00
Instructional	155,940.00	162,040.00
Janitorial	16,350.00	16,800.00
Health	4,700.00	4,800.00
Capital Outlay	3,100.00	3,100.00
All Other Costs	20,150.00	20,150.00
Total	216,470.00	223,820.00

MILTON NO. 8

SALARIES

Administrative	7,400.00	7,960.00
Clerical	6,300.00	6,540.00
Instructional	129,160.00	134,500.00
Janitorial	13,200.00	13,400.00
Health	5,000.00	5,100.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Capital Outlay	2,600.00	2,600.00
All Other Costs	16,900.00	16,900.00
Total	180,560.00	187,000.00

SELBYVILLE NO. 32

SALARIES

Administrative	8,180.00	8,540.00
Clerical	5,700.00	5,940.00
Instructional	109,660.00	114,560.00
Janitorial	13,300.00	13,300.00
Health	4,400.00	4,600.00
Capital Outlay	2,200.00	2,200.00
All Other Costs	14,300.00	14,300.00
Total	157,740.00	163,440.00

BRIDGEVILLE NO. 220-C

SALARIES

Clerical	1,200.00	1,200.00
Instructional	48,200.00	50,200.00
Janitorial	3,150.00	3,300.00
Capital Outlay	1,000.00	1,000.00
All Other Costs	6,500.00	6,500.00
Total	60,050.00	62,200.00

FRANKFORD NO. 206-C

SALARIES

Instructional and (1) Special Class	46,220.00	48,320.00
Janitorial	4,300.00	4,350.00
Health	1,500.00	1,500.00
Capital Outlay	900.00	900.00
All Other Costs	5,850.00	5,850.00
Total	58,770.00	60,920.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

MILLSBORO NO. 204-C

SALARIES

Instructional and (1) Special		
Class	42,700.00	44,800.00
Janitorial	4,250.00	4,500.00
Capital Outlay	1,000.00	1,000.00
All Other Costs	6,500.00	6,500.00
Total	54,450.00	56,800.00

WILLIAM C. JASON NO. 192-C

SALARIES

Administrative	8,100.00	8,460.00
Clerical	8,400.00	8,760.00
Instructional and (2) Special		
Classes	162,140.00	169,620.00
Janitorial	14,900.00	15,350.00
Health	4,200.00	4,400.00
Capital Outlay	3,400.00	3,400.00
All Other Costs	22,100.00	22,100.00
Total	223,240.00	232,090.00

SELBYVILLE NO. 210-C

SALARIES

Instructional	28,300.00	29,400.00
Janitorial	2,900.00	3,050.00
Capital Outlay	600.00	600.00
All Other Costs	3,900.00	3,900.00
Total	35,700.00	36,950.00

1-2-3 TEACHER SCHOOLS—STATE BOARD OF EDUCATION

SALARIES

Instructional	305,900.00	318,000.00
Janitorial	18,850.00	19,150.00

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

Capital Outlay	6,900.00	6,900.00
All Other Costs	44,850.00	44,850.00
Total	376,500.00	388,900.00

TOTAL LOCAL SCHOOLS ...	7,036,867.00	7,292,578.00
-------------------------	--------------	--------------

WILMINGTON BOARD OF EDUCATION

SALARIES

Administrative	214,946.00	227,876.00
Clerical	195,278.00	202,178.00
Instructional	3,156,920.00	3,299,850.00
Janitorial	327,738.00	331,888.00
Health	102,200.00	106,400.00
Capital Outlay	59,300.00	59,300.00
All Other Costs	385,450.00	385,450.00
Total	4,441,832.00	4,612,942.00

TOTAL PUBLIC SCHOOLS ..	19,765,985.00	20,502,156.00
-------------------------	---------------	---------------

TOTAL EDUCATION	24,874,828.00	25,753,228.00
-----------------------	---------------	---------------

TOTAL AGENCIES AND EDUCATION	55,160,203.78	58,388,640.53
---------------------------------------	---------------	---------------

GRAND TOTAL AGENCIES AND EDUCATION	55,160,203.78	58,388,640.53
---	---------------	---------------

Section 2. If the estimated revenue of the State proves to be insufficient for the payment of the several appropriations provided for by the General Assembly, resulting in deficiencies of revenue for either of the fiscal years aforesaid, the Governor is authorized to issue notes or certificates of indebtedness of the State of Delaware to such an amount as he shall, by and with the consent of the State Treasurer and the Secretary of State, deem necessary to meet and to pay any part or all of said appropriations.

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

(1) The notes or certificates shall be numbered consecutively in such denominations and in such form as the Commission provided for under the provisions of sub-section (5) of this Section shall determine.

(2) They shall be payable at any period not exceeding one (1) year from the date of the issuance thereof.

(3) They shall be redeemable at the Farmers' Bank in Dover on the date of their maturity.

(4) They shall be signed by the Governor, the Secretary of State and the State Treasurer and shall have the State Seal affixed.

(5) The Governor, Secretary of State, and State Treasurer shall constitute a Commission to negotiate and arrange for the sale or disposition of the notes or certificates of indebtedness.

(6) The faith and credit of the State of Delaware is pledged for the payment of the principal and interest of the notes or certificates of indebtedness which shall be exempt from taxation for any purpose by this State.

(7) All expense incident to the advertising, preparing, issuing and delivering of the notes or certificates and interest thereon shall be paid by the State Treasurer. There is appropriated such sums as may be necessary to pay costs and interest of such notes or certificates.

Section 3. All monies received by the State Treasurer from the sale of the notes or certificates of indebtedness shall be specially pledged and appropriated to and for the payment of the several appropriations in whole or in part.

Section 4. In the case of any school consolidation as defined in Sections 1108 and 1109, Title 14, Delaware Code, it shall be lawful for the Budget Commission to transfer the unexpended

APPROPRIATION

EXPENSES OF STATE GOVERNMENT

balance, or any part thereof of any appropriation for the closed district, to the appropriation of the district with which any such closed district is consolidated.

Section 5. Any amount of money derived from the income from the State School Funds shall, for the purposes of this Act, be considered as received by the State Treasurer and thereupon act to reduce to that extent the total amount to be paid by the General Fund of this State for the purposes of meeting the expenses incurred in accordance with appropriations provided in Section 1 of this act.

Section 6. For the purpose of matching any appropriation made for such educational acts as have been or may be passed by Congress, the State Board of Vocational Education is hereby directed and empowered to prescribe to the Board of Public Education in Wilmington, to each of the Boards of Education of Special School Districts, to each of the several Boards of School Trustees, and to the Boards of Trustees of any University or College supported by state funds, the amounts necessary to be allocated by said respective Boards to comply with the purposes and intent of said educational acts which require the matching of funds.

The amount of funds received from the United States by the State Board of Vocational Education shall not be paid to the several boards and districts hereinbefore mentioned as reimbursements to such boards and/or districts for expenditures incurred in accordance with the provisions of the Delaware State Plan for vocational education, but rather shall be treated as a return of moneys advanced by the State for vocational education and paid to the State Treasurer and by him deposited to the credit of the General Fund.

Section 7. The sums appropriated to the schools as "unit costs" shall be used for all school costs except salaries, debt service, "capital outlay" and transportation of pupils to and from the regular sessions of school as provided for in the appropriation to the State Board of Education for this purpose.

Approved June 13, 1957.

CHAPTER 148

APPROPRIATION

NATIONAL GUARD UNIFORMS

**AN ACT APPROPRIATING FUNDS TO THE ADJUTANT
GENERAL OF DELAWARE FOR UNIFORMS FOR
NATIONAL GUARD OFFICERS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of Fifty-four Thousand Dollars (\$54,000.00) is hereby appropriated to the Adjutant General of the State of Delaware in order to cover a part of the cost of new uniforms required for 270 officers of the National Guard of Delaware (Army) under a recent order of the Department of Defense. The said uniforms shall comply with all pertinent Quartermaster regulations as to cloth, style and color and shall be purchased after duly advertised public bids. The successful bidder shall send representatives to each battalion headquarters for individual measurements.

Section 2. The sum of Seven Thousand Dollars (\$7,000.00) is hereby appropriated to the Adjutant General of the State of Delaware for the purpose of reimbursing the thirty-five officers of the Air National Guard for uniforms each officer was recently required to purchase.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 13, 1957.

CHAPTER 149

RELATING TO ELECTION AND REGISTRATION
EXPENSES

AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE BY TRANSFERRING THE OBLIGATION TO PAY CERTAIN REGISTRATION AND ELECTION EXPENSES FROM THE COUNTIES AND THE CITY OF WILMINGTON TO THE STATE OF DELAWARE AND PROVIDING AN APPROPRIATION THEREFOR FOR THE NEXT BIENNIUM.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1314 (b), Title 15, Delaware Code is amended by striking out all of said subsection following the words "shall be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 2. § 1902 (b), Title 15, Delaware Code is amended by striking out all of said subsection following the words "shall be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 3. § 3113, Title 15, Delaware Code is amended by striking out all of said section following the words "shall be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 4. § 4520, Title 15, Delaware Code is amended by striking out all of the first sentence following the words "shall be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 5. § 4521, Title 15, Delaware Code is amended by striking out the words "Levy Court of its County" and by inserting in lieu thereof the words "State Treasurer."

Section 6. § 4734 (a), Title 15, Delaware Code is amended by striking out all of said subsection following the words "shall be paid" as contained therein and by inserting in lieu thereof the words and figures "shall be paid \$5."

Section 7. §5906, Title 15, Delaware Code is amended by striking out all of said section following the words "be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 8. § 116, Title 15, Delaware Code is amended by striking out all of said section following the words "shall be paid" as contained therein and by inserting in lieu thereof the words "by the State."

Section 9. The purpose and intent of this Act is to transfer from each County and the City of Wilmington to the State of Delaware the obligation to pay all expenses incurred in connection with the provisions of Title 15, Delaware Code and any act, not expressly amended by this Act, is hereby repealed to the extent it is inconsistent with the express purpose and intent of this Act.

Section 10. There is hereby appropriated for the biennium ending June 30, 1959, the sum of \$250,000.00 in order to carry out the purposes of this Act and in addition any sums appropriated for the purpose of providing payment of the salaries of Registrars, Assistants and Presidential Electors and not expended therefor may be utilized for the payment of expenses under the provisions of Title 15 of the Delaware Code incurred during the biennium beginning July 1, 1957 and ending June 30, 1959.

Section 11. This is a supplementary appropriation and the monies hereby appropriated shall be paid by the State Treasurer from the General Fund of the State of Delaware.

Approved June 13, 1957.

CHAPTER 150

DEFINING REST HOMES, ETC.

**AN ACT TO AMEND CHAPTER 11, TITLE 16, DELAWARE
CODE RELATING TO DEFINITION OF SANATORIA,
REST HOMES, NURSING HOMES, BOARDING HOMES
AND RELATED INSTITUTIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1101, Title 16, Delaware Code is hereby amended by adding the words "more than four" between the words "of" and "aged" in line 4 and 5.

Approved June 13, 1957.

CHAPTER 151

SHELLFISH

**AN ACT TO AMEND PART II, TITLE 7, DELAWARE CODE,
ENTITLED "SHELLFISH" BY CONSOLIDATING THE
DELAWARE COMMISSION OF SHELL FISHERIES AND
THE COLLECTOR OF OYSTER REVENUE AND GENER-
ALLY REVISING THE PROVISIONS PERTAINING TO
SHELLFISH.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. Part II, Title 7, Delaware Code, is repealed and a new Part is substituted in lieu thereof to read as follows:

PART II

SHELLFISH

**CHAPTER 19. DELAWARE COMMISSION OF SHELL
FISHERIES**

**§ 1901. Continuation; appointment; qualifications; terms of
office; vacancies**

(a) The Delaware Commission of Shell Fisheries, hereinafter referred to as the "Commission" is continued. The Governor shall appoint five persons who shall constitute the said Commission. Two of the persons so appointed shall be actually engaged in the shellfish industry as planters or shippers, or owners or lessees of land on which shellfish are produced. The fifth member of the Commission shall be the Executive Secretary, hereinafter provided for, who shall be a member of the Commission during his term of office.

(b) Members of the Commission shall be appointed for terms of three years each, from May 1st in the year of appointment.

(c) Any vacancies occurring shall be filled by the Governor for the unexpired term, beginning on the first day of May in the year of appointment.

(d) No more than three members of the Commission shall be of the same political party.

(e) In the event the members of the Commission, other than the Executive Secretary, are unable to agree upon any question or matter before it because of a tie vote, then the Executive Secretary shall be called upon to cast a vote upon such question or matter causing the tie vote.

§ 1902. Meetings; officers

The Commission shall meet in the State House in Dover, at such times as its rules prescribe, and at such other times and places within the State as it deems necessary. The Commission shall elect one of its members President who shall hold office for one year, or until his successor is duly elected and qualified.

§ 1903. Compensation; mileage and expenses

The members of the Commission shall receive no compensation for their services, but shall be allowed all necessary expenses in carrying out their duties as members of the Commission, including mileage at the rate fixed by law, going to and from their residences to the point of service, and returning therefrom.

§ 1904. Executive Secretary; appointment; term of office; removal; duties; bond, oath, salary

(a) The Governor shall appoint an Executive Secretary of the Commission. The Executive Secretary shall serve at the pleasure of the Governor and may at any time be removable by the Governor.

(b) The Executive Secretary shall manage and supervise the operations of the Commission and shall see that all functions are properly carried out in accordance with the policies, rules, and regulations of the Commission.

(c) The Executive Secretary shall issue in the name of the Commission all forms, permits, and licenses, authorized by said Commission, and his signature alone is evidence of validity of said form, license or permit.

(d) Before the Executive Secretary enters upon the duties of his office he shall give bond, with surety to be approved by the Governor, in the penal sum of \$10,000, conditioned for the faithful performance of the duties of his office. He shall also be sworn or affirmed that he will faithfully and impartially perform the duties of his office. The official bond of the Executive Secretary shall be recorded in the Recorder's office of Kent County, and the original (which shall be filed in the office of the Secretary of State), or a copy thereof from the Record, duly certified, shall be evidence. The official bond of every Executive Secretary shall continue in force after the end of his term of office, his removal therefrom, or after the occurring of any vacancy in said office, and he and his sureties therein shall be liable thereon for any breach by him of the duties of his office.

(e) The Executive Secretary shall receive for his services an annual salary of \$5,000.

§ 1905. Personnel

The Commission shall appoint, fix the compensation and terms of service, and prescribe the duties and powers of, watch boat captains, oyster wardens and such officers, attorneys, experts, engineers, inspectors, clerks and other persons, as it deems necessary for the proper conduct of the work of the Commission.

§ 1906. Term of licenses; when void

(a) All licenses and permits issued by the Commission shall expire annually upon the first day of April next succeeding the date of issue.

(b) All licenses issued by the Commission are void on Sundays.

§ 1907. Duties; powers; making and enforcing regulations

(a) The Commission shall have full control and direction of the shellfish industry and of the protection of shellfish throughout this State. The Commission may, by affirmative vote of a majority of the Commission, adopt, promulgate, amend, and repeal regulations consistent with the law, which shall be enforced by members of the Commission, the Captain or Masters of guard boats, guards, special inspectors employed by the Commission, and any police officer or constable, for the following purposes—

(1) To preserve and improve the shellfish industry of this State.

(2) To operate, cultivate, and replenish on the oyster or clam grounds or beds in waters within the jurisdiction of this State.

(3) To regulate, inspect, and approve any boat or vessel or equipment used in the shellfish industry in this State.

(4) To provide regulations for the replacement of any boat or vessel lost or destroyed which was licensed in the shellfish industry of this State.

(5) When deemed necessary to provide for the issuance of permits to persons engaged in the shellfish industry in this State and for the revocation for cause of such permits.

(6) To provide for the preservation and improvement of the oyster and clam beds and grounds of this State.

(b) The regulations of the Commission shall have the force and effect of law and shall supersede all local ordinances and regulations enacted or adopted which are inconsistent therewith. A copy of every such regulation, giving the date that it takes effect, shall be filed with the Secretary of State, and shall be published in at least two newspapers of general circulation in the territory to be affected once a week for two weeks prior to the time the rule or regulation becomes effective, except in the case of an emergency when the Commission shall give such advance notice as it deems necessary.

§ 1908. Leasing acreage under jurisdiction of Commission

The following rules and regulations are prescribed to govern the work of the Commission with respect to the leasing of acreage in the areas over which the Commission has jurisdiction—

(1) The Commission shall lease to residents of this State areas in Indian River Bay and in Rehoboth Bay where there is no natural growth of oysters;

(2) Such areas may be so leased for the purpose of planting oysters and clams and catching same by means of dredges, tongs or rakes;

(3) No part of Rehoboth Bay within 300 feet from shore, and no part of Indian River and Bay within 1000 feet from shore, shall be leased for the purposes herein stated;

(4) The annual rental for the areas so leased shall be fixed by the Commission but shall not be more than \$2 per acre and shall not be less than \$.75 per acre;

(5) The area so leased may be used by the parties leasing it either for a private supply of oysters or for commercial purposes but some planting of oysters shall be made upon each area leased during each year held by the person leasing it;

(6) No license shall be issued to a non-resident of this State for the purpose of allowing the taking and catching of clams for commercial purposes;

(7) The Commission shall not continue to lease areas in the waters aforesaid to any person who fails to plant and cultivate the area or plantation leased to him within a period of two years from the original leasing;

(8) Upon such failure to cultivate or plant oysters within two years from leasing, the bottom so leased shall revert to the State;

(9) No lease of any oyster bottom shall be issued except in Delaware Bay, Indian River Bay, or Rehoboth Bay, and no creeks, rivers, canals or waters other than the three bodies of water above named shall be subject to lease by any public body or agency for oyster purposes;

(10) No person shall lease any area in Indian River Bay or Rehoboth Bay in the name of another person, firm, corporation or association but shall only lease the same in his own name;

(11) Areas leased by the Commission shall be marked by stakes driven in the several corners or angles of the lines bounding the area leased;

(12) Such stakes shall have distinctive marks indicating the ownership of the grounds and shall be so placed as not to be obstructive to navigation or to interfere with the rights of fishermen or to interfere with private or public bathing beaches;

(13) Areas leased may be retained by the person leasing the same upon the payment of the required annual charges and the observance of all laws, rules and regulations made with reference to the planting and cultivating and taking of oysters or clams, or both, in and from the bodies of water herein named;

(14) Violations of laws, rules and regulations enacted by the General Assembly or made by the Commission, or failure to pay rentals, shall forfeit the areas leased to this State;

(15) The Commission shall advise persons desiring to lease areas in Indian River Bay and Rehoboth Bay as to the location of the grounds subject to lease and upon request shall furnish copies of rules and regulations of the Commission governing the planting, cultivating and catching of oysters and clams in the waters aforesaid;

(16) At some time during the months of January, February and March of each year, every lessee of water areas of this State, leased for the purpose of planting and cultivating oysters or clams thereon, shall make a report to the Commission stating the number of bushels of oysters and clams planted during the preceding calendar year, the amount of cultivation done upon the leased grounds, and the number of bushels of oysters and clams proposed to be planted during the calendar year in which such report is made;

(17) When any oysters from outside of this State are secured for the purpose of planting in the waters of this State, they shall be accompanied by a certificate of purity from the proper authorities of the State from which obtained and such certificate shall be filed with the Commission before the oysters are planted in Delaware waters;

(18) After the completion of the proposed survey of the inland waters of this State to ascertain the boundaries and extent of the areas leased for the planting of oysters or clams, the Commission may adjust the boundaries of the leased areas where there is overlapping or conflict of claims, and the decision of the Commission with respect to any dispute between lessees shall be final.

§ 1909. Fees and charges

(a) The Commission may establish fees or charges for the taking of shellfish from any of the waters within the jurisdictional limits of this State, to be fixed on a unit basis of not more than fifteen cents per bushel of any shellfish taken from the waters.

(b) The Commission may issue such permits as it deems necessary to persons engaged in the shellfish industry in this State, and shall establish fees or charges for the same.

§ 1910. Examination of witnesses; perjury; subpoenas

The Commission, by its presiding officer, may administer oaths and examine witnesses under oath in any part of this State, in any matter relating to the shellfish industry. Whoever, having been sworn, willfully gives false testimony, is guilty of perjury. For the purpose of this section, the Commission may issue subpoenas signed by its president and Executive Secretary, requiring the attendance of witnesses and the production of books and papers in any part of the State.

§ 1911. Prohibition against vacuum or suction devices for taking shellfish

No person shall use anywhere in this State any mechanical device which uses a vacuum or suction method for taking or catching oysters, clams, crabs or other shellfish.

CHAPTER 21. OYSTERS

SUBCHAPTER I. GENERAL PROVISIONS

§ 2101. License to take oysters from Delaware River or Bay; larceny; violation

No person, resident or non-resident of this State, shall dredge for or take and carry away any oysters growing in the Delaware Bay or River unless he has first taken out one or the other of the licenses provided for in Part II of this title, and in case of the violation of this section the offender is guilty of larceny. In order to promote the execution of this section, and for that purpose only, the oysters growing or being at any time in the said Bay or River, on bottom over three feet deep, at ordinary low water, and not within any plantation, shall be held and taken to be in the custody and may be described in any proceedings for violation of this section as the property of the Commission. Such Commission shall be the bailee of said oysters, and have the same kind of special property therein as bailees have by law of property in their possession by bailment under contract.

§ 2102. Taking oysters from another's oyster bed; larceny; penalty; lien

Whoever takes, carries away or removes any oysters being or lying within the limits of any oyster bed, bottom or plantation of another, held, enjoyed or appropriated to his use under any of the provisions of Part II of this title, without the consent of such proprietor or owner thereof, is guilty of larceny. It shall be no objection to such prosecution for larceny that the act charged was done openly.

The fine, with the costs of prosecution, shall be a lien upon the boat or vessel used by the offender from the time of the seizure thereof as provided in subchapter IV of this chapter; and the proceedings for such violation shall be before any justice of the peace as provided in subchapter IV of this chapter, and the offender shall be imprisoned until such fines and costs are paid, or until such boat or vessel is sold as subchapter IV of this chapter provides.

§ 2103. Taking oysters from creek or river at night; penalty; lien

No oysters shall be taken or caught, in any manner or for any purpose, from any of the creeks or rivers of this State at any time after sunset and before sunrise.

Whoever violates any of the provisions of this section shall be fined. The fine, with the costs of prosecution, shall be a lien upon the boat or vessel used by such offenders from the time of the seizure thereof as provided in subchapter IV of this chapter; and the proceedings for such violation shall be before any justice of the peace as provided in subchapter IV of this chapter, and the offender shall be imprisoned until such fines and costs are paid, or until such boat or vessel shall be sold as subchapter IV of this chapter provides.

§ 2104. Oysters taken from tributaries of Delaware Bay; method of culling; legal size; violation

Plant and seed oysters caught in any river, creek or pond (excepting Broadkilm River or its tributaries) tributary to the Delaware Bay, shall be culled on a board and those not useable shall be thrown back and shells returned at the place where they are caught. Each person shall be permitted to catch or take 25 bushels per day but no more from said rivers, creeks or ponds (excepting Broadkilm River or its tributaries).

Any person entitled to catch or take oysters under the provisions of Part II of this title, relating to Broadkilm River and its tributaries, is prohibited from taking oysters from Broadkilm River or its tributaries, less than three inches in length.

§ 2105. Oysters taken from natural oyster beds of Delaware Bay; culling; violation, enforcement

(a) All oysters, oyster shells and other material, dredged, tonged or in any manner raised or taken from the natural oyster beds of the Delaware Bay within the jurisdiction of this State shall be culled as soon as the same are emptied out of the dredges or tongs on the deck of the boat or vessel employed for the pur-

pose, and before the same are shoveled back from that portion of the deck used for emptying the dredges. All shells and other material, except oysters, shall be immediately thrown back upon the beds or ground from which they have been taken. All such oysters, oyster shells and other materials shall be culled as aforesaid so closely that ten bushels thereof taken from any portion of a deck load of oysters, after they have been shoveled back from that part of the deck used for emptying the dredges and tongs aforesaid, shall not contain more than 20 per cent of shells and other material.

§ 2106. Examination of vessels by enforcement officers; refusal; penalty

When the master, commander, captain or person in charge of any boat, vessel or other craft, licensed under the provisions of the laws of this State, is hailed or signaled by enforcement officers of this Commission, and he refuses to stop and permit the enforcement officers to board the boat, vessel or other craft and examine the oysters, oyster shells and other material on such boat, vessel or other craft, the Commission shall revoke the license of the boat, vessel or other craft so refusing.

§ 2107. Oyster planting; areas available for appropriation; requirements

Any person may appropriate to his own use a part of the bottom of Indian River or Rehoboth Bay or Assawoman Bay for planting oysters, which part he shall designate by corner stakes to show at least two feet above the ordinary high water mark and not to be obstructive of navigation. It shall be the possession of the planter, and the oysters to be deposited therein and their increase shall be his private property. Any such person so intending to appropriate any part of the bottom of the Indian River or Rehoboth Bay or Assawoman Bay shall, within 30 days after he has staked off the area which he intends to use for planting oysters, shall file with the Commission, a sufficient plot and description of the area whereby the same may be known and located, reference being made in plot and description to natural objects, or to artificial boundaries erected or fixed on the shore or shores of the Indian River or Rehoboth Bay or

Assawoman Bay. The plot or description shall be recorded in the office of the Commissioner. If the planter fails to file a plot and description within 30 days or fails to pay his ground rent within 30 days after it becomes due and payable, he forfeits all right, title and claim to the area, and the same may be appropriated by any other person.

§ 2108. Areas appropriated for oyster planting; nature of property right acquired

The privilege granted by section 2107 of this title shall not convey any other right than that of planting oysters or holding them as property, which shall be liable for the debts of the person so appropriating any of such area for oyster planting. Any levy and sale under execution process of the area of any defendant in such process shall convey to the purchaser the same right to use the area for oyster planting purposes that the defendant had and owned and all the oysters thereon planted at the time of the sale.

§ 2109. Carrying oysters from appropriated areas; penalty

Whoever takes and carries away from the area or plantation of another, appropriated to his use, any oysters being within the limits thereof, without the consent of the owner thereof, is guilty of larceny. It shall be no objection to a prosecution for larceny in such a case that the act was done openly.

§ 2110. Mortgage of oyster beds leased from this State

It shall be lawful for any person holding or occupying oyster grounds on lease from this State, to mortgage or assign his interest in said oyster grounds to any person, partnership, association or corporation, domestic or foreign, regardless of the amount of acreage involved, for the purpose of securing any loan or advances made in the past or to be made in the future by said person, partnership, association, corporation, domestic or foreign.

SUBCHAPTER II. TAKING OYSTERS FROM BROADKILN RIVER OR ITS TRIBUTARIES

§ 2131. Minimum size of oysters; exception for plants; culling

No person shall take or catch for market or buy or sell any oysters from Broadkilm River or its tributaries which are less than three inches in length. All oysters caught or taken from such river or its tributaries shall be culled in the stream of water of at least two feet deep at mean low water. Nothing in this section shall prohibit or affect the catching or taking, buying or selling of oysters of any size to be used solely for planting purposes.

§ 2132. Daily catch limit

No boat shall take or catch more than 25 bushels of oysters from the Broadkilm River or its tributaries in any one day. An allowance of 20% of the total catch shall be made for waste.

§ 2133. Taking of oysters from Broadkilm River

No oysters shall be taken or caught from the Broadkilm River or its tributaries, except during the period from October first, to the following March thirty-first, both dates inclusive.

State Board of Health may permit oysters to be taken out of Broadkilm River for seeding purposes only in home waters.

CHAPTER 23. CRABS AND CLAMS

§ 2301. Female crabs bearing eggs

No person shall catch, offer for sale or have in possession at any time any female crabs bearing eggs visible thereon (sponge crabs), or any female crab from which the egg pouch or bunion has been removed.

§ 2302. Taking hard shell crabs from tidal waters for non-commercial use

Any citizen of the United States may catch and take hard shell crabs, of not less than four inches in length, except as otherwise provided, in any of the tidal waters of this State without a license.

A non-resident shall not use at any time more than four hand lines and shall not take more than 50 hard shell crabs of not less than four inches in length on each line in any one day.

§ 2303. Limitations on sale or possession of hard shell crabs taken from certain waters

(a) No person at any time shall sell or offer for sale any hard shell crabs taken from any of the waters of Indian River, Rehoboth Bay or any of their tributaries.

(b) No person shall at any time have in his possession more than one bushel of hard shell crabs other than peeler crabs, less than five and one-half inches in length taken from said waters.

§ 2304. Minimum legal size of crabs; violation and penalty

No person shall take, possess, sell, possess for sale, or offer for sale any soft shell crab measuring less than three and one-half inches across the shell from tip to tip of spike, or any peeler crab measuring less than three inches from tip to tip of spike.

§ 2305. Use of dredge or rake; license; fee; requirements; re-issue; violation and penalty

(a) Any person operating any boat in this State using a dredge or rake to catch crabs shall apply to the Commission for a license for that purpose and pay a license fee of \$15.00 for each dredge. No boat in this State shall be used to catch crabs, unless such boat is owned, and has been owned continuously by a resident of this State, for a period of one year immediately preceding the application for and granting of such license; except in the case of a new boat built in this State within less than one year of the time of such application for and granting of such license, and owned by a resident of this State continuously from the time of its being built.

(b) Any person may take crabs in pots provided there are not in excess of 150 pots operated from each boat and upon the payment of a license fee of \$15.00 for each boat.

(c) Any resident of this State who has applied for a license and is operating a boat pursuant to that license and whose boat is lost by reason of a storm, fire or other cause over which he had no control shall be permitted to purchase another boat in order to continue his work, and the Commission, upon his application, shall forthwith issue to him a license and shall not make a charge for said license.

(d) This section shall not apply to that part of the Bay bottom now under lease for dredging or propagating oysters.

(e) It shall be unlawful to take crabs by dredge from March 16 to December 15 of any year.

§ 2306. Motor-powered rakes for taking clams; Rehoboth and Indian River Bays

(a) No person shall take any clams in Rehoboth Bay or Indian River Bay with any rake, dredge, appliance, or device operated by motor power or towed or hauled by a boat propelled by motor power.

CHAPTER 25. LOBSTERS

§ 2501. Taking of lobsters

No person shall catch and take or attempt to catch and take lobster from the waters of this State in any manner whatsoever.

CHAPTER 27. ENFORCEMENT

SUBCHAPTER I. WATCH BOATS

§ 2701. Watch boats

For the purposes of enforcing the shellfish laws and of protecting the oyster beds, the Commission shall keep and maintain suitable vessels as watch boats.

§ 2142. Duties of watch boats; log book

The watch boats shall be employed at all times to enforce the shellfish laws and in the protection of the natural oyster beds of this State and the plantations of the several planters

from depredation by trespassers, and shall cruise at all times, when the weather will allow, over the oyster plantations and natural beds from one end of them to the other, that no depredation upon any of them may be unseen, and shall not go to harbor except when stress of weather or when accident or some urgent necessity requires it.

On board of the watch boats shall be kept a log book, in which shall be entered the names of every person licensed to plant or dredge for oysters, with the number of his license and the time when the same was taken out, and also the name of each person constituting the crew of the different boats or vessels used in dredging for oysters on the natural beds.

§ 2702. Resistance to crew of watch boat; nature of offense; penalties

Whoever resists the crew of a watch boat and those who are acting in aid of them, or any of such persons in the enforcement of Part II of this title shall, if such resistance does not endanger life, be fined. If life be endangered, but not taken, he is guilty of a felony, and shall be fined and imprisoned one year; if life be taken by the resisting party he is guilty of murder in the first degree.

§ 2703. Use of force; pleading statute as defense

In the performance of the duties enjoined by Part II of this title, the crew of any watch boat and those aiding it voluntarily, or upon requisition as provided in section of this title, may use any force necessary for that purpose, and in any proceedings against them, either criminal or civil, they may plead Part II of this title in justification or give it in evidence under the general issue.

§ 2704. Posse comitatus

Upon the command of the captain of any watch boat, or, if he is sick or absent, upon the command of the person at the time in charge of the watch boat, any other boat or vessel, together with its crew, shall aid and assist the watch boat and its crew as

a posse comitatus in the enforcement of the several provisions of this chapter. Such enforcement shall be the seizure of the boat or vessel used in the violations of the provisions of Part II, and everything in and belonging to her including the master or captain.

§ 2705. Watchboats for Broadkiln and Mispillion Rivers; wardens in charge; appointment and salary; penalty for violation

(a) For the purpose of enforcing the shellfish laws and of protecting the oyster beds in the Broadkiln River and the Mispillion River, and those who have planted, or may hereafter plant, oysters therein, the Commission shall keep and maintain upon each of the Rivers a suitable watch boat, upon each of which shall be placed a warden and any other persons necessary, in its judgment, to enforce the laws relating to oysters.

(b) The Wardens and other employees on the watch boats shall be appointed by the Governor, to serve at his pleasure. The warden employed on the watch boat patrolling the Broadkiln River shall be a resident of the Tenth Representative District in Sussex County. The warden employed on the watch boat patrolling the Mispillion River shall be a resident of Cedar Creek Hundred in Sussex County. The wardens and other employees shall be paid a salary, commensurate with their duties by the State Treasurer upon proper voucher signed by the President and Executive Secretary of the Commission.

(c) The watch boats shall be employed at all times in the enforcement of law and the protection of the natural oyster beds in the Rivers and any other oyster plantations and shall cruise at all times, when the weather will allow, over the oyster beds and plantations for their protection and for the purpose of enforcing the laws of this State.

SUBCHAPTER II. VIOLATIONS AND PROCEEDINGS

§ 2710. Seizure of boats and arrests

The captain of any watch boat shall keep a strict and vigilant watch and see that no violations are made of any of the provisions of Part II and whenever, upon his own view, or upon

reliable information, he has good grounds to believe that any boat or vessel is being used in violation of any of the shell fish laws of this State, he shall seize such boat or vessel and safely keep the same until sold or discharged by due course of law, and he shall arrest all the crew, including the captain or master, and take them before a Justice of the Peace.

§ 2711. Seizure and arrest upon warrant of Justice of Peace or order of Collector

Upon complaint made by any person before any Justice of the Peace supported by oath or affirmation, that any boat or vessel has been used or is being used in violation of any of the shell fish laws, the justice shall issue a warrant under his hand and seal, directed to the captain of the watch boat, commanding him to seize such boat or vessel and to arrest all her crew, including the captain or master. The captain of the watch boat shall forthwith proceed as instructed.

When the Commission has knowledge or reliable information that any boat or vessel has been used or is being used in violation of the provisions of Part II of this title, it shall order the captain of the watch boat to seize such boat or vessel and arrest all her crew, including her captain or master, and thereupon the captain of the watch boat shall proceed as provided in this chapter. If the captain of the watch boat is absent or incapable of acting in the premises, the person at the time in charge of the watch boat shall do and perform all matters and things herein required of the captain of the watch boat.

§ 2712. Proceedings before Justice of the Peace

(a) In order to give the defendants an opportunity for a fair trial, the justice shall fix a day for the hearing, which shall not be more than five days from the time of the arrest, and may be earlier if the defendants so desire.

(b) If, from any cause, the justice is satisfied that the defendants cannot be prepared for trial by the day fixed by him, he may postpone the hearing to a day not more than five days from the day first fixed. Any person so arrested shall give bail

for his appearance on the day fixed for trial, in a sum to be fixed by the justice, and in default thereof shall be committed to the jail. Upon proof to the satisfaction of the justice that the defendants or any of them is guilty, the justice shall impose upon the defendant or defendants, severally so found guilty, a fine for such violation, together with the costs of proceedings, including costs of seizure and detaining the said boat or vessel, and the defendants so found guilty shall be imprisoned until the fines and costs be paid, or until such boat or vessel shall be sold as hereinafter provided. The fine and costs shall be a lien upon said boat or vessel from the time of her seizure, and such boat or vessel, and everything in or belonging to her, shall be detained until the fines and costs are paid. In case the fines and costs are not paid within 15 days from the time the same were adjudged by the justice, then the justice, or any other Justice of the Peace shall issue an order to any constable commanding the constable to sell such boat or vessel, and all and everything in and belonging to her to the highest bidder, at public sale, on ten days's notice, by advertisement posted in six public places in the State. The proceeds of such sale, after deducting the fines and costs, shall be paid to the owner or owners of such a boat or vessel. If said proceeds are not sufficient to pay the whole of the fines and costs, the proceeds shall be first applied to the costs, and the balance thereof to the fines, and thereupon any persons who have been imprisoned by reason of non-payment of the fines and costs shall be discharged from imprisonment.

§ 2713. Appeal

The defendants may appeal to the Superior Court, upon giving security by bond with surety before the Justice of the Peace, to the State of Delaware, in a sum double the amount of the fine imposed, to prosecute the appeal with effect at the next term of the court. The appeal shall be tried at said term by jury, unless the court continue it, and, upon certificate by the prothonotary that the appeal was not prosecuted in due time, or was decided against the appellant, the bond shall be forfeited and be at once proceeded upon at the instance of the Commission. The appeal shall be a supersedeas; but it shall not be granted after an expiration of fifteen days from the time of the imposition of the fine.

§ 2714. Presumption of dredging

When an oyster boat or vessel is sailing over a plantation or oyster grounds with dredges overboard and the men or crew, or part of them, at the winder on board of such boat or vessel handling or working the dredges, it shall be conclusive evidence that the parties on board of such boat or vessel are dredging for oysters. When a boat or vessel is discovered on the plantation or ground of another, so working with dredges overboard, without such owner's permission, it shall be conclusive evidence that the persons on board of such boat or vessel are violating the provisions of section 2102 of this title.

§ 2715. Names of persons charged; form of proceedings for seizure and sale

(a) Upon parties charged with violations of any of the provisions of Part II of this title being brought before the justice, he shall inquire their names, and upon refusal to give them, he may assign to them in his own proceedings any names he may choose, which shall be taken to be their true names, and they shall be further described as belonging to the boat or vessel seized, which shall also be named.

(b) The proceedings may be according to the following form:

The State of
Delaware
vs.
A, B, C, D, E, F,
belonging to the
boat or vessel

Proceedings for
violation of
Section of
Title of
the Delaware Code

And now to wit, this.....day of
.....A. D., the parties defendant being
brought forward and the said boat or vessel being in custody,
and the parties being ready for trial, and the testimony having
been heard and considered, it is hereby adjudged that the said
A, B, C, D, E, F, (or such of them as were guilty), are guilty
of violating, on the.....day of.....
last, Section of Title 7 of the Delaware Code, by the use

of the said boat or vessel and the implements on her for that purpose, and they are each hereby ordered severally to pay a fine of one hundred dollars, and jointly to pay the costs of prosecution and the costs of seizing and detaining said vessel, and are committed to the custody of the Sheriff until the said fines and costs be paid, or until the said boat or vessel be sold. It is further ordered that if the said costs and fines be not paid in fifteen days that the said boat or vessel and her implements as aforesaid and all her appurtenances be sold by M. W., Constable, to the highest bidder, on ten days' notice by advertisements in six of the public places in the State.

J. D. J. P

§ 2716. Jurisdiction of offenses; disposition of fines

(a) Any Justice of the Peace of this State, shall have jurisdiction over every violation of the provisions of Part II of this title and the proceedings for every such violation shall be before a Justice of the Peace, with right of appeal as provided herein.

(b) All proceedings against any offender under Part II of this title shall be in the name of the State of Delaware.

(c) The fees to the justice and any officer rendering service under Part II of this title for violations thereof, shall be the same as now provided by law for like or similar cases. Any or all fines which are imposed, and are collected and received by any constable shall be forthwith paid by the Constable to the Commission. The failure to pay over such fine or fines to the Commission within ten days after the same may be received or collected by any constable shall be a breach of his official obligation, and the Commission forthwith shall bring suit on such official obligation of such constable so failing to pay such fine within the time aforesaid.

§ 2717. Violations and penalties; appeals

(a) Whoever violates any of the provisions of Part II of this title, or any of the rules and regulations of the Commission shall be fined not less than \$100, nor more than \$1,000; and upon failure to pay said fine shall be imprisoned for not less than one nor more than six months.

(b) Any person convicted before a justice of the peace for the violation of any of the provisions of Part II of this title or any of the rules and regulations of the Commission shall have the right to appeal to the Superior Court for the county in which the conviction occurred. The appeal shall be taken within five days after such conviction, and security shall be taken, to be approved by the justice, in double the amount of the fines and costs imposed by the justice.

Section 2. The members of the Commission who were serving on the effective date of this act shall continue to be and are members of the Commission until the expiration of the respective terms of office to which they were last appointed by the Governor.

Section 3. The person holding the office known as the Collector of Oyster Revenue on the effective date of this act shall serve as Executive Secretary until the expiration of the term of office to which last appointed by the Governor.

Section 4. Any appropriations to the Collector of Oyster Revenue for salary of Collector and Salaries and Wages are transferred to Salaries and Wages of the Delaware Commission of Shell Fisheries. Any other appropriations to the Collector of Oyster Revenue and any credits which the Collector has in any funds of the State are transferred to the Delaware Commission of Shell Fisheries.

Section 5. The sum of \$50,000 for the fiscal year ending June 30, 1958 and the further sum of \$50,000 for the fiscal year ending June 30, 1959, is appropriated to the Delaware Commission of Shell Fisheries to carry out its duties under this Act.

Section 6. This is a supplementary appropriation and the funds appropriated shall be paid from the General Fund of the State of Delaware.

Approved June 13, 1957.

CHAPTER 152

CREATING AN AIR POLLUTION AUTHORITY

AN ACT TO AMEND TITLE 16, DELAWARE CODE, ENTITLED "HEALTH AND SAFETY" BY CREATING AN AIR POLLUTION AUTHORITY, PRESCRIBING ITS POWERS AND DUTIES, PROVIDING PENALTIES AND APPROPRIATING FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 16, Delaware Code, is amended by adding the following new chapter:

CHAPTER 16. AIR POLLUTION

SUBCHAPTER I. GENERAL PROVISIONS

§ 1601. Definitions

As used in this chapter—

"Authority" means the Air Pollution Authority of the State of Delaware.

§ 1602. Declaration of policy

It is declared to be the public policy of the State to maintain within its jurisdiction a reasonable quality of air consistent with protecting the safety, welfare, and comfort of the people of this State and to prevent the pollution of air with impurities which menace the health and welfare of the people of the State, to the end that the least possible injury shall be done to human, plant and animal life and property.

SUBCHAPTER II. AIR POLLUTION AUTHORITY

§ 1610. Composition; vacancies; quorum; organization; officers

(a) There is hereby created an Air Pollution Authority of the State of Delaware which shall be administered by the State Board of Health. The Authority shall consist of 8 members as follows:

The Executive Secretary of the State Board of Health; the State Sanitary Engineer; the Director of the Water Pollution Commission of the State of Delaware; a representative selected by the University of Delaware's Agriculture Department; a representative selected by the University of Delaware's Mechanical Engineering Division; and three members to be appointed by the Governor from industry throughout the State. One shall serve for a period of two years; one shall serve for a period of three years; and one shall serve for a period of four years. Thereafter each member shall be appointed for a term of four years from the date of the expiration of the term for which his predecessor was appointed, except that a person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed for the remainder of the term.

(b) Four members of the Authority shall constitute a quorum authorized to transact any business, perform any duties or exercise any powers of the Authority, and the State Sanitary Engineer shall be the secretary of the Authority.

(c) Members and the secretary shall receive no compensation for their services as members and secretary of the Authority, but shall be repaid their actual expenses incurred in the performance of their duties under this chapter.

(d) The Authority shall meet and organize by the election of a chairman who shall serve for the year for which he is elected. The Authority shall meet at such times and places as may be specified by call of the chairman.

§ 1611. Powers

The Authority may:

(1) Develop a comprehensive program for the prevention and control of all sources of pollution of the air of the State;

(2) Advise, consult and cooperate with other agencies of the State, political subdivision, industries, other states, the Federal government and with affected groups in furtherance of the purpose of the chapter;

(3) Encourage and conduct studies, investigations and research relating to air pollution and its causes, prevention, control and abatement, as it may deem advisable and necessary;

(4) Collect and disseminate information relating to air pollution, its prevention and control;

(5) Promulgate rules and regulations and issue orders when necessary to promote the correction of air pollution problems;

(6) Consider complaints, make investigations and hold hearings;

(7) Require any person to submit plans for the removal of air contaminants;

(8) Encourage voluntary cooperation by the people, municipalities, counties, industries and others in restoring and preserving the purity of air within the State;

(9) Employ personnel, including specialists and consultants, purchase materials and supplies, and enter into contracts necessary to carry out the purposes of this chapter;

(10) Enter at reasonable times upon any private or public property for the purpose of investigating conditions relating to air pollution;

(11) Enforce compliance with the laws of this State relating to pollution of the air;

(12) Represent the State of Delaware in any and all matters pertaining to plans, procedures or negotiations for interstate compacts in relation to air pollution control;

(13) Select advisory committees to study and advise upon specific problems which may arise from time to time.

§ 1612. Federal aid; other funds

The Authority may cooperate with and receive moneys from the Federal government or any industry or other source. Such moneys received are hereby appropriated and made available for the study and control of air pollution.

SUBCHAPTER III. FORBIDDEN PRACTICES; ENFORCEMENT

§ 1620. Nuisances prohibited

No person shall discharge into the air solids, liquids, or gases causing such injury to human, plant or animal life, or to property, as constitutes a public nuisance.

No person shall cause, erect or continue any nuisance contrary to the provisions of this chapter.

§ 1621. Proceedings to abate public nuisances created by pollution of air

Proceedings to abate public nuisances created by pollution of air may be instituted at law or in equity in the name of the State on behalf of the Authority by the Attorney General.

§ 1622. Administrative hearings; notice; procedure; order; summary action

(a) Whenever the Authority determines that a person has violated any of the provisions of this chapter, or any order of the Authority, it shall give written notice to such person specifying the complaint. Such notice shall require that the matters of complaint be corrected within a reasonable period of time specified therein or that the person complained against appear before the Authority at a time and place specified in the notice and answer the charges. The notice shall be served on such person as summonses are served or by registered mail not less than 20 days before the time set for the hearing.

(b) The person complained against may appear personally or by counsel at the hearing and produce any competent evidence in his behalf in answer to the alleged violation. On the basis of the evidence produced at the hearing, the Authority shall enter such order as in its opinion will best further the purposes of this chapter and shall promptly give written notice, either by service as summonses are served or by registered mail, to the persons affected by such order. If the hearing is held

before any officer designated by the Authority, such officer shall transmit the record of the hearing, together with his findings and conclusion, to the Authority, which thereupon shall review the record and enter its order on the basis thereof. The order of the Authority shall become final and conclusive on all parties unless an appeal is taken therefrom as provided in section 1624.

(c) Whenever conditions are such as to require immediate action to protect the public health or welfare, the Authority may take such action as it may deem advisable for summary abatement of the nuisance.

§ 1623. Record of proceedings; oaths; subpoenas

A record of the proceedings of all hearings shall be taken and filed with the Authority, together with findings and conclusions. In any hearing, any member or a representative designated by the Authority shall be authorized to administer oaths, examine witnesses and issue, in the name of the Authority, notices of hearings or subpoenas requiring the testimony of witnesses and the production of books, records or other documents relevant to any matter involved in such hearing. In case of contumacy or refusal to obey a notice of hearing or subpoena issued under this section, the Superior Court in the county involved shall have jurisdiction, upon application of the Authority or its representative to issue an order requiring such person to appear and testify or produce evidence, as the case may require.

§ 1624. Appeals; notice

(a) Any person whose interest is substantially affected by the action of the Authority may appeal from any order or decision by filing with the secretary of the Authority a notice of appeal. The notice shall be filed within 20 days from the date of mailing of the notice of the order or decision of the Authority and shall be signed by the appellant or his attorney.

(b) Within 20 days from the receipt of the notice of appeal the Secretary of the Authority shall prepare and forward to the appellant or his attorney a transcript of the proceedings together

with a copy of the order or decision of the Authority and a copy of the notice of appeal. All documents shall be certified by the secretary of the Authority.

(c) Within 30 days from the filing of the notice of appeal with the secretary of the Authority, the appellant shall file the transcript of the proceedings and the other documents enumerated in subsection (b) hereof with the Superior Court. The Court shall thereafter have complete jurisdiction of the matter.

(d) All appeals shall be taken to the Superior Court of the county in which the circumstances causing the appeal originated.

(e) The Superior Court in which the appeal is perfected shall hear and determine the matter as a suit in law and equity.

§ 1625. Criminal penalties

Whoever creates or continues a nuisance contrary to the provisions of this chapter or violates any of the rules, regulations or orders of the Authority shall be fined not less than \$25 or more than \$500 for each day such violation continues.

Section 2. There is appropriated to the credit of the Air Pollution Account of the State Board of Health the sum of \$4,500 for use by the Authority for the purposes of this Act during the fiscal year ending June 30, 1957.

There is appropriated to the credit of the Air Pollution Account of the State Board of Health the sum of \$36,000 for use by the Authority for the purposes of this Act during the biennium ending June 30, 1959.

Section 3. This Act is a supplementary appropriation and the sums hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 13, 1957.

CHAPTER 153

PROVIDING FOR MATERNITY LEAVE FOR SCHOOL
EMPLOYEES**AN ACT TO AMEND TITLE 14 DELAWARE CODE ENTITLED "EDUCATION" BY PROVIDING FOR MATERNITY LEAVE FOR PROFESSIONAL EMPLOYEES OF THE PUBLIC SCHOOL SYSTEM.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 13, Title 14, Delaware Code is amended by adding a new section as follows:

§ 1323. Maternity leave

(a) The School Districts, Special School Districts, Board of Education for the City of Wilmington, and the State Board of Education shall grant leave of absence as maternity leave to fully certificated professional employees under rules and regulations of the State Board of Education.

(b) The rules and regulations of the State Board of Education made relative to leave of absence for maternity shall include at least the following provisions:

(1) Request for maternity leave must be presented in writing to the proper Board of Trustees or Board of Education no later than the end of the third month of pregnancy.

(2) The effective date for the beginning of the leave shall be no later than the end of the fifth month of pregnancy.

(3) The duration of the leave shall be until the first birthday of the child or the opening of the next regular school term after the first birthday of the child, except that by petition of the mother, approved by the local board, to the State Board of Education, permission may be granted for the mother to return to work at an earlier date.

(4) At the end of any maternity leave the professional employee shall be accepted into full time employment by the leave granting board and assigned to the same or a similar position to the one from which leave was granted. In no case may assignment be made so as to invalidate the professional employee's certification status or to bring about a demotion in position or salary.

(5) The period of absence for maternity leave shall not be counted in the determination of experience, salary, or pension eligibility and computation time.

Approved June 13, 1957.

CHAPTER 154

STATE EMPLOYEES PENSION PLAN

AN ACT TO AMEND TITLE 29, SECTION 5501, DELAWARE CODE RELATING TO THE DEFINITION OF A COVERED EMPLOYMENT FOR THE STATE EMPLOYEES PENSION PLAN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5501, Title 29, Delaware Code is amended by adding in the paragraph defining "covered employment" after the words "State Board of Health," and before the words "Department of Welfare" the following:

"State Welfare Home and Hospital for the Chronically Ill at Smyrna,"

Section 2. Any employee of the State Welfare Home and Hospital for the Chronically Ill at Smyrna shall receive full credit in computing the number of years service required to receive pension benefits and computing pension benefits within the meaning of this chapter for the time he was employed by the State Welfare Home and Hospital for the Chronically Ill at Smyrna since June 19, 1953.

Approved June 13, 1957.

CHAPTER 155

PARK POLICE PENSION FUND

AN ACT TO AMEND CHAPTER 297, VOLUME 50, LAWS OF DELAWARE ENTITLED "AN ACT PROVIDING FOR A PARK POLICE PENSION FUND FOR MEMBERS OF THE PARK POLICE OF THE CITY OF WILMINGTON", BY CHANGING THE PENSIONS PAYABLE UNDER SAID ACT AND BY PROVIDING ADDITIONAL BENEFITS FOR WIDOWS AND DEPENDENTS OF PENSION MEMBERS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members of each Branch thereof concurring therein):

Section 1. § 2, sub-paragraph C of Chapter 297, Volume 50, Laws of Delaware is hereby repealed.

Section 2. § 3 of Chapter 297, Volume 50, Laws of Delaware is hereby repealed.

Section 3. § 6 A. B. C. of Chapter 297, Volume 50, Laws of Delaware is hereby repealed.

Section 4. The second full paragraph of § 7, of Chapter 297, Laws of Delaware is hereby repealed.

Section 5. § 3 of Chapter 297, Volume 50, Laws of Delaware, is hereby amended as follows:

Section 3: Any member may be retired by the Board, in their absolute discretion and without hearing or other trial, after the member attains the age of fifty (50) years. Any member who shall have completed twenty (20) years of service, and who shall apply for retirement under the provisions of this Act, shall be retired by the Board. Any such retired member shall be entitled during life to a service pension payable monthly as hereinafter provided. Such service pension shall be an amount equal to one-half of the amount of his salary at the time of

retirement plus two (2%) per cent of such retiring salary multiplied by the number of years of service in excess of twenty (20) years.

Section 6. § 4 of Chapter 297, Volume 50, Laws of Delaware, is hereby amended by striking out sub-paragraph B thereof and substituting therefor a new sub-paragraph B as follows:

B. In case of disability to perform his or her active duties, which disability cannot be shown to the satisfaction of the Board to have been acquired in the prosecution of his or her official duties, such member so retired, provided he or she has performed fifteen (15) years of service, shall be entitled to a pension, payable monthly, as long as such retired member lives and continues disabled. Such service pension shall be an amount equal to one-half of the amount of his salary at the time of retirement plus two (2%) per cent of such retiring salary multiplied by the number of years of service in excess of twenty (20) years.

Section 7. § 5 of Chapter 297, Volume 50, Laws of Delaware, be and the same is hereby amended by striking therefrom the third full paragraph thereof and substituting therefor the following:

In event of the death of a retired member who has been retired either on service pension provided in Section 3 or on disability pension provided under Section 4 (B), an amount equal to one-half of the monthly pension then being received by said retired member shall be paid to the persons and in the manner described in the first full paragraph of this Section 5.

Section 8. The provisions of this Act shall apply to those persons who have previously retired under the provisions of Chapter 297, Volume 50, Laws of Delaware.

Approved June 17, 1957.

CHAPTER 156

DEFICIENCY APPROPRIATION

STATE DEPARTMENT OF WELFARE

**AN ACT MAKING A DEFICIENCY APPROPRIATION TO
THE STATE DEPARTMENT OF WELFARE.**

WHEREAS, the Department of Public Welfare has contracted a debt of \$2730 for architectural services in connection with alterations and additions to the Department's building in Dover, AND

WHEREAS, the project has had to be indefinitely postponed because of lack of funds, AND

WHEREAS, the plans and specifications for which this debt was incurred are in the Department's possession and will be utilized in the event that funds are made available at a later date, which will make it unnecessary to have new plans and specifications prepared again, AND

WHEREAS, there are no funds available to the Department to pay this obligation of \$2730, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the Department of Public Welfare the sum of \$2730 to pay the cost of these architectural services.

Section 2. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 17, 1957.

CHAPTER 157

APPROPRIATION

STATE SUPPORTED SALARY SCHEDULES

AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE, RELATING TO STATE SUPPORTED SALARY SCHEDULES FOR SCHOOL EMPLOYEES AND MAKING APPROPRIATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 13, Title 14, Delaware Code, is amended by adding a new section as follows:

§ 1322. Salary schedule for school lunch employees

(a) School lunch managers who have the qualifications required by the State Board of Education and who work on a program of seven hours per day for each school day of the 10 month school year shall be paid as follows:

Years of Experience	Manager	Manager with 1 year of College	Manager with 2 years of College	Manager with Bachelors Degree
0	2000	2300	2600	3200
1	2150	2450	2750	3350
2	2300	2600	2900	3500
3	2450	2750	3050	3650
4	2600	2900	3200	3800
5	2750	3050	3350	3950
6	2900	3200	3500	4100
7	3050	3350	3650	4250
8	3200	3500	3800	4400
9	....	....	....	4550
10	....	....	....	4700
11	....	....	....	4850
12	....	....	....	5000

Salaries provided for in this schedule shall be paid to the qualified school lunch manager who is manager of a single lunch room or the lunch rooms in a single building. Years of experience as used in the table above means years of experience in school lunch program operation or management and subject to evaluation under rules and regulations of the State Board of Education.

(b) Any district having four or more schools with lunch programs may employ in addition to the manager of each program a supervising manager over all the programs in the district. Qualifications for supervising manager shall be set by the State Board of Education. The salary of such district supervising manager shall be the appropriate salary drawn from subsection (a), plus an amount based on the following table:

School lunch programs in 4 schools	\$200
School lunch programs in 5 schools	250
School lunch programs in 6 schools	300
School lunch programs in 7 schools	350
School lunch programs in 8 schools	400

(c) In the case of a lunch room manager who is employed for less than full time as defined in subsection (a), the salary shall be computed on the basis of the fractional part of the hourly assignment.

(d) School lunch cooks and school lunch general workers shall be paid a minimum hourly wage as follows:

Years of Experience	Cook	General Worker
0	\$1.00	\$.85
1	1.05	.90
2	1.10	.95
3	1.15	1.00

(e) The salaries prescribed in subsections (a) and (b) of this section for school lunch managers and district managers shall be paid from the funds of the State. The wages of school lunch cooks and school lunch general workers shall be paid from funds derived from local school lunch operations and deposited by the local school district with the Treasurer of the State. Only those funds designated for wages are to be so deposited.

(f) The provisions of § 1304 and § 1314 of this chapter shall apply to this section. No school lunch cook or general worker shall receive a reduction in hourly wage because of the passage of this act.

Section 2. This act shall become effective July 1, 1957.

Section 3. To carry out the provisions of § 1322 (a) and (b) of this act, there is hereby appropriated to the State Board of Education, the sum of \$220,200.00 for the fiscal year beginning July 1, 1957, and the sum of \$228,750.00 for the fiscal year beginning July 1, 1958.

Section 4. This act is a supplementary appropriation and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 17, 1957.

CHAPTER 158

SEAFORD

AN ACT TO AMEND CHAPTER 184, VOLUME 43, LAWS OF DELAWARE, ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF SEAFORD' TO 'THE CITY OF SEAFORD' AND ESTABLISHING A CHARTER THEREFOR", BY SHORTENING THE HOURS THAT THE POLLS MUST BE KEPT OPEN AT THE ANNUAL MUNICIPAL ELECTION IF THERE IS NO CONTEST.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. That Section 5, sub-section A, Chapter 184, Volume 43, Laws of Delaware, as amended by Chapter 171, Volume 45, Laws of Delaware, be, and the same is hereby further amended by striking out and deleting the said sub-section and by inserting in lieu thereof the following:

The annual municipal election shall be held on the first Monday in the month of March of each and every year. The polls shall be opened at 12:00 o'clock noon and shall close at 6:00 o'clock P. M., unless there be no contest, in which event the polls shall be opened at 12:00 o'clock noon and shall close at 1:00 o'clock P. M., and shall be held at the City Office in the City of Seaford, or such other places as may be designated by the City Council, due notice of which shall be given by posting notices thereof in five public places within the limits of the City of Seaford not less than ten (10) days before the day of the annual election.

Approved June 17, 1957.

CHAPTER 159

WILMINGTON EMPLOYEES RETIREMENT ACT

AN ACT TO AMEND CHAPTER 237, VOLUME 46, LAWS OF DELAWARE AS AMENDED, ENTITLED "CITY OF WILMINGTON EMPLOYEES' RETIREMENT ACT".

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. The words "aggregating not more than five years" wherever they appear in Chapter 237, Volume 46 Laws of Delaware, as amended, are hereby stricken and repealed in order to remove any limitation on the duration of allowable interruptions from continuous covered employment.

Section 2. Section 3, of Chapter 237, Volume 46, Laws of Delaware, as amended, is amended by striking out the first paragraph thereof and substituting in lieu thereof a new first paragraph to read as follows:

Section 3. **COVERED EMPLOYEE DEFINED:** An employee shall be considered in "covered employment" within the meaning of this Act while the employee receives a regular salary or wages wholly or in part directly or indirectly from the Treasurer of the City of Wilmington or any Department or Agency thereof (except the Board of Public Education in Wilmington), or from the County Treasurer of New Castle County, or the State Treasurer of the State of Delaware; provided, however, that an employee shall not be considered in covered employment if he is a part-time or seasonable employee who is not regularly employed for more than one hundred twenty (120) working days in any one calendar year, or if his only employment is as a member of the following Boards or Commissions: Board of Directors of the Street and Sewer Department, Board of Harbor Commissioners, Board of Health, Board of Park Commissioners, Department of Motor Vehicles, Board of Water Commissioners, Department of Public Safety, Public Building Commission, Planning Commission, New Castle County Department of Elections, Sinking Fund Commissioners and Zoning Commission.

All elective officials and all other persons appointed to public office and who are paid compensation by the aforementioned officers shall be considered as "covered employees" and as persons in "covered employment", anything to the contrary herein otherwise notwithstanding.

Section 3. Section 5 of Chapter 237, Volume 46, Laws of Delaware, is amended to read as follows:

Section 5. Pension Benefits: Any pension payable under this Act shall be subject to the limitation that the monthly pension payment shall not exceed Two Hundred Fifty Dollars (\$250.00) nor be less than One Hundred Fifty Dollars (\$150.00). The monthly pension payment shall be one-fortieth of the monthly retiring base pay, multiplied by the number of years (a fractional period of six months or more shall be counted as one year and less than six months shall not be counted) which the employee shall have served in covered employment during the period that ends on the date of retirement and includes no interruptions.

Monthly retiring base salary means the salary for covered employment paid to the employee for those 60 months of covered employment which are most nearly consecutive and during which the employee received the highest salary or wage divided by 60. For the purpose of this section, a vacation allowed an employee shall be regarded as time spent in covered employment.

Section 4. Section 15 of Chapter 237, Volume 46, Laws of Delaware, as amended, is amended by striking out all of the first paragraph thereof and by inserting in lieu thereof a new first paragraph to read as follows:

Section 15. The monthly retirement and disability benefits for such employees as shall regularly receive part of their compensation from the City of Wilmington and New Castle County or in alternate periods shall receive regular compensation from the City of Wilmington or New Castle County, shall be one-half of the monthly retiring base pay, divided by forty, multiplied by the number of years in which such employee shall have served in covered employment; in case the total combined monthly re-

tirement or disability benefits calculated under the provisions of this Act and the Act for the retirement of employees of New Castle County be less than One Hundred Fifty Dollars (\$150.00) or more than Two Hundred Fifty Dollars (\$250.00), then in lieu of such payment as herein calculated, the said employee shall receive under this chapter not less than Seventy-five Dollars (\$75.00) and not more than One Hundred Twenty-five Dollars (\$125.00) as a monthly retirement or disability benefit.

Section 5. All Acts or parts of Acts inconsistent with the provisions of this Act are repealed only to the extent of such inconsistencies.

Approved June 17, 1957.

CHAPTER 160

NEW CASTLE COUNTY EMPLOYEES PENSIONS

**AN ACT TO AMEND TITLE 9, DELAWARE CODE, ENTITLED
"COUNTIES" IN RESPECT TO EMPLOYEES PENSIONS
IN NEW CASTLE COUNTY.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The words "aggregating not more than five years" wherever they appear in Chapter 19, Title 9, Delaware Code, are hereby stricken and repealed in order to remove any limitation on the duration of allowable interruptions from continuous covered employment.

Section 2. § 1701, Title 9, Delaware Code, is amended by adding the following new paragraph at the end thereof:

All elective officials and all other persons appointed to public office and who are paid compensation by the aforementioned officers shall be considered as "covered employees" and as persons in "covered employment", anything to the contrary herein otherwise notwithstanding.

Section 3. § 1705, Title 9, Delaware Code, is amended to read as follows:

§ 1705. Retirement pension benefits

(a) Any pension payable under this chapter shall be subject to the limitation that the monthly pension payment shall not exceed \$250 nor be less than \$150 per month.

(b) The monthly pension payment shall be one-fortieth of the monthly retiring base pay, multiplied by the number of years (a fractional period of six months or more shall be counted as one year and less than six months shall not be counted) which the employee shall have served in covered employment during the period that ends on the date of retirement and includes no interruptions from continuous covered employment except allowable interruptions.

(c) Where a person eligible for a pension under this chapter shall have served in covered employment for at least 25 years and shall have served for at least 15 years thereof without interruption up to the date of retirement, his monthly pension payment shall be one-fortieth of the monthly retiring base pay multiplied by the total number of years served regardless of interruption.

(d) "Monthly retiring base salary" means the salary for covered employment paid to the employee for those 60 months of covered employment which are most nearly consecutive and during which the employee received the highest salary or wage divided by 60. For the purpose of this section, a vacation allowed an employee shall be regarded as time spent in covered employment.

Section 4. § 1716 (a), Title 9, Delaware Code, is amended to read as follows:

(a) The monthly retirement and disability benefits for such employees as shall regularly receive part of their compensation from the City of Wilmington and New Castle County, or in alternate periods shall receive regular compensation from such City or County, shall be one-half of the monthly retiring base pay, divided by forty, multiplied by the number of years which such employee shall have served in covered employment; in case the total combined monthly retirement or disability benefits calculated under the provisions of this chapter and under any statute for the retirement of employees of the City of Wilmington be less than \$150 or more than \$250 then in lieu of such payment as calculated in this section the employee shall receive under this chapter not less than \$75 and not more than \$125 as a monthly retirement or disability benefit.

Approved June 17, 1957.

CHAPTER 161

INSURANCE COMMISSIONER

AN ACT TO AMEND TITLE 18, DELAWARE CODE RELATING TO THE INSURANCE COMMISSIONER.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 310, Title 18, Delaware Code is amended to read as follows:

§ 310. Clerical assistants; appointment and salary

The Commissioner may appoint a chief clerk and such other clerks as he deems necessary, and they shall serve at the pleasure of the Commissioner and shall be paid a salary to be fixed by the Commissioner.

Approved June 17, 1957.

CHAPTER 162

JURISDICTION OF JUVENILE COURT OF KENT AND
SUSSEX COUNTIES

**AN ACT TO AMEND CHAPTER 11, TITLE 10, DELAWARE
CODE, RELATIVE TO THE JURISDICTION OF THE
JUVENILE COURT OF KENT AND SUSSEX COUNTIES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1152, Title 10, Delaware Code, is amended by
adding a new sub-section after sub-section (3) : as follows:

(4) to hear and determine writs of habeas corpus or other
proceedings brought for the purpose of gaining or returning the
possession or legal custody of any child as defined in this chapter
or for the purpose of determining whether any child as defined
in this chapter is being unlawfully detained by any person,
agency or institution.

Approved June 17, 1957.

CHAPTER 163

APPROPRIATION

SOIL CONSERVATION COMMISSION

AN ACT APPROPRIATING MONEY TO THE STATE SOIL CONSERVATION COMMISSION FOR THE DRAINAGE OF TAX DITCHES IN NEW CASTLE COUNTY.

WHEREAS, there exists a necessity to clean out and drain certain tax ditches in New Castle County, State of Delaware; AND

WHEREAS, land owners, adjacent to and near said tax ditches, have agreed to contribute funds for said purpose; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Soil Conservation Commission the sum of One Thousand Five Hundred Dollars (\$1,500.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, straightening, cleaning out and draining the tax ditches of New Castle County.

Section 2. For the purpose of this Act, the Levy Court of New Castle County shall appropriate to the State Soil Conservation Commission the further sum of One Thousand Five Hundred Dollars (\$1,500.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, straightening, cleaning out and draining the tax ditches of New Castle County.

Section 3. The money hereby appropriated shall be paid to the State Soil Conservation Commission by the State Treasurer and the Levy Court of New Castle County from time to time upon

certification to the State Treasurer and the Levy Court of New Castle County by the Board of Soil District Supervisors of the Soil Conservation District of New Castle County that it has collected or received, from farmers and others benefiting from such clearing banks, removing obstructions, straightening, cleaning out and draining of said tax ditches, a specified sum of money to be used on said project. The State Treasurer, and the Levy Court of New Castle County, shall each make payment to said State Soil Conservation Commission on the basis of Fifty Cents (\$0.50) for every Dollar (\$1.00) or more so certified to the State Treasurer and the Levy Court of New Castle County by the Board of Soil District Supervisors of the Soil Conservation District of New Castle County, as having been by it collected or received from farmers and others benefiting from such clearing banks, removing obstructions, straightening, cleaning out or draining of said tax ditches in New Castle County.

Section 4. The sums of money from time to time paid to the State Soil Conservation Commission shall be transferred by said Commission to the Board of Soil District Supervisors of the Soil Conservation District of New Castle County, and shall be used by said Board on such tax ditches for which contributions from farmers and others benefiting from such cleaning out and draining have been collected or received as shall be determined by the said Board of Soil District Supervisors.

Section 5. This Act shall be known as a supplementary appropriation act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 17, 1957.

CHAPTER 164

KENT COUNTY EMPLOYEES PENSIONS

AN ACT TO AMEND TITLE 9, DELAWARE CODE ENTITLED "COUNTIES" BY PROVIDING FOR PAYMENT OF PENSION BENEFITS TO CERTAIN EMPLOYEES OF KENT COUNTY, PROVIDING REGULATIONS AND PROCEDURE THEREFOR, EXEMPTIONS FROM ATTACHMENT, NON-ASSIGNABILITY AND OTHER GENERAL PROVISIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Title 9, Delaware Code is hereby amended by adding the following new chapter:

**CHAPTER 43. PENSION FOR EMPLOYEES OF
KENT COUNTY**

§ 4301.

This Act shall be known as the "KENT COUNTY EMPLOYEES' RETIREMENT ACT".

§ 4302. Term "covered employee" defined

An employee shall be considered in "covered employment" within the meaning of this chapter while the employee receives a regular salary or wages wholly or in part directly or indirectly from the County Treasurer of Kent County, or the State Treasurer of the State of Delaware; provided, however, that an employee shall not be considered in covered employment if he is a part-time or seasonal employee who is not regularly employed for more than 120 working days in any one calendar year.

§ 4303. Eligibility for retirement benefits

(a) An employee who is in covered employment on the date of retirement and who shall have served in covered employment for at least fifteen years during the period that ends on the date

of retirement, and who has served in covered employment for at least five years immediately preceding the date of retirement, and whose service includes no interruption from continuous covered employment, except allowable interruptions aggregating not more than five years, shall be considered eligible for retirement benefits within the meaning of this chapter, except as otherwise provided.

(b) Allowable interruptions from continuous covered employment shall be interruptions arising from (1) leaves of absence granted to employees; or (2) for entering the armed services of the United States of America as provided in section 4304 of this title; or (3) involuntary severance of employment not due to any fault or neglect on the part of such employee; or (4) voluntary severance of employment for a period not to exceed one year; but the employee shall not be considered in covered employment during any period of such interruption. The usual vacation allowed any employee of any department or agency shall not be considered an interruption from continuous employment.

(c) No employee shall be eligible for retirement benefits under the provisions of this chapter who is covered or potentially covered by any other State, County or municipal pension plan or statute now or hereafter in effect, except as otherwise provided.

§ 4304. Service in armed forces of the United States or in National Guard

(a) In the case of an employee of Kent County who is called to the service of, or voluntarily enters the armed forces of the United States of America, or the National Guard of this State when in continuous active service, the Board or Department employing such employee, shall grant to such employee a leave of absence which shall cover the entire period of service, not exceeding four years, and upon the completion of such leave of absence and service, shall reinstate the employee in the position which he held at the time that his leave of absence was granted.

(b) If any employee of Kent County who shall have entered the armed services, as provided in subsection (a) of this section, shall have been employed in any Board or Department of Kent

County which shall come under any pension plan enacted or to be enacted by the Legislature of this State, the time spent by such employee in the armed services shall accrue to his benefit in establishing his right to a pension.

(c) The provisions of this section, in regard to time spent in the armed services of the United States of America in time of war, shall be deemed an exception to the provisions of section 4303 of this title.

§ 4305. Retirement age

(a) Every covered employee within the meaning of this chapter, now or hereafter employed, may be retired after such employee shall have served in covered employment for 25 years, or on or after attaining the age of 60 years in the case of a female employee, or the age of 65 years in the case of a male employee, and shall after retirement during the remainder of his or her life receive the pension fixed by this chapter, subject to such qualifications and reservations as are herein contained; provided that a covered employee may continue active work at the option of the department or agency by which he or she is employed up to the age of 65 years for female employees or 75 years of age for male employees.

(b) Nothing in this chapter shall be construed to make mandatory the retirement of any employee who is not in "covered employment" as such term is defined in section 4302 of this title, except as hereinafter specifically authorized to the contrary.

§ 4306. Retirement pension benefits

(a) Any pension payable under this chapter shall be subject to the limitation that the monthly pension payment shall not exceed \$200 nor be less than \$85 per month.

(b) The monthly pension payment shall be one-fiftieth of the monthly retiring base pay, multiplied by the number of years (a fractional period of six months shall not be counted) which the employee shall have served in covered employment during the

period that ends on the date of retirement and includes no interruptions from continuous covered employment except allowable interruptions aggregating not more than five years.

Where a person eligible for a pension under this chapter shall have served in covered employment for at least 25 years and shall have served for at least 15 years thereof without interruption up to the date of retirement, his monthly pension payment shall be one-sixtieth of the monthly retiring base pay multiplied by the total number of years served regardless of interruption.

(c) In the case of an employee who shall have been continuously in covered employment during the sixty consecutive months ending on the date of retirement, the "monthly retiring base pay" shall be the regular pay for covered employment paid to the employee by the Levy Court of Kent County, during such sixty months (excluding any pay received for over-time or special work), divided by sixty.

§ 4307. Disability pension benefits

(a) An employee who shall become disabled while in covered employment and after having served in covered employment for at least 15 years during the period that ends on the inception of such disability and that includes no interruptions from continuous covered employment, except allowable interruptions aggregating not more than five years, so as to be prevented by such disability from performing his or her active duties, may be retired on a disability pension.

(b) Such disabled employee shall be kept on the active payroll during the remainder of the calendar month in which such disability shall begin and for the next ensuing three months.

(c) At the end of such third calendar month, such disabled employee shall be retired and shall receive a pension calculated in accordance with section 4306 of this title and payable during the subsequent uninterrupted continuance of such disability until the date when such disabled employee would otherwise become eligible for retirement on pension in accordance with section

4305 of this title; provided, however, that if the retired employee while so disabled shall engage in any gainful occupation or business, then such disability pension shall be reduced by the excess, if any, of the compensation or profit earned from such occupation or business over one-half of the salary or wages last received by such employee for active service in covered employment. If such disability shall continue until the date when such disabled employee would otherwise become eligible for retirement on pension in accordance with section 4305 of this title, then the disability pension shall cease but such disabled employee shall simultaneously enter upon the pension provided by section 4306 of this title.

(d) The provisions relating to payment of disability pension as provided in this section shall not apply if the disabled employee receives compensation equal to or in excess of the benefits provided by this chapter pursuant to the provisions of the Delaware Workmen's Compensation Law, Title 19, Chapter 23.

If the amount of compensation received pursuant to the Delaware Workmen's Compensation Law by the disabled employee is less than the amount he would otherwise receive under the provisions of this section then an amount equal to the difference shall be paid to the employee as disability pension.

(e) Decision as to whether such disability exists or continues shall be by majority vote of the Arbitration Commission referred to in section 4312 of this title. The Arbitration Commission shall, at least once a year or oftener, at its discretion, while the disabled employee is receiving disability pension, require such disabled employee to furnish satisfactory proof of the continuance of such disability. Whenever, in the opinion of the Arbitration Commission, it appears that such employee has recovered to the extent of being able to perform his or her active duties, the Arbitration Commission shall so notify the employee and shall also notify the Department or agency wherein such employee was employed; whereupon the employee shall be required to resume active service and no further pension payments shall be made under the provisions of this section for such disability.

(f) The period for which the disability pension shall have been paid shall be considered an allowable interruption which is allowable in addition to the allowable interruptions aggregating not over five years, in determining subsequent eligibility for retirement on pension under section 4305 of this title.

§ 4308. Submission of pension data to Levy Court for determination of amount required to be raised by taxation

(a) Each department or agency of Kent County that shall come within the provisions of this chapter shall, not less than thirty days prior to the date when the County tax rate shall be fixed by the Levy Court of Kent County in each year, submit a salary or wage payroll record to include employees eligible for pension and which shall contain the names, addresses and amounts for those employees who are carried on the pension rolls, plus the names and addresses and amounts to be paid employees of such department or agency who might become eligible for retirement during the following fiscal year.

(b) At the time of the establishment of the tax rate, the Levy Court of Kent County shall include, in addition to an amount for active employees' salaries or wages, the amounts for those employees who are carried on the pension roll, plus the amount for those employees who might become eligible for retirement during the period covered in such budget.

§ 4309. Pension benefits; time and manner of payment; list of pensioners

(a) The payment of the pension benefits under this chapter shall be made at the same time and in the same manner as salaries and wages are paid for active employees, except as herein otherwise provided.

(b) The name and address of each employee receiving benefits under the provisions of this chapter, together with the amount of pension to be received at each payment by each such employee, shall be filed in the office of the Receiver of Taxes and County Treasurer.

§ 4310. Retirement of employee

(a) A covered employee may request retirement with pension in accordance with this chapter by making a written request therefor to the president or chairman or other principal person of the department or agency by which he or she is employed, at least 30 days prior to the date of retirement; or the president or chairman or other principal person of the department or agency may, with the approval of a majority of the governing board of such department or agency, and in accordance with this chapter, retire a covered employee of his or their department or agency by giving written notice to the employee at least 30 days prior to the date of retirement.

(b) In either event, the president or chairman or other principal person of the department or agency shall prepare a statement in such form as may be prescribed by the Receiver of Taxes and County Treasurer to enable him to comply with the provisions of this chapter. The president, chairman or other principal person of such department or agency shall, at least 15 days prior to the date of retirement, give a certified copy of* such statement shall also be given to the employee at least 15 days prior to the date of retirement.

§ 4311. Preservation of pension records by Receiver of Taxes and County Treasurer

All records of whatever kind or character received or to be received by the County Treasurer on pension cases shall be kept by him as all other official records of his office are preserved.

§ 4312. Arbitration Commission

For the purpose of settling any controversy that may arise out of the administration of this chapter, the Arbitration Commission for Kent County is hereby created. It shall consist of three persons, not more than two of whom shall be of the same political party, to be appointed by the Levy Court of Kent County, for a term of four years. The Commission shall adjudi-

*so enrolled

cate such controversy at a time and place to be fixed by the Commission, after due notice in writing has been given to all interested parties at least ten days prior to the date of hearing. The Commission may administer oaths and do such acts and make such rules in the premises as the Commission deems necessary to carry into effect the provisions of this chapter. The written concurring decision of any two members of the Commission shall be final. The members of the Commission shall serve without compensation, but the Levy Court of Kent County shall provide for the payment of the necessary expenses of the Commission.

§ 4313. Notice to employee of qualification for pension; resolution of Levy Court

When the employee is not entitled to the pension benefits of this chapter, the Receiver of Taxes and County Treasurer shall so advise the employee by letter, but if the employee is entitled to the pension benefits of this chapter, the Receiver of Taxes and County Treasurer shall so advise the Levy Court of Kent County, whereupon such Levy Court shall prepare, sign and seal, and deliver to the employee, an appropriate resolution in the following form:

RESOLUTION

WHEREAS, The retirement of.....
(Name)
an employee of Kent County,
(Address)
 State of Delaware, from.....
(his or her)
 duties as.....in the.....
(Title of Duty)(Name of Dept. or Agency)
 presents a suitable opportunity for expressing the esteem in
 which we hold.....as a
(Name)
 faithful and satisfactory public servant; therefore, BE IT RE-
 SOLVED, That the County of Kent express its warmest appre-
 ciation and thanks to

(Name)

for the able and loyal manner in which.....
(he or she)
has uniformly performed..... public duties
(his or her)
and **BE IT FURTHER RESOLVED**, That this Resolution be
.....evidence of a right to the pension
(his or her)
provided by the Kent County Pension Law.

(Signed)
President of the Levy Court of Kent County,
State of Delaware.

(SEAL)

Member of the Levy Court of Kent County,
State of Delaware.

**Member of the Levy Court of Kent County,
State of Delaware.**

§ 4314. Effect of receipt of pension or other benefits under other law

If any Federal or other law now or hereafter enacted shall provide for annuities, pension, disability, allowances, social security, or other benefits, on account of or arising from the same service for which a pension is granted under the provisions of this chapter, then the benefits provided in this chapter shall be reduced to the extent of any such benefits so granted, or if such benefits shall be equal to or greater than the benefits provided in this chapter, no payment shall be made under this chapter.

§ 4315. Restrictions upon other employment by pensioner

No person, while receiving a pension under this chapter, shall be employed by the Levy Court of Kent County, or any department or agency of such Levy Court, in any capacity unless elected by popular vote at an election; and during such elected term, he shall not be entitled to a pension unless he serves such term of office without pay.

§ 4316. Exemption of pension benefits from taxation, attachment, etc.; assignability of benefits

The pension benefits mentioned in this chapter shall not be subject to attachment or execution, nor to any State or local

income tax, and shall be payable only to the beneficiary designated, and shall not be subject to assignment or transfer.

§ 4317. Deduction on account of social security payments; duty to report payments

(a) In the event that the employees of the Levy Court of Kent County shall become eligible for the benefits of the Federal Social Security Act, the amount to which the employee upon retirement shall be eligible to receive under the provisions of this chapter shall be reduced by an amount equal to the benefits payable under the Federal Social Security Act.

(b) The County Treasurer may require submission by any covered employee or pensioner of such information or such documents as he shall find necessary for the proper administration of this chapter.

Where he has reason to believe that an applicant for pension or a pensioner may be eligible for an old age insurance benefits under the Federal Social Security Act, the County Treasurer shall require that evidence of application and of notice of award under the Federal Social Security Act shall be submitted promptly to him. Failure to make such submission shall result in postponement of any pension payments under this chapter until these requirements have been met. An initial or amended award of benefits under the Federal Social Security Act shall be promptly reported by the pensioner to the County Treasurer. Willful withholding of information as to receipt of Federal Social Security benefits by a pensioner in order to increase the amount of his pension shall cause him to forfeit all his rights and benefits under this chapter.

Approved June 18, 1957.

CHAPTER 165

CITY OF WILMINGTON EMPLOYEES' RETIREMENT ACT
AN ACT TO AMEND CHAPTER 237, VOLUME 46, LAWS OF
DELAWARE, AS AMENDED, ENTITLED "CITY OF WIL-
MINGTON EMPLOYEES' RETIREMENT ACT".

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House thereof concurring therein):

Section 1. Section 2, Chapter 237, Volume 46, Laws of Delaware, as amended, is further amended by striking out the words "twenty-five" as they appear therein and substituting the figures "20".

Section 2. The second paragraph of Section 5, Chapter 237, Volume 46, Laws of Delaware, is amended to read as follows:

Monthly retiring base salary means the salary for covered employment paid to the employee for those 60 months of covered employment which are most nearly consecutive and during which the employee received the highest salary or wage divided by 60. For the purpose of this section, a vacation allowed an employee shall be regarded as time spent in covered employment.

Approved June 18, 1957.

CHAPTER 166

APPROPRIATION

AUGUSTINE BEACH FIRE COMPANY, INC.

**AN ACT TO APPROPRIATE MONEY TO THE AUGUSTINE
BEACH FIRE CO., INC.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members of each House concurring therein):

Section 1. There is hereby appropriated to the Augustine Beach Fire Co., Inc., a volunteer fire company, the sum of Five Hundred Dollars (\$500.00) annually for each of the fiscal years beginning July 1, 1957 and July 1, 1958 to be used for the prevention and extinguishment of fires and for the maintenance of apparatus and equipment.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Fund from monies not otherwise appropriated.

Approved June 18, 1957.

CHAPTER 167

UNEMPLOYMENT COMPENSATION COMMISSION

AN ACT TO AMEND CHAPTER 31, TITLE 19, DELAWARE CODE, RELATING TO UNEMPLOYMENT COMPENSATION, BY CHANGING CERTAIN OF THE ADMINISTRATIVE PROVISIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Chapter 31, Title 19, Delaware Code, is hereby amended by repealing § 3105 thereof and substituting and enacting in lieu thereof the following new section:

§ 3105. Compensation of Chairman and other Commissioners

The Chairman of the Commission shall be paid a salary of \$12,000 per year. Each of the other members of the Commission shall be paid a salary of \$4,500. per year and shall devote to the duties of their office such time as is necessary for the satisfactory execution thereof. The salaries of the Chairman and other Commissioners shall be paid from the unemployment compensation administration fund provided for in § 3164 of this title, and not from any funds appropriated by the General Assembly.

Approved June 19, 1957.

CHAPTER 168

SALARY OF JUDGE OF JUVENILE COURT OF KENT
AND SUSSEX COUNTIES

**AN ACT TO AMEND CHAPTER 11, TITLE 10, DELAWARE
CODE, RELATING TO THE JUDGE OF THE JUVENILE
COURT OF KENT AND SUSSEX COUNTIES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1106, Title 10, Delaware Code, is amended by striking out the first paragraph thereof and inserting in lieu thereof the following paragraph:

The salary of the Judge shall be \$12,500.00 per annum, payable monthly by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 169

APPROPRIATION

STATE HIGHWAY DEPARTMENT

AN ACT TO APPROPRIATE \$7500 TO THE STATE HIGHWAY DEPARTMENT FOR THE PURPOSE OF CONSTRUCTING A CONCRETE SIDEWALK ALONG THE EAST SIDE OF THE DUPONT HIGHWAY OPPOSITE THE MINQUADALE SCHOOL IN NEW CASTLE COUNTY.

WHEREAS, there does not exist a sidewalk along the East side of the DuPont Highway opposite the Minquadale School, and

WHEREAS, the pupils that attend said School from Garfield Park, Overview Gardens, East Minquadale and other nearby communities must cross over a very dangerous highway, unprotected due to the fact that there exists no sidewalk for them to walk down to a protected crossing over the said highway, and

WHEREAS, these pupils have no means of public transportation to said school, NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Highway Department the sum of \$7,500.00 for the purpose of constructing a concrete sidewalk along the East Side of the DuPont Highway opposite the Minquadale School; the said sidewalk to extend from Memorial Drive to Wildel Avenue.

Section 2. Any amount of the said \$7,500 left unexpended after completion of the said sidewalk will revert to the General Fund of the State of Delaware.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 170

DECEDENTS' ESTATES AND FIDUCIARY RELATIONS
AN ACT TO AMEND TITLE 12, DELAWARE CODE RELAT-
ING TO DECEDENTS' ESTATES AND FIDUCIARY RE-
LATIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 12, Delaware Code is amended by adding to Part IV thereof a new Chapter, designated Chapter 45, to read as follows:

CHAPTER 45. GIFTS OF SECURITIES AND
MONEY TO MINORS

§ 4501. Definitions

In this act, unless the context otherwise requires:

(a) An "adult" is a person who has attained the age of twenty-one years.

(b) A "bank" is a bank, trust company, national banking association, savings bank, or other corporation conducting a banking business of any kind or plan.

(c) A "broker" is a person lawfully engaged in the business of effecting transactions in securities for the account of others. The term includes a bank which effects such transactions. The term also includes a person lawfully engaged in buying and selling securities for his own account, through a broker or otherwise, as a part of a regular business.

(d) "Court" means Orphans' Court of the State of Delaware.

(e) "The custodial property" includes:

(1) all securities and money under the supervision of the same custodian for the same minor as a consequence of a gift or gifts made to the minor in a manner prescribed in this act;

(2) the income from the custodial property; and

(3) the proceeds, immediate and remote, from the sale, exchange, conversion, investment, reinvestment or other disposition of such securities, money and income.

(f) A "custodian" is a person so designated in a manner prescribed in this Act.

(g) A "guardian" of a minor includes the general guardian, guardian, tutor or curator of his property, estate or person.

(h) An "issuer" is a person who places or authorizes the placing of his name on a security (other than as a transfer agent) to evidence that it represents a share, participation or other interest in his property or in an enterprise or to evidence his duty or undertaking to perform an obligation evidenced by the security, or who becomes responsible for or in place of any such person.

(i) A "legal representative" of a person is his executor or the administrator, general guardian, guardian, committee, conservator, tutor or curator of his property or estate.

(j) A "member" of a "minor's family" means any of the minor's parents, grandparents, brothers, sisters, uncles and aunts, whether of the whole blood or the half blood, or by or through legal adoption.

(k) A "minor" is a person who has not attained the age of twenty-one years.

(l) A "security" includes any note, stock, treasury stock, bond, debenture, evidence of indebtedness, collateral trust certificate, transferable share, voting trust certificate or, in general, any interest or instrument commonly known as a security, or any certificate of interest or participation in, any temporary or interim certificate, receipt or certificate of deposit for, or any warrant or right to subscribe to or purchase, any of the foregoing. The term does not include a security of which the donor is the issuer. A security is in "registered form" when it speci-

.....
signature of donor
.....hereby acknowledges receipt of
name of custodian
the above described security(ies) as custodian for the above
minor under the Delaware Uniform Gifts to Minors Act.
Dated:.....
signature of custodian

(3) if the subject of the gift is money, by paying or
delivering it to a broker or a bank for credit to an account in
the name of the donor, another adult person or a bank with
trust powers, followed, in substance, by the words: "as cus-
todian for.....under the Dela-
name of minor
ware Uniform Gifts to Minors Act".

(b) Any gift made in a manner prescribed in Subsection
(a) may be made to only one minor and only one person may be
the custodian.

(c) A donor who makes a gift to a minor in a manner
prescribed in Subsection (a) shall promptly do all things within
his power to put the subject of the gift in the possession and
control of the custodian, but neither the donor's failure to com-
ply with this Subsection, nor his designation of an ineligible
person as custodian nor renunciation by the person designated as
custodian affects the consummation of the gift.

§ 4503. Effect of gift

(a) A gift made in a manner prescribed in this act is
irrevocable and conveys to the minor indefeasibly vested legal
title to the security or money given, but no guardian of the minor
has any right, power, duty or authority with respect to the cus-
todial property except as provided in this act.

(b) By making a gift in a manner prescribed in this act,
the donor incorporates in his gift all the provisions of this act
and grants to the custodian, and to any issuer, transfer agent,
bank, broker or third person dealing with a person designated
as custodian, the respective powers, rights and immunities pro-
vided in this act.

§ 4504. Duties and powers of custodian

(a) The custodian shall collect, hold, manage, invest and reinvest the custodial property.

(b) The custodian shall pay over to the minor for expenditure by him, or expend for the minor's benefit, so much of or all the custodial property as the custodian deems advisable for the support, maintenance, education and benefit of the minor in the manner, at the time or times, and to the extent that the custodian in his discretion deems suitable and proper, with or without court order, with or without regard to the duty of himself or of any other person to support the minor or his ability to do so, and with or without regard to any other income or property of the minor which may be applicable or available for any such purpose.

(c) The court, on the petition of a parent or guardian of the minor or of the minor, if he has attained the age of fourteen years, may order the custodian to pay over to the minor for expenditure by him or to expend so much of or all the custodial property as is necessary for the minor's support, maintenance or education.

(d) To the extent that the custodial property is not so expended, the custodian shall deliver or pay it over to the minor on his attaining the age of twenty-one years or, if the minor dies before attaining the age of twenty-one years, he shall thereupon deliver or pay it over to the estate of the minor.

(e) The custodian, notwithstanding statutes restricting investments by fiduciaries, shall invest and reinvest the custodial property as would a prudent man of discretion and intelligence who is seeking a reasonable income and the preservation of his capital, except that he may, in his discretion and without liability to the minor or his estate, retain a security given to the minor in a manner prescribed in this act.

(f) The custodian may sell, exchange, convert or otherwise dispose of custodial property in the manner, at the time or times, for the price or prices and upon the terms he deems advisable. He may vote in person or by general or limited proxy a security which is custodial property. He may consent, directly or through

a committee or other agent, to the reorganization, consolidation, merger, dissolution or liquidation of an issuer, a security which is custodial property, and to the sale, lease, pledge or mortgage of any property by or to such an issuer, and to any other action by such an issuer. He may execute and deliver any and all instruments in writing which he deems advisable to carry out any of his powers as custodian.

(g) The custodian shall register each security which is custodial property and in registered form in the name of the custodian, followed, in substance, by the words: "as custodian for.....under the Delaware Uniform

name of minor

Gifts to Minors Act". The custodian shall hold all money which is custodial property in an account with a broker or in a bank in the name of the custodian, followed, in substance, by the words: "as custodian for.....under the

name of minor

Delaware Uniform Gifts to Minors Act". The custodian shall keep all other custodial property separate and distinct from his own property in a manner to identify it clearly as custodial property.

(h) The custodian shall keep records of all transactions with respect to the custodial property and make them available for inspection at reasonable intervals by a parent or legal representative of the minor or by the minor, if he has attained the age of fourteen years.

(i) A custodian has, with respect to the custodial property, in addition to the rights and powers provided in this act, all the rights and powers which a guardian has with respect to property not held as custodial property.

§ 4505. Custodian's expenses, compensation, bond and liabilities

(a) A custodian is entitled to reimbursement from the custodial property for his reasonable expenses incurred in the performance of his duties.

(b) A custodian may act without compensation for his services.

(c) Unless he is a donor, a custodian may receive from the custodial property reasonable compensation for his services as established by direction of the donor when the gift is made, or failing such direction, in accordance with the general rule of the court applicable in such cases, or in the absence of such rule, as determined by the court in accordance with the rule of the Court of Chancery of the State of Delaware governing trustees' commissions.

(d) Except as otherwise provided in this act, a custodian shall not be required to give a bond for the performance of his duties.

(e) A custodian not compensated for his services is not liable for losses to the custodial property unless they result from his bad faith, intentional wrongdoing or gross negligence or from his failure to maintain the standard of prudence in investing the custodial property provided in this act.

§ 4506. Exemption of third persons from liability

No issuer, transfer agent, bank, broker or other person acting on the instructions of or otherwise dealing with any person purporting to act as a donor or in the capacity of a custodian is responsible for determining whether the person designated by the purported donor or purporting to act as a custodian has been duly designated or whether any purchase, sale or transfer to or by or any other act of any person purporting to act in the capacity of custodian is in accordance with or authorized by this act, or is obliged to inquire into the validity or propriety under this act of any instrument or instructions executed or given by a person purporting to act as a donor or in the capacity of a custodian, or is bound to see to the application by any person purporting to act in the capacity of a custodian of any money or other property paid or delivered to him.

§ 4507. Resignation, death or removal of custodian; bond; appointment of successor custodian

(a) Only an adult member of the minor's family, a guardian of the minor or a trust company is eligible to become successor

custodian. A successor custodian has all the right, powers, duties and immunities of a custodian designated in a manner prescribed by this act.

(b) A custodian, other than the donor, may resign and designate his successor by:

(1) executing an instrument of resignation designating the successor custodian; and

(2) causing each security which is custodial property and in registered form to be registered in the name of the successor custodian followed, in substance, by the words: "as custodian for.....under the
name of minor
Delaware Uniform Gifts to Minors Act"; and

(3) delivering to the successor custodian the instrument of resignation, each security registered in the name of the successor custodian and all other custodial property, together with any additional instruments required for the transfer thereof.

(c) A custodian, whether or not a donor, may petition the Court for permission to resign and for the designation of a successor custodian.

(d) If the person designated as custodian is not eligible, renounces or dies before the minor attains the age of twenty-one years, the guardian of the minor shall be successor custodian. If the minor has no guardian, a donor, his legal representative, the legal representative of the custodian, an adult member of the minor's family, or the minor, if he has attained the age of fourteen years, may petition the court for the designation of a successor custodian.

(e) A donor, the legal representative of a donor, an adult member of the minor's family, a guardian of the minor or the minor, if he has attained the age of fourteen years, may petition the court that, for cause shown in the petition, the custodian be removed and a successor custodian be designated or, in the alternative, that the custodian be required to give bond for the performance of his duties.

(c) Unless he is a donor, a custodian may receive from the custodial property reasonable compensation for his services as established by direction of the donor when the gift is made, or failing such direction, in accordance with the general rule of the court applicable in such cases, or in the absence of such rule, as determined by the court in accordance with the rule of the Court of Chancery of the State of Delaware governing trustees' commissions.

(d) Except as otherwise provided in this act, a custodian shall not be required to give a bond for the performance of his duties.

(e) A custodian not compensated for his services is not liable for losses to the custodial property unless they result from his bad faith, intentional wrongdoing or gross negligence or from his failure to maintain the standard of prudence in investing the custodial property provided in this act.

§ 4506. Exemption of third persons from liability

No issuer, transfer agent, bank, broker or other person acting on the instructions of or otherwise dealing with any person purporting to act as a donor or in the capacity of a custodian is responsible for determining whether the person designated by the purported donor or purporting to act as a custodian has been duly designated or whether any purchase, sale or transfer to or by or any other act of any person purporting to act in the capacity of custodian is in accordance with or authorized by this act, or is obliged to inquire into the validity or propriety under this act of any instrument or instructions executed or given by a person purporting to act as a donor or in the capacity of a custodian, or is bound to see to the application by any person purporting to act in the capacity of a custodian of any money or other property paid or delivered to him.

§ 4507. Resignation, death or removal of custodian; bond; appointment of successor custodian

(a) Only an adult member of the minor's family, a guardian of the minor or a trust company is eligible to become successor

custodian. A successor custodian has all the right, powers, duties and immunities of a custodian designated in a manner prescribed by this act.

(b) A custodian, other than the donor, may resign and designate his successor by:

(1) executing an instrument of resignation designating the successor custodian; and

(2) causing each security which is custodial property and in registered form to be registered in the name of the successor custodian followed, in substance, by the words: "as custodian for.....under the

name of minor

Delaware Uniform Gifts to Minors Act"; and

(3) delivering to the successor custodian the instrument of resignation, each security registered in the name of the successor custodian and all other custodial property, together with any additional instruments required for the transfer thereof.

(c) A custodian, whether or not a donor, may petition the Court for permission to resign and for the designation of a successor custodian.

(d) If the person designated as custodian is not eligible, renounces or dies before the minor attains the age of twenty-one years, the guardian of the minor shall be successor custodian. If the minor has no guardian, a donor, his legal representative, the legal representative of the custodian, an adult member of the minor's family, or the minor, if he has attained the age of fourteen years, may petition the court for the designation of a successor custodian.

(e) A donor, the legal representative of a donor, an adult member of the minor's family, a guardian of the minor or the minor, if he has attained the age of fourteen years, may petition the court that, for cause shown in the petition, the custodian be removed and a successor custodian be designated or, in the alternative, that the custodian be required to give bond for the performance of his duties.

(f) Upon the filing of a petition as provided in this Section, the court shall grant an order, directed to the persons and returnable on such notice as the court may require, to show cause why the relief prayed for in the petition should not be granted and, in due course, grant such relief as the court finds to be in the best interests of the minor.

§ 4508. Accounting by custodian

(a) The minor, if he has attained the age of fourteen years, or the legal representative of the minor, an adult member of the minor's family, or a donor or his legal representative may petition the court for an accounting by the custodian or his legal representative.

(b) The court, in a proceeding under this act or otherwise, may require or permit the custodian or his legal representative to account and, if the custodian is removed, shall so require and order delivery of all custodial property to the successor custodian and the execution of all instruments required for the transfer thereof.

§ 4509. Construction

(a) This act shall be so construed as to effectuate its general purpose to make uniform the law of those states which enact it.

(b) This act shall not be construed as providing an exclusive method for making gifts to minors.

§ 4510. Short title

This act may be cited as the "Delaware Uniform Gifts to Minors Act".

Section 2. Severability

If any provision of this act or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Approved June 19, 1957.

CHAPTER 171

APPROPRIATION

STATE HIGHWAY DEPARTMENT

AN ACT TO APPROPRIATE \$23,500 TO THE STATE HIGHWAY DEPARTMENT TO BE USED FOR THE PURPOSE OF DREDGING OUT THE "OLD INLET" OF THE BROADKILN RIVER.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Highway Department, \$23,500 to be used for the purpose of dredging out the "Old Inlet" of the Broadkiln River in Sussex County.

Section 2. In the event that all or part of the above sum remains unexpended on June 30, 1959, it shall revert to the General Fund of the State of Delaware.

Section 3. This is a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 172

APPROPRIATION

MILTON CONSOLIDATED SCHOOL

**AN ACT TO APPROPRIATE CERTAIN FUNDS TO THE
MILTON CONSOLIDATED SCHOOL FOR THE PURPOSE
OF FILLING, GRADING AND SEEDING 2½ ACRES
AROUND THE SCHOOL PROPERTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the Board of School Trustees of the Milton Consolidated School the sum of \$18,000 to enable the trustees to have filled, graded and seeded 2½ acres around the Milton Consolidated School.

Section 2. This is a Supplementary Appropriation Act and the funds hereby appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 173

APPROPRIATION

GAME AND FISH COMMISSIONERS

**AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF
GAME AND FISH COMMISSIONERS FOR THE FISCAL
YEAR ENDING JUNE 30, 1957:**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$12,100 is hereby appropriated to the Board of Game and Fish Commissioners to meet the expenses of the Board until June 30, 1957.

Section 2. This Act is a supplemental appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 174

KENT COUNTY VOLUNTEER FIREMEN'S ASSOCIATION

AN ACT AUTHORIZING THE LEVY COURT OF KENT COUNTY TO APPROPRIATE CERTAIN SUMS TO THE KENT COUNTY VOLUNTEER FIREMEN'S ASSOCIATION FOR THE MAINTENANCE OF RADIO EQUIPMENT USED IN CONNECTION WITH VOLUNTEER FIRE FIGHTING APPARATUS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Levy Court of Kent County is authorized to appropriate the sum of Five Hundred Dollars (\$500.00) for the fiscal year beginning July 1, 1957, and a similar sum for the fiscal year beginning July 1, 1958, to the Kent County Volunteer Firemen's Association for the maintenance of radio equipment used in connection with volunteer fire fighting apparatus throughout the county.

Approved June 19, 1957.

CHAPTER 175

NEW CASTLE COUNTY EMPLOYEES PENSIONS

AN ACT TO AMEND CHAPTER 17, TITLE 9, DELAWARE CODE, RELATING TO EMPLOYEES PENSIONS IN NEW CASTLE COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1704 (a), Title 9, Delaware Code, is amended by striking out the figures "25" as they appear therein and substituting the figures "20".

Section 2. § 1705 (b), Title 9, Delaware Code, is amended by striking out the figures "25" as they appear therein and substituting the figures "20".

Section 3. § 1705, Title 9, Delaware Code, is amended by adding a new subsection as follows:

(d) Monthly retiring base salary means the salary for covered employment paid to the employee for those 60 months of covered employment which are most nearly consecutive and during which the employee received the highest salary or wage divided by 60. For the purpose of this section, a vacation allowed an employee shall be regarded as time spent in covered employment.

Approved June 19, 1957.

CHAPTER 176

APPROPRIATION

STATE TAX DEPARTMENT

AN ACT TO APPROPRIATE MONEY TO THE STATE TAX DEPARTMENT.

WHEREAS, it has been brought to the attention of the Members of the General Assembly that the State Tax Department is handicapped by a lack of personnel, and

WHEREAS, the General Assembly is interested in causing the State Tax Department to expedite refunds to taxpayers, and causing it to perform certain other functions; NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That the sum of Thirty Thousand Dollars (\$30,000.00) is hereby appropriated to the State Tax Department which is to be used for the employment of additional personnel so as to expedite the refunds to taxpayers and for the purpose of performing certain other necessary functions.

Section 2. This is a supplementary appropriation and the money appropriated shall be paid out of the General Fund of the State of Delaware by the State Treasurer.

Approved June 19, 1957.

CHAPTER 177

APPROPRIATION

UNIVERSITY OF DELAWARE

AN ACT APPROPRIATING MONEY TO THE UNIVERSITY OF DELAWARE FOR CAPITAL IMPROVEMENTS ON THE UNIVERSITY CAMPUS, AND AT THE UNIVERSITY'S AGRICULTURAL EXPERIMENTAL SUBSTATION IN SUSSEX COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the University of Delaware the sum of \$800,000 to be expended by the Board of Trustees of the University of Delaware for capital improvements to include constructing and equipping a dormitory building and the completion of the Carpenter Fieldhouse together with incidental landscaping, walks, drives and utility installations on or near the University campus located at Newark, Delaware and improving facilities at the University's Agricultural Experimental Substation located in Sussex County.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved June 19, 1957.

CHAPTER 178

APPROPRIATION

SUPREME COURT OF DELAWARE

**AN ACT APPROPRIATING FUNDS TO THE SUPREME
COURT OF THE STATE OF DELAWARE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the Supreme Court of the State of Delaware the sum of One Thousand Two Hundred Dollars (\$1,200.00) for the fiscal year beginning July 1, 1957, and the sum of Two Thousand Four Hundred Dollars (\$2,400.00) for the fiscal year beginning July 1, 1958 for the purpose of supplementing the salaries and wages of the courts' employees.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 179

GUARDIAN AND WARD

**AN ACT TO AMEND CHAPTER 39, TITLE 12, DELAWARE
CODE RELATING TO GUARDIAN AND WARD.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 3914, Title 12, Delaware Code is amended to read as follows:

(a) Whenever any person not mentally ill, a resident in this State, by reason of advanced age or mental infirmity or physical incapacity is unable properly to manage and care for his property, and in consequence thereof is in danger of dissipating or losing such property, or of becoming the victim of designing persons, such person, his mother, father, brother, sister, husband, wife, child, next of kin, creditor, debtor, any public agency or, in the absence of such person, or persons, or public agency, or their refusal or inability to act, any other person, may file in the Court of Chancery of the county in which such aged, mentally infirm or physically incapacitated person resides, his petition, under oath, setting forth the facts, praying the Court to adjudge that such person is unable properly to manage and care for his property, and requesting the appointment of a guardian of the property of such person.

(b) Upon the filing of such petition, the Court shall enter an order fixing a time and place for a hearing thereon. The Court shall by rule provide for a reasonable notice requirement to the person for whose property a guardian is sought and to such others, if any, as the Court may deem desirable, provided that such notice shall be waived if the petitioner is the party for whom a guardian is sought.

(c) If the Court, after such hearing, is satisfied that the requirements of paragraphs (a) and (b) have been met, it shall appoint a guardian of such person's property.

(d) In all matters relating to the appointment, qualification, duties, powers, liability to account, and distribution of property at the recovery or death of the ward, such guardian shall be governed by all of the applicable provisions of law and rules of Court relating to the management of the estates of mentally ill persons.

(e) If it appears that the guardianship is no longer necessary, the guardian shall be removed by the Court of Chancery upon application of the aged, mentally infirm or physically incapacitated person, or upon the application of any other party deemed by the Court to have a sufficient interest in presenting such a petition.

(f) From the time of the Court's decree appointing a guardian, such person whose property is under guardianship shall be under disability to contract with regard to the property forming the subject matter of the guardianship during the pendency thereof.

(g) On the approval of this Act, Guardians appointed by the Orphans' Court under the provisions of 48 Del. Laws, Ch. 365, Sec. 1, or 12 Del. C. Sec. 3914 shall thereafter function under this Act. As of such approval date, each Clerk of the Orphans' Court shall turn over to the Register in Chancery of his County, and each such Register in Chancery shall receive, the books and records of the Guardianships then existing under the provisions of 48 Del. Laws, Ch. 365, or 12 Del. C. Sec. 3914.

(h) In all cases where a public agency is the petitioner and where, in the opinion of the Court of Chancery, the resources and estate of the person for whose property a guardian is sought are insufficient to warrant the payment of costs and fees, the Court of Chancery may by order provide that the guardian so appointed need not give bond either with or without surety as otherwise required by law, and may further provide that in such cases all costs and fees shall be waived.

(i) The Court of Chancery may adopt appropriate rules to effectuate the provisions of this section.

Section 2. § 3915, Title 12, Delaware Code is repealed.

Approved June 19, 1957.

CHAPTER 180

CONTINGENCY APPROPRIATIONS

AN ACT MAKING APPROPRIATIONS FOR CERTAIN CONTINGENCIES, FOR THE RESPECTIVE YEARS OF THE BIENNIUM JULY 1, 1957 TO JUNE 30, 1959, AND PRESCRIBING LIMITATIONS UPON USE THEREOF AND THE POWERS AND DUTIES OF BUDGET COMMISSION IN RELATION THERETO.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$534,400.00 for the fiscal year ending June 30, 1958 and the additional sum of \$535,800.00 for the fiscal year ending June 30, 1959 are appropriated subject to the other terms of this Act to the agencies named in this Act or to any agency as defined in section 6301, Title 29, Delaware Code. The amounts hereinafter listed shall be for each fiscal year of the biennium ending June 30, 1959 unless otherwise specified, and the term "year" as used herein shall mean the fiscal year.

Section 2. Such sums shall be disbursed pursuant to provisions of law, after approval by the Budget Commission for authorized expenses.

Section 3. Proof, satisfactory to said Commission shall be submitted, and such proof shall include any evidence and testimony the Commission may require and a statement setting forth all facts in support of a claim and supported by, in the case of a Board, Commission or Department, a certified copy of the minutes authorizing the claim and approving the facts set forth in support of the claim. A contingency may be determined to exist only with the consent of the Governor and a majority of the members of the Budget Commission.

Section 4. A contingency shall exist only when an expenditure, not otherwise authorized by the General Appropriation Act or any Supplementary Appropriation Act and for which funds have not otherwise been provided in the budget of any

agency, has become necessary for causes beyond the control of the agency, or necessary to the general welfare, and only within the following designations:

110-2600 To replace any building or structure and/or equipment which may have been destroyed by fire, storm or disaster, the replacement value of which is not fully covered by insurance, but in no case to exceed the difference between such replacement value and such insurance received as a result of such fire; to provide for repairs to buildings or equipment of an extraordinary nature; to repair or replace any boiler which shall have been damaged, destroyed or condemned, but in an amount not to exceed the actual cost of such repair or replacement, any department or agency of this State, may be authorized to expend amounts not to exceed \$50,000 each year.

110-2601 To provide funds to match money received from the United States Government for direct payments to doctors and for medical supplies and care for blind aid recipients, the Delaware Commission for the Blind may expend amounts not to exceed \$8,500 in the fiscal year ending June 30, 1958 and amounts not to exceed \$9,000 in the fiscal year ending June 30, 1959.

110-2602 To provide for the payment of lost and/or outdated checks, the State Treasurer may expend for the redemption thereof amounts not to exceed \$1,500 each year.

110-2603 Upon satisfactory proof of a contingency, not otherwise provided for, the Governor may be authorized to expend or transfer sums to any agency, provided however, that the total sums authorized for all agencies, pursuant to this Section does not exceed \$75,000 in each year.

110-2604 To provide for a deficiency in appropriations in any salary accounts, for all agencies, pursuant to this section, may expend amounts not to exceed \$30,000 each year.

110-2605 To provide for a deficiency in appropriations for accounting equipment, repairs, replacements or rental thereof, and personnel, the Auditor of Accounts may expend amounts not to exceed \$10,000 each year.

110-2606 To provide for the State share for Direct Care under the Child Welfare Service and grants for Aid to Dependent Children, Aid to Disabled and Old Age Assistance over and above those provided in the General Appropriation Act, the Department of Public Welfare may expend amounts not to exceed \$250,000 each year.

110-2607 To provide funds for special audits and other operational expenses the Budget Commission may expend amounts not to exceed \$10,000 each year.

110-2608 To provide for the payment of expenses of hearings, surveys, unusual investigations and transcripts only, over and above those provided for in the General Appropriation Act, the Public Service Commission may expend amounts not to exceed \$10,000 each year, provided, however, no part of these amounts shall be used for salaries and wages.

110-2609 To provide funds for salaries and wages, the Governor may expend amounts not to exceed \$6,000 each year.

110-2610 To provide funds for emergency conditions involving unusual investigations and operational activities, the Attorney General may expend amounts not to exceed \$10,000 each year.

110-2611 To provide funds for the State Board of Education for the following activities when funds appropriated therefor in the General Appropriation Act are insufficient, the following amounts may be expended:

	Fiscal Year Ending June 30	
	1958	1959
Legal Expenses	\$10,000.00	\$10,000.00
Indian Students	5,400.00	6,300.00
Transportation	45,000.00	45,000.00
Total	\$60,400.00	\$61,300.00

110-2612 To provide for deficiency in appropriations for tabulating equipment, repairs, replacements or rental thereof, and personnel, the State Election Commissioner may expend amounts not to exceed \$10,000 each year.

110-2613 To provide for deficiency in appropriations for equipment, replacements and salaries, the State Alcoholic Beverage Control Board may expend amounts not to exceed \$3,000 in each year.

Section 5. The Auditor of Accounts shall keep actual, separate and detailed accounts of the expenditures made pursuant to this Act. The Budget Commission shall submit to the next General Assembly a full and detailed statement of the nature of the contingencies for which transfers are authorized, the cause thereof, and a copy of the account maintained therefor by the Auditor of Accounts.

Section 6. The Governor, Secretary of State, and State Treasurer shall constitute a commission to negotiate and arrange for the sale or disposition of any notes or certificates of indebtedness to provide for the payment of any appropriations herein contained in the same manner and form as is provided in the General Appropriation Act.

Section 7. The State Board of Education and the Boards of the various School Districts may arrange their employment practices and expenditures on the assumption that all funds to which they are entitled under Chapter 17, Title 14, Delaware Code, will be made available to them prior to the close of the fiscal year and by the time such funds are needed even though contingency funds have not been specifically appropriated for those Districts which will have an increased enrollment. The provisions of Section 6519, Title 29, Delaware Code, shall not apply to expenditures authorized by this Section.

Section 8. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund.

Approved June 19, 1957.

CHAPTER 181

COURT OF CHANCERY IN CASE OF MENTALLY
ILL PERSONS**AN ACT TO AMEND CHAPTER 37, TITLE 12, DELAWARE
CODE BY EMPOWERING THE COURT OF CHANCERY
TO AUTHORIZE CHARITABLE CONTRIBUTIONS UN-
DER CERTAIN CIRCUMSTANCES BY TRUSTEES FOR
MENTALLY ILL PERSONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 37, Title 12, Delaware Code is amend-
ed by adding a new section thereto to read as follows:

**§ 3710. Court of Chancery empowered to authorize charitable
contributions under certain circumstances**

(a) The Court of Chancery is empowered to authorize trustees for mentally ill persons to make specific contributions from income from the estate of such person to a corporation, trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable, scientific, literary or educational purposes or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation; provided, however, that such specific contribution is deductible under the Internal Revenue Code of the United States. However, no contribution shall be authorized except after a hearing on reasonable notice to those who would be the next of kin upon the death of the mentally ill person and to other interested persons, if any, and unless the Court is reasonably satisfied as to the following:

(1) That the amount of such contribution will not, reasonably viewed, be needed for the present or future support of the mentally ill person, and for others who are or might become entitled to any of such income, and

(2) That the making of the contributions will not imperil the preservation of the corpus or principal of the estate of the mentally ill person, and

(3) That the making of the contribution will not be contrary to the religious beliefs of the mentally ill person, and

(4) That in the light of the background, station in life, and disposition of the mentally ill person such a contribution appears reasonable and appropriate and one that he might have been expected to make; provided, however, that the absence or unavailability of such evidence will not defeat the application if the Court is otherwise satisfied.

(b) No authorization hereunder for a contribution shall be effective beyond one year from the date of the order, and the aggregate of contributions authorized to be made within one year shall not exceed ten per cent of the gross income of the mentally ill person for the preceding calendar year.

(c) This Act shall not be construed to abridge the existing powers of the Court over the estates of mentally ill persons.

(d) The Court of Chancery may adopt rules to carry out the power granted by this statute.

Approved June 19, 1957.

CHAPTER 182

APPROPRIATION

SOIL CONSERVATION COMMISSION

AN ACT APPROPRIATING MONEY TO THE STATE SOIL CONSERVATION COMMISSION FOR THE DRAINAGE OF TAX DITCHES IN SUSSEX COUNTY.

WHEREAS, there exists a necessity to clean out and drain certain tax ditches in Sussex County, State of Delaware; AND

WHEREAS, land owners, adjacent to and near said tax ditches, have agreed to contribute funds for the said purposes; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Soil Conservation Commission the sum of Twenty-two Thousand Five Hundred Dollars (\$22,500.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, installing culverts and related structures, straightening, cleaning out and draining the tax ditches of Sussex County.

Section 2. For the purposes of this Act, the Levy Court of Sussex County shall appropriate to the State Soil Conservation Commission the further sum of Twenty-two Thousand Five Hundred Dollars (\$22,500.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, installing culverts and related structures, straightening, cleaning out and draining the tax ditches of Sussex County.

Section 3. The money hereby appropriated shall be paid to the State Soil Conservation Commission by the State Treasurer and the Levy Court of Sussex County from time to time

upon certification to the State Treasurer and the Levy Court of Sussex County by the Board of Soil District Supervisors of the Soil Conservation District of Sussex county that it has collected or received, from farmers and others benefiting from such clearing banks, removing obstructions, installing culverts and related structures, straightening, cleaning out and draining of said tax ditches, a specified sum of money to be used on said project. The State Treasurer, and the Levy Court of Sussex County, shall each make payment to said State Soil Conservation Commission, the sum of Fifty Cents (\$0.50) for every Dollars (\$1.00) or more so certified to the State Treasurer and the Levy Court of Sussex County by the Board of Soil District Supervisors of the Soil Conservation District of Sussex County, as having been by it collected or received from farmers and others benefiting from such clearing banks, removing obstructions, installing culverts and related structures, straightening, cleaning out or draining of said tax ditches in Sussex County.

Section 4. The sums of money from time to time paid to the State Soil Conservation Commission shall be transferred by said Commission to the Board of Soil District Supervisors of the Soil Conservation District of Sussex County, and shall be used by said Board on such tax ditches for which contributions from farmers and others benefiting from such cleaning out and draining have been collected or received as shall be determined by the said Board of Soil District Supervisors.

Section 5. This Act shall be known as a supplementary appropriation act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 19, 1957.

CHAPTER 183

USE OF TAX REVENUES FOR SCHOOLS

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" IN RESPECT TO USE OF TAX REVENUES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 15, Title 14, Delaware Code, is amended by adding the following new section thereto:

§ 1508. Limitation on use of tax revenues

No tax revenues of the State, or of any political subdivision thereof, or of any School District, shall be used for the free public education of pupils living in the State on real property exempt from taxes levied on real property. The limitations of this section shall not apply to pupils living on real property owned by the State of Delaware or any of its political subdivisions, or by the Federal Government where such real property is used for non-military housing, or where such real estate is exempt from such taxes on account of the use of such property for charitable, educational or religious purposes.

Approved June 20, 1957.

CHAPTER 184

APPROPRIATION

FIRE COMPANIES FOR AMBULANCE MAINTENANCE

AN ACT APPROPRIATING MONEY TO CERTAIN FIRE COMPANIES IN THE STATE OF DELAWARE WHICH MAINTAIN AND OPERATE AN AMBULANCE.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House thereof concurring therein):

Section 1. That to each and every fire company in the State of Delaware, outside the limits of the City of Wilmington, which does on the first day of June, 1957, maintain and operate and does continue to maintain and operate an ambulance for the purpose of public service, there is appropriated the sum of Seven Hundred Fifty Dollars (\$750.00) annually for each of the fiscal years beginning July 1, 1957, and beginning July 1, 1958, to be used for the maintenance and operation of said ambulance in the public service.

The said sum of Seven Hundred Fifty Dollars (\$750.00) shall be paid by the State Treasurer to each of the said fire companies maintaining and operating an ambulance in the public service within three months after the beginning of each of said fiscal years; and a certificate of the Secretary of Delaware Volunteer Firemen's Association to the effect that a fire company did on the first day of June, 1957, and does continue to maintain and operate an ambulance in the public service shall be sufficient authority for the payment of said sum of Seven Hundred Fifty Dollars (\$750.00) by the State Treasurer to said fire company.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 185

FEES OF NEW CASTLE COUNTY RECORDER

AN ACT TO AMEND CHAPTER 96, TITLE 9, DELAWARE CODE, ENTITLED "RECORDERS" IN REGARD TO THE FEES OF THE RECORDER IN NEW CASTLE COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 9617, Title 9, Delaware Code, is amended to read as follows:

§ 9617. Fees in New Castle County

The fees of the Recorder in New Castle County, for the services specified, shall be as follows—

For recording, comparing, and certifying an official obligation \$2.00

For recording, comparing, and indexing a private Act of Assembly, deed, mortgage, release, assignment, contract of marriage, certificate of incorporation and certificate of amendment of incorporation or other paper proper to be recorded, \$1.75 for each page.

For certified copy, office copy, or exemplified copy of any record, if copies are furnished to the Recorder, \$.50 a page or fractional part of a page; if copies are not furnished, \$3.00 a page or fractional part of a page.

For noting a satisfaction or mortgage 1.00

For certificate under hand of the date of receiving mortgage for record25

For furnishing list of mortgages under hand and seal of office to sheriff 1.00

Conveyance and lien searches, time consumed in making same, \$1.50 for first hour and \$1.00 additional for each additional hour.

For filing certificates of Prothonotary and noting on the margin return on writ of levavi facias25

For filing, abstracting, and indexing a conditional sales agreement 2.00

For noting on margin of record of mortgage names of parties, number of writ and term in scire facias proceedings upon certificate of Prothonotary. .25

For preparing and furnishing abstract of mortgage in scire facias proceedings, \$1.50 per page or fractional part of a page.

Registering deeds in Registry Bureau of the City of Wilmington and in the Board of Assessment of New Castle County, \$1.00 for each property description.

For nothing on margin of record of mortgage name or names of assignees in assignment of mortgage, \$1.00 for each notation.

For recording, comparing, and certifying a certificate of extension, restoration, renewal, or revival of the charter of a corporation or a certificate of change of location of the principal offices or change of resident agent or transfer of the location of any office of the agent of any corporation in any city or town of this State to another location in the same city or town or from any city or town in this State to any other town or city in this State \$1.75

For noting revocation of charter on margin of corporation charter, \$1.00 for each notation.

For recording, comparing, and indexing a chattel mortgage 3.00

For recording and indexing a development plot. 5.00

For satisfying a mortgage of record under a power of attorney from a mortgagee to the recorder or any employee in the Recorder's office 5.00

Approved June 28, 1957.

CHAPTER 186

APPROPRIATION

CONSTRUCTION OF ARMORY IN NEW CASTLE COUNTY

**AN ACT APPROPRIATING CERTAIN MONIES TO THE
ADJUTANT GENERAL'S DEPARTMENT DELAWARE
NATIONAL GUARD, FOR THE PURPOSE OF CON-
STRUCTING AN ARMORY.**

WHEREAS, there is a need for a National Guard Armory in New Castle Hundred in New Castle County; and

WHEREAS, the United States Government contributes 75% of the cost of constructing armories that are constructed by State National Guards, provided that the states contribute 25% of the cost of such construction; and

WHEREAS, under the policy of the United States Government making such grants to states, it is required by the Federal Government that the states first make available by proper appropriation the state's share of the cost of constructing armories, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That there is appropriated to the Adjutant General's Department, Delaware National Guard, the sum of One Hundred Seventy-Five Thousand Dollars (\$175,000.00) for the fiscal year ending June 30, 1958 for the purpose of constructing an armory in New Castle Hundred, in New Castle County.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the monies hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 187

APPROPRIATION

SUSSEX MEMORIAL POST FOR AMBULANCE MAINTENANCE

AN ACT APPROPRIATING MONEY TO SUSSEX MEMORIAL POST NO. 7422, V. F. W. AT MILLSBORO, WITH WHICH TO OPERATE AND MAINTAIN AN AMBULANCE.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each House thereof concurring therein):

Section 1. There is appropriated unto the Sussex Memorial Post No. 7422, V. F. W. at Millsboro, the sum of Seven Hundred Fifty Dollars (\$750.00) annually for each of the fiscal years beginning July 1, 1957, and beginning July 1, 1958, to be used for the operation and maintenance of its ambulance in the public service.

Section 2. Said sum of Seven Hundred Fifty Dollars (\$750.00) annually, shall be paid by the State Treasurer to said Sussex Memorial Post No. 7422, V. F. W. at Millsboro; and a certificate of the Secretary of said Sussex Memorial Post No. 7422, V. F. W. at Millsboro, to the effect that said Post does operate and maintain an ambulance in the public service shall be sufficient authority for the payment of said sum of Seven Hundred Fifty Dollars (\$750.00) by the State Treasurer to said Post.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 188

APPROPRIATION

FOR PARTICIPATION UNDER SOUTHERN REGIONAL
EDUCATION COMPACT**AN ACT APPROPRIATING FUNDS FOR DELAWARE PAR-
TICIPATION UNDER THE SOUTHERN REGIONAL
EDUCATION COMPACT.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$28,000 for the fiscal year ending June 30, 1958 and an additional \$28,000 for the fiscal year ending June 30, 1959 is appropriated for Delaware's participation under the Southern Regional Education Compact, which was adopted for Delaware by the 118th General Assembly. The funds shall be made available for such participation upon presentation of vouchers signed by the Governor.

Section 2. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 189

FEDERAL PRISONERS IN STATE CORRECTIONAL
INSTITUTIONS

**AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE
CODE, ENTITLED "PRISONS AND PRISONERS" IN
RESPECT TO PAYMENTS RECEIVED FOR KEEPING
FEDERAL PRISONERS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 6513, Title 11, Delaware Code, is amended to
read as follows:

§ 6513. Federal prisoners

The Board may agree with the United States authorities
for payment to the Board of such sums as shall be fixed by the
Board for the maintenance and support of prisoners committed
to the Board under authority of the United States. Such funds
shall be deposited in the General Fund.

Approved June 28, 1957.

CHAPTER 190

FORFEITURE OF GRANTED TIME IN CORRECTIONAL
INSTITUTIONS**AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE
CODE, ENTITLED "PRISONS AND PRISONERS" IN
RESPECT TO FORFEITURE OF GRANTED TIME.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 6567, Title 11, Delaware Code, is amended to
read as follows:

§ 6567. Forfeiture of granted time; restoration

For every violation of the rules and discipline, or for want
to diligence and fidelity in the performance of work, the Warden
or Superintendent may, with the approval of the Director, deduct
a portion or all of a prisoner's previously allowed time, but the
Director may subsequently restore any such deductions if the
conduct of the prisoner so warrants.

Approved June 28, 1957.

CHAPTER 191

APPROPRIATION

DRAINAGE OF TAX DITCHES IN KENT COUNTY

**AN ACT APPROPRIATING CERTAIN MONEY TO THE
STATE SOIL CONSERVATION COMMISSION FOR THE
DRAINAGE OF TAX DITCHES IN KENT COUNTY.**

WHEREAS, there exists a necessity to clean out and drain certain tax ditches in Kent County, State of Delaware; AND

WHEREAS, land owners, adjacent to and near said tax ditches, have agreed to contribute funds for said purpose; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to the State Soil Conservation Commission the sum of Ten Thousand Dollars (\$10,000.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, straightening, cleaning out and draining the tax ditches of Kent County.

Section 2. For the purposes of this Act, the Levy Court of Kent County shall appropriate to the State Soil Conservation Commission the further sum of Ten Thousand Dollars (\$10,000.00) for each of the fiscal years beginning July 1, 1957 and ending June 30, 1958, and beginning July 1, 1958 and ending June 30, 1959, to be used for the purpose of contributing to the costs of clearing banks, removing obstructions, straightening, cleaning out and draining the tax ditches of Kent County.

Section 3. The money hereby appropriated shall be paid to the State Soil Conservation Commission by the State Treasurer and the Levy Court of Kent County from time to time upon certification to the State Treasurer and the Levy Court of Kent County by the Board of Soil District Supervisors of the Soil

Conservation District of Kent County that it has collected or received, from farmers and others benefiting from such clearing banks, removing obstructions, straightening, cleaning out and draining of said tax ditches, a specified sum of money to be used on said project. The State Treasurer, and the Levy Court of Kent County, shall each make payment to said State Soil Conservation Commission on the basis of Fifty Cents (\$0.50) for every Dollar (\$1.00) or more so certified to the State Treasurer and the Levy Court of Kent County by the Board of Soil District Supervisors of the Soil Conservation District of Kent County, as having been by it collected or received from farmers and others benefiting from such clearing banks, removing obstructions, setraightening, cleaning out or draining of said tax ditches in Kent County.

Section 4. The sums of money from time to time paid to the State Soil Conservation Commission shall be transferred by said Commission to the Board of Soil District Supervisors of the Soil Conservation District of Kent County, and shall be used by said Board on such tax ditches for which contributions from farmers and others benefiting from such cleaning out and draining have been collected or received as shall be determined by the said Board of Soil District Supervisors.

Section 5. This Act shall be known as a supplementary appropriation act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 192

**TAX REFUND FROM DOVER SPECIAL SCHOOL DISTRICT
AN ACT TO AUTHORIZE THE DOVER SPECIAL SCHOOL
DISTRICT TO MAKE CERTAIN TAX REFUNDS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Dover Special School District is hereby authorized to refund to John E. Disch and/or Mary R. Disch, his wife, sums not to exceed \$108.80 for school taxes for the years 1952 through 1954 which taxes were erroneously collected in respect to property not located within the Dover Special School District.

Approved June 28, 1957.

CHAPTER 193

SUSSEX COUNTY COURT OF COMMON PLEAS

**AN ACT TO AMEND CHAPTER 16, TITLE 10, DELAWARE
CODE RELATING TO THE COURT OF COMMON PLEAS
FOR SUSSEX COUNTY.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1602 (c), Title 10, Delaware Code is amended to read as follows:

(c) The Judge of the Court of Common Pleas for Sussex County shall receive for his salary or compensation the sum of \$12,500 per year, payable monthly by the State Treasurer out of the General Fund of the State.

Section 2. The amount of \$2,500 is hereby appropriated for each of the fiscal years beginning July 1, 1957 and July 1, 1958.

Section 3. The salary increase prescribed herein shall be effective July 1, 1957.

Section 4. This is a supplementary appropriation and the money appropriated shall be paid out of the General Fund of the State of Delaware by the State Treasurer.

Approved June 28, 1957.

(b) Whoever fails to carefully and properly keep the records required by subsection (a) of this section shall be fined \$25 for each trailer not reported but located on his land or in his trailer park.

§ 1935. Penalties

The owner of any house trailer subject to the tax imposed by this subchapter who fails to pay such tax shall be required to pay the tax due and shall be fined \$50 or imprisoned 5 days or both. For a second such offense he shall be fined \$100 or imprisoned 10 days or both.

Approved June 28, 1957.

CHAPTER 195

APPROPRIATION

AMERICAN LEGION

AN ACT MAKING APPROPRIATIONS TO THE AMERICAN LEGION, DEPARTMENT OF DELAWARE, FOR THE FURNISHING OF SERVICES TO VETERANS AND THEIR DEPENDENTS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members elected to each House concurring therein):

Section 1. The sum of Eight Thousand Dollars (\$8,000.00) is appropriated to the American Legion, Department of Delaware, Four Thousand Dollars (\$4,000.00) for each of the fiscal years beginning July 1, 1957 and July 1, 1958. These sums shall be paid to the duly elected finance officer of said organization within three (3) months after the beginning of each fiscal year, the warrants for such sums to be signed by the finance officer and approved by the Auditor of Accounts.

Section 2. The funds hereby appropriated shall be used to furnish services through a duly selected service officer to veterans of the armed forces of the United States. These services shall include the handling of claims as claims attorney and as a research specialist, any and all claims that any veteran or his dependents may have against the Federal Government of the United States as a result of service during a national emergency or in peace-time. The services shall further include services by said service officer as contact agent for all veterans for employment and/or rehabilitation; assistance in procurement of State burial allowances; the procurement and assignment of attorneys to assist deserving veterans in civil court cases and to act as an intermediary to procure assistance, financial or otherwise, from State or private welfare organizations.

Section 3. The American Legion, Department of Delaware, shall through its service officer present at the beginning of each biennial session of the General Assembly of the State of

Delaware, a report to the Governor of the State and to the presiding officers of both branches of the General Assembly concerning the accomplishments during the preceding biennium, and also a detailed statement as to the expenditure of the appropriations hereby made.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid out of the General Fund of the State of Delaware by the State Treasurer.

Approved June 28, 1957.

CHAPTER 196

APPROPRIATION

WOODS HAVEN SCHOOL FOR GIRLS

**AN ACT APPROPRIATING MONEY TO THE WOODS HAVEN
SCHOOL FOR GIRLS.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members of each Branch thereof concurring therein):

Section 1. There is appropriated to the Woods Haven School for Girls, the sum of \$91,620.00 for the fiscal year beginning July 1, 1957, and the sum of \$91,300.00 for the fiscal year beginning July 1, 1958, for the maintenance and training of girls committed thereto, and for salaries, wages and for operation.

Said sums shall be paid to the school from time to time upon vouchers signed by the proper school authorities. The sums hereby appropriated shall be used by the school for the purposes and in the amounts shown below:

	1957	1958
Salaries	\$42,820.00	\$43,500.00
Salaries Handicapped	14,700.00	15,100.00
Office Expense	1,455.00	1,455.00
Travel	1,800.00	1,800.00
Operations	23,675.00	23,675.00
Other Costs Handicapped	1,950.00	1,950.00
Repairs and Replacements	5,720.00	3,820.00
	<hr/>	<hr/>
	\$91,620.00	\$91,300.00

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 197

EDUCATION

AN ACT TO AMEND TITLE 14, DELAWARE CODE ENTITLED "EDUCATION" IN RESPECT TO STATE APPROPRIATIONS FOR PUBLIC EDUCATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1705, Title 14, Delaware Code is amended by inserting a new sentence between the second and third sentences of the section to read as follows:

These funds shall include salaries for as many teachers as the school district shall have certified teaching units.

Section 2. § 1710, Title 14, Delaware Code is amended by adding to that section a sentence as follows:

The Budget Commission shall use the number of pupil units as of the last day of September as certified by the State Board of Education in the preparation of the budget submitted by the Governor to the General Assembly as to the number of teachers and the number of units of "All Other Costs" and "Capital Outlay".

Approved June 28, 1957.

CHAPTER 198

ESTIMATES OF EXPENSES BY STATE AGENCIES

AN ACT TO AMEND TITLE 29, DELAWARE CODE ENTITLED "STATE GOVERNMENT" IN RESPECT TO ESTIMATES OF EXPENSES BY STATE AGENCIES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6502 (a), Title 29 of the Delaware Code is amended to read as follows:

§ 6502. (a) Biennial estimates of expenditures

(a) On or before the fifteenth day of September, biennially, in the year which next precedes the convening of the General Assembly, each agency, except public school districts whose budget request form shall be submitted on or before October 15, shall report to the Budget Commission on official blanks furnished for such purpose, an estimate in itemized form showing the amount needed for each fiscal year of the ensuing biennial period beginning with the first day of July next thereafter.

Approved June 28, 1957.

CHAPTER 197

EDUCATION

AN ACT TO AMEND TITLE 14, DELAWARE CODE ENTITLED "EDUCATION" IN RESPECT TO STATE APPROPRIATIONS FOR PUBLIC EDUCATION.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1705, Title 14, Delaware Code is amended by inserting a new sentence between the second and third sentences of the section to read as follows:

These funds shall include salaries for as many teachers as the school district shall have certified teaching units.

Section 2. § 1710, Title 14, Delaware Code is amended by adding to that section a sentence as follows:

The Budget Commission shall use the number of pupil units as of the last day of September as certified by the State Board of Education in the preparation of the budget submitted by the Governor to the General Assembly as to the number of teachers and the number of units of "All Other Costs" and "Capital Outlay".

Approved June 28, 1957.

CHAPTER 198

ESTIMATES OF EXPENSES BY STATE AGENCIES

AN ACT TO AMEND TITLE 29, DELAWARE CODE ENTITLED "STATE GOVERNMENT" IN RESPECT TO ESTIMATES OF EXPENSES BY STATE AGENCIES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6502 (a), Title 29 of the Delaware Code is amended to read as follows:

§ 6502. (a) Biennial estimates of expenditures

(a) On or before the fifteenth day of September, biennially, in the year which next precedes the convening of the General Assembly, each agency, except public school districts whose budget request form shall be submitted on or before October 15, shall report to the Budget Commission on official blanks furnished for such purpose, an estimate in itemized form showing the amount needed for each fiscal year of the ensuing biennial period beginning with the first day of July next thereafter.

Approved June 28, 1957.

CHAPTER 199

EDUCATION

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" IN RESPECT TO BUILDINGS AND GROUNDS SUPERVISORS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1311, Title 14 Delaware Code is amended by adding to that section new paragraphs as follows:

A school district with 95 or more building units, as defined in the rules and regulations of the State Board of Education, may assign one of its custodial force to serve as the Buildings and Grounds Supervisor. A person so assigned shall have served for at least five years as a school custodian and shall have successfully completed 240 clock hours of custodial training in building management, foreman training, personnel relations, oil burner operation, and housekeeping.

The salary paid for assignment as Buildings and Grounds Supervisor shall be \$4,400 for the first year in such assignment and shall be increased at the rate of \$200 per year until the salary paid is \$5,000 per year. Any salary due such Buildings and Grounds Supervisor because of his training as specified in this section for Chief Custodian, Custodian-Fireman, or Custodian shall be paid in addition to the salary fixed for Buildings and Grounds Supervisor.

Section 2. To carry out the provisions of this Act, there is appropriated to the State Board of Education the sum of \$24,000 for the fiscal year beginning July 1, 1957, and the sum of \$24,000 for the fiscal year beginning July 1, 1958.

Section 3. This Act is a Supplementary Appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 200

APPROPRIATION

SCHOLARSHIPS AT DELAWARE STATE COLLEGE

AN ACT TO AMEND SECTION 6510, TITLE 14, DELAWARE CODE RELATING TO SCHOLARSHIPS AT DELAWARE STATE COLLEGE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6510 (a), Title 14, Delaware Code is amended by striking out subsection (a) as it nows appears and inserting a new subsection (a) as follows:

(a) The General Assembly shall at each biennial session appropriate \$50,000 of which \$25,000 shall be paid annually, to the college for the purpose of establishing scholarships at the college.

Section 2. § 6510 (b), Delaware Code is amended by striking out the figure "30" as it appears therein and inserting in lieu thereof the figure "50".

Section 3. § 6510 (d), Title 14, Delaware Code is amended by striking out the figure "\$15,000" and inserting in lieu thereof the figure "\$25,000".

Section 4. The sum of \$10,000 for the fiscal year beginning July 1, 1957, and the sum of \$10,000 for the fiscal year beginning July 1, 1958, is hereby appropriated to the Delaware State College for scholarships.

Section 5. The funds hereby appropriated for the fiscal years beginning July 1, 1957, and July 1, 1958, shall be a Supplementary Appropriation and are to be paid out of the General Fund of the State Treasury from other funds not otherwise appropriated.

Approved June 28, 1957.

CHAPTER 201

APPROPRIATION

DELAWARE GEOLOGICAL COMMISSION

**AN ACT TO APPROPRIATE FUNDS TO THE DELAWARE
GEOLOGICAL COMMISSION FOR THE RIVER MASTER
PROGRAM AND SALINITY TESTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$15,000 for the fiscal year ending June 30, 1958 and a like sum of \$15,000 for the fiscal year ending June 30, 1959 is appropriated to the Delaware Geological Commission for the River Master Program and for salinity tests.

Section 2. This Act is a Supplementary Appropriation Act and all the money appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 202
APPROPRIATION

DELAWARE STATE HOSPITAL

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO STATE BOARD OF TRUSTEES OF DELAWARE
STATE HOSPITAL AT FARNHURST FOR THE PURPOSE
OF PAYING ITS SHARE OF A SEWAGE TREATMENT
PLANT.**

WHEREAS: by the terms of the treaty known as the Inco-
del Agreement Delaware is required to have all sewage dis-
charged into the Delaware River treated to certain standards
and

WHEREAS: The Governor Bacon Health Center and Dela-
ware City discharge untreated sewage to the Delaware River
and

WHEREAS: the residents of Delaware City have approved
the establishment of a sanitary District to provide Sewage Treat-
ment and

WHEREAS: an Engineering report has shown that sub-
stantial savings in cost can be made by treating sewage from
the Bacon Health Center and Delaware City in a joint treatment
plant and that the share of the Bacon Health Center in the cost
of the said plant will be \$40,000. NOW THEREFORE

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$40,000 is appropriated to the
State Board of Trustees of the Delaware State Hospital at
Farnhurst for the purpose of paying its share of the cost of a
sewage treatment plant and it is expressly provided that the
money appropriated shall not revert to the General Fund but
shall remain available until the proposed purpose is accom-
plished.

Section 2. This Act is a Supplementary Appropriation Act and all the money appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 203

APPROPRIATION

STATE BOARD OF EDUCATION

AN ACT APPROPRIATING FUNDS TO THE STATE BOARD OF EDUCATION FOR ALLOCATION TO SCHOOL DISTRICTS WHEN NEW UNITS ARE OPENED.

WHEREAS, the State Board of Education recommends that the amount for each new unit of pupils for "Capital Outlay" be \$500; NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Education the sum of \$74,400 for the fiscal year beginning July 1, 1957, and ending June 30, 1958, and the further sum of \$70,400 for the fiscal year beginning July 1, 1958 and ending June 30, 1959.

Section 2. The funds so appropriated or so much thereof as may be needed shall be allocated to the several school districts of the State and to the State Board of Education for the 1-2-3 teacher schools of the State Board Unit so that a total of \$500 shall be available for each new unit of pupils for "Capital Outlay".

Section 3. "New units" as used in this Act means those units over and above the greatest number of units for which the district has at any time received credit.

Section 4. All funds not allocated in accordance with the provisions of Section 2 of this Act shall revert to the General Fund at the end of each fiscal year.

Section 5. This Act shall be known as a Supplementary Appropriation Act and the money so appropriated shall be paid by the State Treasurer from the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 204

RELATIVE TO STATE PENSIONS FOR MEMBERS
OF GENERAL ASSEMBLY

**AN ACT TO AMEND CHAPTER 550, VOLUME 50, LAWS OF
DELAWARE, RELATIVE TO STATE PENSIONS OF
MEMBERS OF THE GENERAL ASSEMBLY; AND AP-
PROPRIATING FUNDS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 550, Volume 50, Laws of Delaware, as amended, is hereby further amended so that Section 2 thereof as added by Chapter 577, Volume 50, Laws of Delaware, shall read as follows:

Section 2. This chapter shall be effective as of January 1, 1951.

Section 2. The State Treasurer is authorized to pay any sums due any individual on account of the Act. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 205

RELATIVE TO STATE PENSIONS

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" IN REGARD TO STATE PENSIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5508, Title 29, Delaware Code, is amended by adding the following paragraph at the end thereof:

Nothing herein contained shall prevent the employment by the State as a registration or election official or as a juror of any person receiving a State pension. Persons so employed may receive the compensation provided by law without deduction from their State pension.

Section 2. This Act shall be effective January 1, 1956 and the State Treasurer is authorized to pay any sums due individuals on account of this Act. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 206

SURVIVOR'S PENSION FOR HELEN L. FENIMORE

**AN ACT TO PROVIDE A SURVIVOR'S PENSION FOR HELEN
L. FENIMORE, A WIDOW WHOSE HUSBAND DIED
ELEVEN MONTHS AND FOURTEEN DAYS BEFORE
BECOMING ELIGIBLE FOR A STATE PENSION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The State Treasurer in determining the eligibility of Helen L. Fenimore for Survivor's benefits under the State Pension System shall allow full credit for fifteen years' service of her husband as an employee of the New Castle County Workhouse and subsequently an employee of the State Board of Corrections, notwithstanding the fact that her husband, John R. Fenimore, died eleven months and fourteen days before becoming eligible for a State Pension under the present statutes.

Approved June 28, 1957.

CHAPTER 207

ACQUISITION OF PUBLIC DOCUMENTS BY PUBLIC
ARCHIVES COMMISSION**AN ACT PROVIDING FOR THE ACQUISITION OF PUBLIC
DOCUMENTS BY THE PUBLIC ARCHIVES COMMISSION.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 33, Title 29, Delaware Code, is amended by adding a new section thereto as follows:

§ 3309. Acquisition of public documents

All agencies, departments, boards or commissions of this State or of any county or incorporated municipality thereof, shall deposit with the Public Archives Commission two copies of the best edition of each publication issued. These publications are to be retained for reference and research purposes.

The State Archivist shall have the authority to determine whether or not any of said publications lack sufficient information for retention as research materials and he may request the publishing agency to discontinue depositing such publications with the Commission.

Approved June 28, 1957.

CHAPTER 208

APPROPRIATION

STATE HIGHWAY DEPARTMENT

**AN ACT TO APPROPRIATE \$2410 TO THE STATE HIGHWAY
DEPARTMENT FOR THE PURPOSE OF IMPROVING
THE ENTRANCE AND PARKING LOT AT THE SUSSEX
COUNTY CORRECTIONAL INSTITUTION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is appropriated to the State Highway Department the sum of \$2410 for the purpose of shaping and surface treating the entrance and parking lot at the Sussex County Correctional Institution.

Section 2. Any amount of said \$2410 left unexpended after completion of the said improvements authorized in Section 1, will revert to the General Fund of the State of Delaware.

Section 3. This Act is a supplementary appropriation, and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 209

APPROPRIATION

FOR CARE OF ABNORMAL INFANTS AT STOCKLEY

AN ACT TO AMEND CHAPTER 351, VOLUME 50, LAWS OF DELAWARE IN REGARD TO AN ACT TO APPROPRIATE FUNDS TO THE DELAWARE COMMISSION FOR THE FEEBLE MINDED FOR THE CARE OF ABNORMAL INFANTS UNTIL SPACE IS AVAILABLE AT THE DELAWARE COLONY, STOCKLEY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 351, Volume 50, Laws of Delaware, is amended by striking out Section 1 thereof and substituting the following Section 1:

Section 1. The sum of \$15,000 is appropriated to the State Board of Trustees of the Delaware State Hospital at Farnhurst to pay the costs of the care of infants under six years of age who must be placed in other institutions awaiting admission to the Delaware Colony for the Feeble Minded at Stockley. The funds herein appropriated shall not be used for the care of infants for whom there is space available at the Delaware Colony. The parents or other persons legally responsible for the care of a particular infant will be required to contribute according to their ability to the cost of the care of such infant before any funds herein appropriated are expended for such care. Any funds herein appropriated which are not expended for the purposes listed by June 30, 1958, shall revert to the General Fund.

Approved June 28, 1957.

CHAPTER 210

APPROPRIATION

FOR EDUCATION OF HOMEBOUND CHILDREN

AN ACT APPROPRIATING FUNDS TO THE STATE BOARD OF EDUCATION TO PROVIDE ITINERANT HOMEBOUND AND HOSPITAL INSTRUCTION.

WHEREAS, The State Board of Education has in the past provided instruction to children who were unable, due to accident or illness, to attend school; and

WHEREAS, The State Board of Education recommended in the regular budget request that an amount of \$56,500.00 be allocated for the biennium for this purpose; and

WHEREAS, these funds have not been provided by the general budget act for this purpose, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Education the sum of \$23,100.00 for the fiscal year beginning July 1, 1957 and the sum of \$25,100.00 for the fiscal year beginning July 1, 1958.

Section 2. The funds so appropriated shall be used for the costs of education of children who because of prolonged illness or injury cannot attend regular classes in a public school.

Section 3. All funds not allocated in accordance with the provisions of Section 2 of this Act shall revert to the General Fund at the end of each fiscal year.

Section 4. This Act shall be known as a supplementary appropriation act and the money so appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 211

SUPPLEMENTAL APPROPRIATION
FOR CERTAIN STATE AGENCIES

AN ACT MAKING CERTAIN ADDITIONAL AND SUPPLEMENTARY APPROPRIATIONS FOR THE EXPENSES OF CERTAIN STATE AGENCIES FOR EACH OF THE FISCAL YEARS ENDING JUNE 30, 1958 AND JUNE 30, 1959.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The several amounts named in this Act, or such part thereof as may be necessary and essential to the proper conduct of the business of the Agencies named herein, are appropriated to the respective Agencies of the State, subject to the provisions of Title 29, Delaware Code, and for the periods specified. All portions of the sums appropriated which, on the first day of July immediately following each of the respective fiscal years, shall not have been paid out of the State Treasury, shall revert to the General Fund of the State Treasury.

The several amounts hereby appropriated are as follows:

PUBLIC ARCHIVES

JOHN DICKINSON MANSION

AGENCIES	YEAR ENDING JUNE 30,	
	1958	1959
Salaries and Wages	\$ 4,200.00	\$ 4,200.00

STATE MUSEUM

Salaries	900.00	900.00
----------------	--------	--------

FERRIS SCHOOL FOR BOYS

Salaries—Handicapped Children..	19,202.00	20,947.00
Other Costs, Handicapped Children	3,250.00	3,250.00
	<hr/>	<hr/>
	22,452.00	24,197.00

SUPERIOR COURT		
Salaries and Wages	4,000.00	4,000.00
INDUSTRIAL ACCIDENT BOARD		
Salaries and Wages	200.00	200.00
UNIVERSITY OF DELAWARE		
Salaries and Wages	150,000.00	150,000.00
STATE HIGHWAY		
ADMINISTRATION		
Salaries and Wages	12,000.00	12,000.00
MOTOR VEHICLE SAFETY RESPONSIBILITY DIVISION		
Salary of Director	1,400.00	1,400.00
	<hr/>	<hr/>
	13,400.00	13,400.00
MEDICAL COUNCIL OF DELAWARE		
Salaries and Wages	780.00	780.00
STATE ATHLETIC COMMISSION		
Office Expense	250.00	250.00
WATER POLLUTION COMMISSION		
Salaries and Wages	13,000.00	13,000.00
DELAWARE GEOLOGICAL COMMISSION		
All Costs	8,575.00	....
PUBLIC SERVICE COMMISSION		
Repairs and Replacements	2,000.00	2,000.00
STATE BOARD OF EDUCATION		
To be Allocated to School Districts and Special School Districts In- curring Extraordinary Legal Ex- penses		
	17,500.00	17,500.00
	<hr/>	<hr/>
TOTAL	\$237,257.00	\$230,427.00

Section 2. This is a supplementary appropriation Act, and the sums hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 212
APPROPRIATION
SUPREME COURT

**AN ACT TO APPROPRIATE MONEY TO THE SUPREME
COURT OF THE STATE OF DELAWARE FOR THE PUR-
POSE OF PRINTING AND INDEXING THE TRANS-
SCRIPTS OF DEBATES AND PROCEEDINGS OF THE
CONSTITUTIONAL CONVENTION OF 1897.**

WHEREAS, there was a constitutional convention held in this State which resulted in the adoption of the Constitution of 1897, and

WHEREAS, there was a stenographic record kept of the proceedings and debates in the constitutional convention which are of great historical interest and of practical assistance in construing particular provisions of the Constitution of 1897, and

WHEREAS, there were only three typewritten copies of the debates and proceedings of said convention prepared, one of which is now in the possession of the State Archivist in Dover, the second of which is in the possession of the Equitable Security Trust Company, Ninth and Market Streets, Wilmington, Delaware, and the third of which is in the possession of the Clerk of the Supreme Court in his office in Dover, and

WHEREAS, copies of the transcripts of proceedings and debates, consisting of fifteen volumes, are rapidly deteriorating because of frequent handling and the passing of time and will probably soon become unavailable for any purpose through destruction by use and thus be irretrievably lost to the State, and

WHEREAS, it is in the public interest that these records be permanently preserved for the benefit of the people of the State of Delaware, NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Supreme Court is authorized to edit, print, bind and index the transcripts of the debates and proceedings of the Constitutional Convention of 1897.

Section 2. The State Archivist is hereby directed to assist in the editing, printing, binding and indexing of the transcripts of the debates and proceedings of the Constitution Convention of 1897 upon the request of the Supreme Court.

Section 3. The Supreme Court is authorized to determine the number of sets to be printed and to make distribution of such sets to any State agencies. The Supreme Court may arrange for the sale of sets to the public at a price set by the Supreme Court. All funds derived from such sales shall be placed in the General Fund of the State of Delaware.

Section 4. The sum of Thirty Thousand Dollars (\$30,000) is hereby appropriated to the Supreme Court of the State of Delaware for the purpose of carrying out the provisions of this Act.

Section 5. This Act is a supplementary appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware, and any money not expended by July 1, 1959 shall revert to the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 213

APPROPRIATION

DELAWARE STATE COLLEGE

AN ACT MAKING AN APPROPRIATION TO DELAWARE STATE COLLEGE TO PROVIDE FOR THE ERECTION OF OR IMPROVEMENTS TO CERTAIN BUILDINGS AND FOR THE EQUIPPING AND FURNISHING THEREOF.

WHEREAS, there continues to be a critical need at Delaware State College for the construction of additional buildings and improvements to existing buildings, AND

WHEREAS, among the needs are (1) a classroom, laboratory and office building to cost approximately \$650,000, and (2) an addition to the present college library to enlarge the present facilities to cost approximately \$200,000, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$850,000 or so much thereof as may be necessary is appropriated to Delaware State College for the erection of a classroom, laboratory and office building and for additions to the present library at the Delaware State College and for the equipping and furnishing of such buildings and for incidental expenses connected therewith. The funds appropriated need not be expended on each project in the exact amounts listed in the preamble of this Act provided that no funds shall be used for purposes other than those specified and the total expenditure shall not exceed the total appropriation.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the

said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved June 28, 1957.

CHAPTER 214

APPROPRIATION

STATE BOARD OF HEALTH

AN ACT TO APPROPRIATE FUNDS TO THE STATE BOARD OF HEALTH FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF CHAPTER 79, TITLE 16 OF THE DELAWARE CODE ENTITLED "BASIC PLUMBING PRINCIPLES" IN KENT COUNTY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Health the sum of Six Thousand Dollars (\$6,000.00) for the fiscal year beginning July 1, 1957, and the similar sum of Six Thousand Dollars (\$6,000.00) for the fiscal year beginning July 1, 1958, for the purpose of carrying out the provisions of Chapter 79, Title 16 of the Delaware Code in Kent County.

Section 2. This is a Supplementary Appropriation Bill, and the funds hereby appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 215

BETHANY BEACH

AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, 1909, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVE IT AUTHORITY TO ISSUE BONDS" BY PROVIDING FOR AN INCREASE IN FINES AND PENALTIES FOR THE VIOLATIONS OF A TOWN ORDINANCE AND BY INCREASING THE JURISDICTION OF THE TOWN ALDERMAN IN THAT RESPECT.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members of each House concurring therein):

Section 1. That Section 15, Chapter 212, Volume 25, of the Laws of Delaware, is hereby amended by striking out the words and numerals "Twenty Dollars (\$20.00)" in the seventh line of the second paragraph of the said Section 15, and inserting in lieu thereof the following:

"One Hundred Dollars (\$100.00) or any imprisonment more than sixty (60) days or both"

Section 2. That Section 15, of Chapter 212, Volume 25, Laws of Delaware, as amended be hereby further amended by striking out the word "Five" in the eighth line of the sixth paragraph of the said Section 15, and inserting in lieu thereof the word and numerals "Sixty (60)".

Approved June 28, 1957.

CHAPTER 216

BETHANY BEACH

AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, 1909, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVE IT AUTHORITY TO ISSUE BONDS," BY PROVIDING FOR AN INCREASE IN FINES AND PENALTIES FOR THE VIOLATIONS OF A TOWN ORDINANCE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. Section 10, Chapter 212, Volume 25, of the Laws of Delaware, 1909, is hereby amended by striking out all of Section 10 and inserting in lieu thereof a new Section 10 as follows:

Section 10. The said Commissioners, may fix and prescribe fines and penalties of not over One Hundred Dollars (\$100.00) or by imprisonment of not more than sixty (60) days or both, for the violation of any authorized Town ordinance, and any person violating any such ordinance, shall upon conviction of the offense before the Alderman or the nearest Justice of the Peace, be fined the amount so prescribed, and or be committed to the Town lock-up or County Jail.

Approved June 28, 1957.

CHAPTER 217

BETHANY BEACH

AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, 1909, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVE IT AUTHORITY TO ISSUE BONDS", AS AMENDED BY PROVIDING FOR AN INCREASE IN THE AMOUNT TO BE RAISED BY TAXATION.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. § 12, Chapter 212, Volume 25 of the Laws of Delaware, 1909, as amended, is hereby further amended by striking out all of Section 12 as it appears in said amendment to said Act and inserting in lieu thereof the following:

"That for the purpose of raising money for the general purposes of said Town, the Commissioners of said Town be and they are hereby authorized and empowered to levy and collect by taxation, not exceeding Eighteen Thousand Dollars (\$18,000.00) in one year on all assessable real estate within the limits of the said Town."

Approved June 28, 1957.

CHAPTER 218

LEWES

AN ACT TO AMEND CHAPTER 196, VOLUME 22, LAWS OF DELAWARE, 1901, ENTITLED "AN ACT TO AUTHORIZE THE COMMISSIONERS OF LEWES TO APPOINT A BOARD OF PUBLIC WORKS FOR THE TOWN OF LEWES, WHICH SHALL ESTABLISH, CONTROL AND REGULATE AN ELECTRIC LIGHT PLANT, WATER WORKS AND A SEWER SYSTEM FOR SAID TOWN; PRESCRIBING THE POWERS AND DUTIES OF SAID BOARD AND PROVIDING FOR THE ELECTION OF THEIR SUCCESSORS", BY GRANTING TO QUALIFIED LEASEHOLDERS THE RIGHT TO VOTE IN THE ELECTION OF MEMBERS OF THE SAID BOARD OF PUBLIC WORKS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members of each House concurring therein):

Section 1. That Section 1 of Chapter 196, Volume 22, Laws of Delaware, be, and the same is hereby, amended by striking out the following:

At the election of members of the said Board of Public Works every male citizen of the town who has paid his town taxes for the two years preceding such election shall be entitled to one vote, and each resident freeholder 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. Both male and female freeholders qualified as aforesaid, shall be entitled to vote.

and by substituting in lieu thereof the following:

At the election of members of the said Board of Public Work every citizen of the town who has paid his town taxes for the two years preceding such election shall be entitled to one vote, and each citizen, whether a freeholder or a leaseholder as hereinafter defined,

shall, in addition, be entitled to one vote for every dollar and fractional part of a dollar of town tax assessed or rental collected upon his or her freehold or leasehold. "Leaseholder", for the purposes of this provision, means any person holding land under a valid lease from the State of Delaware or Commissioners of Lewes. A "citizen", for the purposes of this provision, means a qualified voter of the 2nd Election District of the 10th Representative District of Lewes, Sussex County, Delaware, residing within the corporate limits of the said town or on public lands which the town has statutory authority to lease.

Approved June 28, 1957.

CHAPTER 219

APPROPRIATION

STATE HIGHWAY DEPARTMENT

AN ACT AUTHORIZING THE STATE HIGHWAY DEPARTMENT TO STUDY AND CONSTRUCT FLOOD CONTROL MEASURES ALONG LITTLE MILL CREEK IN CHRISTIANA HUNDRED AND APPROPRIATING FUNDS THEREFOR.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$100,000 is appropriated to the State Highway Department for use in the study and the construction of flood control measures along Little Mill Creek in Christiana Hundred.

Section 2. The State Highway Department is authorized and directed to operate in conjunction with the Levy Court of New Castle County in the procurement of the rights-of-way necessary to fulfill the provisions of Section 1 above.

Section 3. This is a Supplementary Appropriation Act, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 220

APPROPRIATION

STATE HIGHWAY DEPARTMENT

AN ACT TO APPROPRIATE MONEY TO THE STATE HIGHWAY DEPARTMENT FOR THE PURPOSE OF REPAIRING AND REPLACING THE BOARDWALK AT REHOBOTH BEACH.

WHEREAS, the boardwalk in the City of Rehoboth Beach is in dire need of repairs and replacement, and

WHEREAS, the City of Rehoboth Beach is unable to finance all the needed repairs and replacements thereto, and

WHEREAS, the boardwalk gives pleasure and enjoyment to citizens throughout the State, and

WHEREAS, the boardwalk attracts citizens of other States who help subsist business people throughout this State, and

WHEREAS, the boardwalk acts as a bulkhead to protect the beach and also the homes in Rehoboth Beach, and

WHEREAS, the 118th General Assembly appropriated money to improve one section of the boardwalk and

WHEREAS, this improvement has been completed and stands out as an outstanding asset to all the citizens of our State; NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That there is hereby appropriated to the State Highway Department \$25,000 for the fiscal year ending June 30, 1958 and \$25,000 for the fiscal year ending June 30, 1959 to carry out the purpose of this Act.

Section 2. This is a supplementary appropriation act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 221

REHOBOTH BEACH

AN ACT TO AMEND THE CHARTER OF THE CITY OF REHOBOTH BEACH AS ESTABLISHED BY CHAPTER 161, VOLUME 41, LAWS OF DELAWARE, AS AMENDED, BY INCREASING THE AMOUNT OF TAXES THAT MAY BE RAISED FOR MUNICIPAL PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. That Section 1 of Chapter 212, Volume 50, Laws of Delaware, being an Act amendatory of Chapter 161, Volume 41, Laws of Delaware, establishing the charter for the City of Rehoboth Beach is amended by striking out the words and figures one hundred and fifty thousand dollars (\$150,000) and substituting in lieu thereof the following:

Provided that the amount to be raised from this source shall not exceed the sum of one hundred and seventy-five thousand dollars (\$175,000) for the fiscal year ending June 30, 1958 and two hundred thousand dollars for each and every fiscal year thereafter.

Approved June 28, 1957.

CHAPTER 222
APPROPRIATION
FOR POLIO IMMUNIZATION

**AN ACT AUTHORIZING THE STATE BOARD OF HEALTH
TO PROVIDE POLIOMYELITIS IMMUNIZATION AND
MAKING AN APPROPRIATION THEREFOR.**

WHEREAS, Salk polio vaccine has been administered in public clinics in the amount of 320,000 doses in the past two years; and

WHEREAS, it is the considered policy of the State to prevent outbreaks of this dread disease among its citizens;

NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Board of Health is authorized to continue public clinics to immunize the citizens of the State against poliomyelitis.

Section 2. The sum of \$80,000 is hereby appropriated for the purchase of vaccine and related supplies, and for the purpose of administering polio vaccine, for the biennium beginning July 1, 1957 and ending June 30, 1959.

Section 3. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 223

MOTOR VEHICLE DEPARTMENT FEES

AN ACT TO AMEND TITLE 21, DELAWARE CODE RELATING TO FEES PAID BY THE DEPARTMENT OF MOTOR VEHICLES FOR THE RETURN OF NUMBER PLATES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 2193, Title 21, Delaware Code is hereby amended by striking out the last sentence of Section 2193.

Section 2. § 2505, Title 21, Delaware Code is hereby amended by striking out the last sentence of Section 2505 and inserting in lieu the following sentence:

If the Department is satisfied that the transferee acquired the vehicle for such a purpose, the title to such vehicle shall be cancelled by the Department and such vehicle shall not thereafter be retitled or registered in this State.

Section 3. § 2507, Title 21, Delaware Code is hereby amended by striking out all of said section and inserting in lieu thereof the following:

§ 2507. Retitling vehicle in another State

Whenever any motor vehicle for which a title has been issued by the Department, whether such vehicle is registered or unregistered, is removed from this State, through transfer or otherwise, for the purpose of retitling the vehicle in another State, the owner thereof, upon transferring and/or removing such vehicle, shall, in addition to complying with all the other provisions of this Chapter, remove the number plates, and if the vehicle is registered, the registration plates, therefrom, and shall immediately give or send such plates to the Department or an authorized representative thereof, together with a report that such vehicle is to be re-titled in another State. If the Department is satisfied that the vehicle is to be removed from this State for the purpose aforesaid, the title to such vehicle shall be cancelled.

Approved June 28, 1957.

CHAPTER 224

SEAFORD

AN ACT TO AMEND CHAPTER 184, VOLUME 43, LAWS OF DELAWARE, ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF SEAFORD' TO 'THE CITY OF SEAFORD' AND ESTABLISHING A CHARTER THEREFOR" BY CHANGING THE MONTHS OF THE FISCAL YEAR.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. That the first paragraph of Section 21, Chapter 184, Volume 43, Laws of Delaware, shall be amended by striking out and deleting the said paragraph and by inserting in lieu thereof a new paragraph, as follows:

Annually in each year, and not later than the first of May, the Council shall prepare a budget containing the financial plan for conducting the affairs of the City for the ensuing fiscal year. The fiscal year shall be from July 1st to June 30th of the following year.

Approved June 28, 1957.

CHAPTER 225

RELATING TO AIRPORTS

**AN ACT TO AMEND CHAPTER 9, TITLE 2, DELAWARE
CODE RELATING TO AIRPORTS OF POLITICAL SUB-
DIVISIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 909 (3), Title 2, Delaware Code is amended by striking out the words "for a term not exceeding ten years" wherever they appear and by inserting and enacting in lieu thereof the words "under such terms and conditions as it shall decide."

Approved June 28, 1957.

CHAPTER 226

DELMAR

**AN ACT TO AMEND THE CHARTER OF THE TOWN OF
DELMAR, CHAPTER 182, VOLUME 45, LAWS OF DELA-
WARE, RELATIVE TO SEWER RENTALS.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. Section 15, Chapter 182, Volume 45, Laws of Delaware, as amended, is further amended by striking out the first paragraph under the heading "Sewer Rental and Collections" and inserting in lieu thereof the following paragraph:

The Town Council may by ordinance or resolution prescribe and fix sewer rentals not to exceed \$25.00 per year for each outlet, provided that for outlets serving multiple dwelling units an additional rental of not more than \$12.50 per year may be prescribed for each apartment or dwelling unit in excess of one.

Approved June 28, 1957.

CHAPTER 227

LEWES

AN ACT TO AMEND CHAPTER 196, VOLUME 22, LAWS OF DELAWARE, BY EXTENDING TO THE BOARD OF PUBLIC WORKS OF LEWES THE AUTHORITY TO CONSTRUCT, OPERATE, AND REGULATE A SEWAGE DISPOSAL PLANT AND AN IMPROVED SEWERAGE SYSTEM AND AUTHORIZING THE COMMISSIONERS OF LEWES TO ISSUE BONDS TO FINANCE THE PROJECT.

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. Section 4 of Chapter 196, Volume 22, Laws of Delaware, is amended to read as follows:

4 (a). The said Board of Public Works is hereby authorized and empowered to do all things necessary for the location, erection, construction, equipment, maintenance and operation of a sewage disposal plant and an improved sanitary and storm sewerage and drainage system, or either, and to provide for the care and maintenance of the same, and to purchase machinery, equipment, and all such apparatus as may be necessary for the purpose of establishing a sewage disposal plant and an improved sanitary sewerage and storm drainage system, and, to effect this object, shall have the power to lay pipes or other apparatus under or along any public street, land or alley of said town and area served or to be served or any public roads adjacent thereto.

(b). Whenever the said Board of Public Works shall deem it necessary and expedient to acquire lands, easements or rights-of-way for any purpose connected with said sanitary or storm sewerage system or sewerage disposal plant, and such lands, easements or rights-of-way cannot be acquired by agreement between the owner or owners thereof and the said Board of Public Works, the said Board shall direct its Secretary to notify the Commissioners of Lewes, and thereupon the said Commissioners of Lewes shall take such lands for the purpose or pur-

poses aforesaid in the same manner and subject to the same conditions and proceedings as are or shall be from time to time provided by law for condemning and taking lands for the purpose of laying out and opening new streets in said Town of Lewes. No petition or application of citizens shall be necessary, but the notice as aforesaid from the Secretary of the Board of Public Works shall be ample authority to the said Commissioners to proceed as herein provided.

(c). The said Board of Public Works shall have the supervision and control of all public and private storm and sanitary sewerage or drainage systems within the corporate limits of Lewes and may alter, condemn, repair, or remove the same, and may cause new drains and sewers to be made and opened. The said Board may cause such sewerage or drain pipes to be laid, in its sound discretion, anywhere within the corporate limits of Lewes in such manner and of such material as it, the said Board, may deem proper, and may supervise and control all outlets, channels and drains from any such private or public system into any of the streams, creeks, ponds, canals or other waters within the limits of the municipal corporation or into the Delaware Bay or any of its tributaries or estuaries from any property within the corporate limits of Lewes.

(d). The said Board of Public Works may adopt and impose such rules and regulations as are deemed necessary and proper in its sound discretion in the interest of public health and for the general welfare of the community, and for the protection and efficient operation of its sewerage systems or disposal plant. The said Board may make rules regulating the tapping of Public sewers by owners of abutting properties and shall provide for the granting of permits for the same and for the payment of such equitable tapping fees, sewerage rents and sewerage taxes as the said Board may deem proper, and it shall prescribe the manner of installation and the material to be used in the construction and repair of all public and private drains or sewers. The said Board of Public Works, in particular, shall regulate and control the use of public sewers by commercial or industrial users, and shall have jurisdiction and authority, acting in its sound discretion, to deny the facilities of its municipal sewerage system in cases which might unduly burden or damage

the disposal plant or overload, obstruct or damage any part of the sewerage systems. It may regulate and control the private sewerage or drainage system of any commercial or industrial plant and condemn or remove or require the improvement of any such system at the owner's expense in the interest of health and comfort of the public.

(e). Such rules and regulations as shall be adopted in conformity with the provisions of this act shall be printed and kept in the office of the Board of Public Works for distribution to persons or corporations that make application to connect with, lay or repair any public or private sewer, drain, or drain pipe, water or steam or storm pipe as aforesaid.

(f). All sewerage rents and taxes laid or imposed by the Board of Public Works for the Town of Lewes remaining unpaid and in arrears for thirty days after they become due, shall be and constitute a lien upon the premises (whether leasehold rights or fee simple title in real estate) to which the sewerage facilities were connected, and all such liens shall have preference and priority to all liens of recognizance, mortgage or judgment on such premises, created or suffered by said owner, although such other lien or liens shall be of a date prior to the time of the attaching of such lien for sewerage rents and taxes. In case of the sale under execution process of any lands and premises upon which such liens for sewerage rent and taxes shall exist, such liens shall be transferred to the fund arising from such sale in the hands of the officer making the same and the said real estate so sold shall be discharged therefrom.

(g). The lien for sewerage rents and taxes shall remain a lien for the period of five years and no longer, dating from the expiration of thirty days after the date on which said sewerage rents become due and payable.

(h). The Board of Public Works for the Town of Lewes in collecting sewerage rents and taxes out of real estate or leasehold upon which there is a lien under the provisions of this Chapter, shall proceed in the manner now by law prescribed for the collection of taxes out of real estate by Commissioners of Lewes, a municipal corporation of the State of Delaware.

(i). The Board of Public Works shall have the authority to require any or all premises within the corporate limits of Lewes, to be and to remain connected to the municipal sewerage system. In any instance in which the owner has refused or failed to make the connection within 120 days after formal notice from the Board ordering the property to be connected, the Board of Public Works shall have the authority, on a competitive bidding basis, involving at least two bidders, to cause the said connection or connections to be made and to assess all of the expense thereof upon the premises in question. All such costs for tapping fee and connection shall be and constitute a lien upon the premises, dating from the date on which the said work was completed, the lien to be and to endure in accordance with the terms of the provisions applicable to sewer rents and taxes.

Section 2. The Commissioners of Lewes, a municipal corporation created by and existing under the laws of the State of Delaware, is hereby authorized and empowered to issue negotiable bonds in the name of and on the faith and credit of the Commissioners of Lewes for the purpose of financing the cost of enlarging, extending and improving the sanitary sewer system established for and serving the Town of Lewes and its inhabitants, by the construction of a sewage disposal plant and by constructing or reconstructing sewers, drains or other facilities provided for the maintenance and operation of such sanitary sewer system.

Section 3. 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 Commissioners of Lewes may determine. The authority to issue and sell bonds under this act shall not be deemed to be exhausted until the aggregate of the amount of bonds issued under the act shall equal \$600,000.00.

Section 4. Before any series of bonds shall be issued under the provisions of this act, the issuance of the bonds shall be approved by a majority of the qualified voters of the Town of Lewes voting at a special election called for the purpose of submitting the question whether or not the bonds of such series shall be issued. Any such special election shall be called by a resolution adopted by the Commissioners of Lewes. Notice of

the time when and place where such special election shall be held shall be published once a week for two successive weeks in a newspaper published or circulating in the Town of Lewes. The first of such publications shall be at least fourteen days prior to the date of such special election and the second of such publications shall be at least seven days prior to the date of such special election. Such notice shall set out in summary form the amount and purposes of the bonds of such series and shall state the hours when polls shall be open at such election.

Section 5. Commissioners of Lewes shall cause to be prepared and printed and shall have available for general distribution an ample number of ballots not less than five days prior to the date set for the special election, which said ballots shall contain the language "for the proposal to borrow" and "against the proposal to borrow" so printed that the electors may easily indicate their preference thereon. At the special election every person who had a right to vote at the last preceding annual town election shall have one vote for every dollar or fractional part of dollar of tax paid by him or her respectively during the year preceding said election, and every owner of property, whether it be an individual, a partnership, or a corporation, shall have one vote for every dollar or part of dollar of tax paid by said owner during the year preceding said election, and the said vote may be cast either in person or by proxy. The rules for holding said election, the manner of counting the votes for and against the proposal to borrow, and the manner of certifying to the returns shall be the same as the rules provided for the holding of annual elections in the Town of Lewes.

Section 6. Each series of bonds issued under this act shall be authorized by resolution adopted by the Commissioners of Lewes. The bonds of such series shall bear interest at such rate or rates and shall bear such date and shall mature at such time or times not exceeding thirty years from their date, may be payable in such medium of payment, at such place or places, may carry such registration privileges, may be subject to such terms of redemption, may be executed in such manner, may contain such terms, covenants and conditions, and may be in such form, either coupon or registered, as such resolution or subsequent resolutions may provide. Said bonds may be sold either

at public or private sale. The faith and credit of the Commissioners of Lewes shall be deemed to be pledged for the due payment of the bonds and the interest thereon when issued under the provisions of this act after the same have been properly executed and delivered for value.

Section 7. Any resolution or resolutions authorizing the issuance of bonds under this act may contain covenants as to (a) the purpose or purposes to which the proceeds of sale of said bonds may be applied and the use and disposition thereof, (b) the use and disposition of the revenue of the sanitary sewer system for which said bonds are to be issued, including the creation and maintenance of reserves, (c) the issuance of other or additional bonds payable from the revenue of said sanitary sewer system, (d) the operation and maintenance of such sanitary sewer system, (e) the insurance to be carried thereon and the use and disposition of insurance moneys, (f) books of account and the inspection and audit thereof, and (g) the terms and conditions upon which the holders of said bonds or any proportion of them or any trustee therefor shall be entitled to the appointment of a receiver by the appropriate court, which court shall have jurisdiction in such proceedings, and which receiver may enter and take possession of said sanitary sewer system, operate and maintain the same, prescribe rates, fees, or charges, and collect, receive and apply all revenue thereafter arising therefrom in the same manner as the municipality itself might do. The provisions of this act and any such resolution or resolutions shall be a contract with the holder or holders of said bonds, and the duties of the municipality and of its governing body and officers under this act and any such resolution or resolutions shall be enforceable by any bondholder, by mandamus or other appropriate suit, action or proceeding in any court of competent jurisdiction.

Section 8. If bonds are issued pursuant to this act the Board of Public Works of the Town of Lewes shall prescribe and collect reasonable rates, fees or charges for the services rendered by the sanitary sewer system and shall revise such rates, fees or charges from time to time whenever necessary so that such sanitary sewer system shall be and always remain self-supporting. The rates, fees or charges prescribed shall be

such as will procure revenue at least sufficient (a) to pay when due all bonds and interest thereon, for the payment of which such revenue is or shall have been pledged, charged or otherwise encumbered, including reserves therefor, and (b) to provide for all expenses of operation and maintenance of such sanitary sewer system, including reserves therefor.

Section 9. Said bonds bearing the signatures of officers in office on the date of the signing thereof shall be valid and binding obligations, notwithstanding that before the delivery thereof and payment therefor any or all the persons whose signatures appear thereon shall have ceased to be officers of the municipality issuing the same. The validity of said bonds shall not be dependent on nor affected by the validity or regularity of any proceedings relating to the planning, acquisition, purchase, construction, reconstruction, improvement, betterment, or extension of the sanitary sewer system for which said bonds are issued. The resolution authorizing said bonds may provide that the bonds shall contain a recital that they are issued pursuant to this act, which recital shall be conclusive evidence of their validity and of the regularity of their issuance.

Section 10. For the payment of the principal of and interest on any bonds issued by this act, as such principal and interest become due, the Commissioners of Lewes shall have power to levy taxes upon all taxable property in the Town of Lewes at such rate and in such amount as may be necessary for said purpose.

Approved June 28, 1957.

CHAPTER 228

APPROPRIATION

COUNCIL OF ADMINISTRATION OF JUSTICE

**AN ACT MAKING AN APPROPRIATION TO THE COUNCIL
ON THE ADMINISTRATION OF JUSTICE FOR THE
PURPOSE OF MAKING A STUDY AND SURVEY OF THE
JUDICIAL SYSTEM OF THIS STATE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$7500 is hereby appropriated for the fiscal year beginning July 1, 1957 to the Council on The Administration of Justice for the purpose of making a detailed study and survey of the entire judicial system of this State, including all constitutional and statutory courts of the State, in order to recommend to the General Assembly of this State a program for the advancement and improvement of the administration of justice in the aforesaid courts.

Section 2. The voucher required for the expenditure of the appropriation aforesaid shall bear the signature of the Chief Justice of Delaware, or any person that he may properly designate.

Section 3. The Council for the Administration of Justice shall file its report setting forth therein the extent of its study and its proposals and recommendations to the Legislature as soon as practicable.

Section 4. This is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved June 28, 1957.

CHAPTER 229

APPROPRIATION

MAINTENANCE OF FIRE EQUIPMENT IN WILMINGTON

AN ACT APPROPRIATING MONEY TO THE MAYOR AND COUNCIL OF WILMINGTON FOR USE IN MAINTENANCE OF FIRE APPARATUS AND EQUIPMENT IN WILMINGTON.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members of each House concurring therein):

Section 1. The sum of \$22,750.00 per year is hereby appropriated to The Mayor and Council of Wilmington for each of the fiscal years ending June 30, 1957, June 30, 1958 and June 30, 1959, to be used for the maintenance of fire apparatus and equipment in The City of Wilmington.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the funds hereby appropriated shall be paid out of the General Fund from monies not otherwise appropriated.

Approved July 2, 1957.

CHAPTER 230

AMENDING CHARTER OF CITY OF WILMINGTON

AN ACT TO AMEND SECTION 40 OF THE CHARTER OF THE CITY OF WILMINGTON, BEING SECTION 40, CHAPTER 20, VOLUME 17, LAWS OF DELAWARE, AS HERETOFORE AMENDED (AND REFERRED TO AS PART OF ARTICLE 6, 52, SEC. 52, OF THE REVISED CODE OF WILMINGTON 1942, AS PUBLISHED BY THE AUTHORITY OF THE COUNCIL OF THE MAYOR AND COUNCIL OF WILMINGTON, AT A MEETING OF THE COUNCIL HELD OCTOBER 19, 1939) AND RELATING TO THE POSITION OF CITY SOLICITOR.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. Section 40 of the Charter of the City of Wilmington, being Section 40, Chapter 20, Volume 17 Laws of Delaware, as heretofore amended (and referred to as part of Article 6, 52, SEC. 52, of the REVISED CODE OF WILMINGTON 1942, as published by the Authority of The Council of The Mayor and Council of Wilmington, at a meeting of the Council held October 19, 1939) and relating to the position of City Solicitor, be and the same is hereby amended by striking out all of said Section 40 of the Charter of the City of Wilmington, being Section 40, Chapter 20, Volume 17, Laws of Delaware, as heretofore amended (and referred to as part of ARTICLE 6, 52, SEC. 52, of the REVISED CODE OF WILMINGTON 1942, as published by the Authority of The Council of The Mayor and Council of Wilmington, at a meeting of the Council held October 19, 1939), and by substituting and enacting in lieu thereof the following, to be known as Sec. 52 of the Charter of the City of Wilmington, as amended:

52. SEC. 52. CITY SOLICITOR; APPOINTMENT; TERM;

QUALIFICATIONS; ASSISTANT CITY SOLICITORS;
APPOINTMENTS; SALARIES OF CITY SOLICITOR
AND ASSIST CITY SOLICITORS; POWERS:—

On the first day of July, A. D. 1957, and at the same time every fourth year thereafter, the Mayor shall appoint a City

Solicitor who shall hold his office for the term of four years and until his successor is duly appointed and qualified. The person so appointed City Solicitor must be an attorney who shall have been admitted to practice in the Courts of Delaware at least three years prior to his appointment. The City Solicitor shall appoint three Assistant City Solicitors, who shall hold office at the pleasure of the City Solicitor and perform such duties as shall be required of them by the City Solicitor. The City Solicitor shall have power to discharge any Assistant City Solicitor at any time, and his acts in this regard shall not be questioned. The Council shall have power by ordinance to fix and determine the salary of the City Solicitor and the Assistant City Solicitors. In addition to his other powers, the City Solicitor is hereby authorized to compel the attendance of witnesses and the production of books and papers at his office at any time, and to administer oaths and affirmations to witnesses at any time or in any place, for the purpose of securing information relative to his duties as prosecuting officer of the Municipal Court, and for violations of any laws or ordinances affecting or concerning said City, and this power and authority may be exercised by any Assistant City Solicitor. Subpoenas and attachments for the attendance of such witnesses and the production of such books and papers shall be signed by the City Solicitor or by any Assistant City Solicitor in the name of the City Solicitor, and said subpoenas and attachments shall be served by any police officer. Any false answer or statement given in such a case shall be deemed perjury and punished accordingly. The costs in all cases shall be paid by the Clerk of the Municipal Court in the same manner as the costs of proceedings in said Court are paid.

Section 2. All laws or portions of laws in conflict with any provision of this Act are hereby repealed.

Approved July 2, 1957.

CHAPTER 231

BUILDING PERMITS FOR SUSSEX COUNTY

AN ACT TO AMEND TITLE 9, DELAWARE CODE BY PROVIDING FOR A NEW CHAPTER 63, ENTITLED "BUILDING PERMITS FOR SUSSEX COUNTY."

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House concurring therein):

Section 1. Title 9, Delaware Code is amended by adding Chapter 63 thereto to read as follows:

§ 6301. Definitions

As used in this Chapter—

(a) "Board" means Sussex County Board of Assessment.

(b) "Building" means any structure, building, edifice or part thereof.

(c) "Person" means any architect, builder, contractor, repairman, agent, partner or corporation as well as an individual.

(d) "Construction" means alteration, removal, demolition, addition, repair or construction of any new or old building.

§ 6302. Application for construction permits

(a) No person shall construct or commence the construction of a building without first filing with the Board an application in writing for such construction and obtaining a permit therefor. Such application shall be made on forms prescribed by the Board and shall contain such information as the Board shall prescribe.

(b) Permits shall be issued only to contractors, or to the owner of any building necessary to the operation of farm lands,

or the owner of property located in any incorporated city or town in Sussex County, or any owner of property desiring to do his own work or labor about his own building.

§ 6303. Reports on permits issued by incorporated cities or towns

Building inspectors or other officers authorized by law to issue permits for the construction of any buildings, in any incorporated city or town in Sussex County, shall report to the Board on blanks to be furnished by the Board, every permit issued by them respectively, for the construction of any building, specifying the estimated cost of the proposed construction.

§ 6304. Inspections

Each or any member of the Board shall make the necessary inspections to see that the provisions of this chapter are complied with and may order or compel the suspension of any work that is not in compliance with this chapter.

§ 6305. Fees

The fees for issuing permits shall be prescribed by the Board, but shall not be in excess of \$1.00.

§ 6306. Records

(a) The Board shall keep a careful and comprehensive record of applications, permits issued, inspections made, reports rendered and of notices or orders issued.

(b) The Board shall retain on file copies of all permits issued.

(c) All records may be open to public inspection at the discretion of the Board, but shall not be removed from the office of the Board.

§ 6307. Permits not required

No person shall be required to obtain a permit when the fair value of the construction of a building is less than \$300.

§ 6308. Notice of violation

(a) Whenever the Board is satisfied that a building is being constructed without a permit first being issued therefor, the Board may serve a written notice or order upon the person responsible therefor, directing discontinuance of the construction until a permit has been obtained from the Board.

(b) No person having been served with such notice or order shall fail within five days to comply with the requirements thereof.

§ 6309. Occupancy

Any building that has been constructed without a permit may not be occupied, maintained or used by any person except with permission of the Board.

§ 6310. Violation and penalty

Any owner of a building wherein any work in connection therewith has been done without a permit or any person employed in connection therewith and who has participated or assisted in the commission of such violation or both, shall be fined not less than \$50 nor more than \$200 for each offense.

§ 6311. Levy Court to appropriate necessary funds

The Levy Court of Sussex County shall annually appropriate to the Board such funds that are necessary to carry out the provisions of this chapter.

Approved July 2, 1957.

CHAPTER 232

LOCAL SCHOOL BOND ELECTIONS

AN ACT TO AMEND CHAPTER 21, TITLE 14, DELAWARE CODE, RELATIVE TO LOCAL SCHOOL BOND ELECTIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 2120, Title 14, Delaware Code, is amended to read as follows:

§ 2120. Election to authorize bond issue; rules governing

(a) Before any School Board issues bonds under the provisions of this chapter, it shall call a special election. The School Board will designate the school buildings to be used as polling places and establish voting district boundaries.

(b) The School Board of the District shall give notice of a special election under this chapter as follows:

(1) By notices posed in at least 10 public places in the District and on the door of every schoolhouse in the District at least 20 days before the day of the election; and

(2) By notices published in two newspapers of the county at least once a week for three weeks before the election, the last such publication to be not less than 5 days before the day of the election.

(c) The notices so posted and published shall plainly set forth the amount of bonds proposed to be issued and the purposes and reasons therefor, together with the time and place or places of the election.

(d) At any such special election every person qualified to vote under section 314 of this Title may vote, and the provisions of sections 315 and 316 of this Title shall apply to such election.

(e) The election shall be held by such persons as shall be designated by the School Board of the District. If the persons so designated or any of them are not present at the time for opening the polls the voters present may name persons to take the place of those who are absent.

(f) The polls shall open at one o'clock p. m., Eastern Standard Time, and close at eight o'clock p. m., Eastern Standard Time, on the day advertised.

(g) The vote shall be by ballot on which is written or printed:

For the bond issue	<input type="checkbox"/>
Against the bond issue	<input type="checkbox"/>

Approved July 2, 1957.

CHAPTER 233

CITY OF NEW CASTLE

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" BY CHANGING THE SALARY OF CERTAIN OFFICIALS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch concurring therein):

Section 1. That Section 18, Chapter 216, Volume 27, Laws of Delaware, as amended by Section 18, Chapter 123, Volume 35, Laws of Delaware is amended by striking out and repealing all of said Section 18 and by substituting and enacting in lieu thereof a new Section 18 to read as follows:

Section 18. The Council shall have power and authority to appropriate out of the Treasury, by ordinance 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, Police Constables, 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 Five Hundred Dollars per year. Each member, other than the President of the said Council, shall receive Four Hundred Dollars per year as compensation and emolument for his or her services. The compensation of any officer elected by the people shall not be changed during his or her continuance in office.

Approved July 2, 1957.

CHAPTER 234

APPROPRIATION

INCREASING SALARY OF STATE POLICE

**AN ACT TO APPROPRIATE CERTAIN FUNDS TO THE
STATE HIGHWAY DEPARTMENT FOR THE PURPOSE
OF INCREASING SALARIES OF STATE POLICE EM-
PLOYEES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the State Highway Department for the biennium ending June 30, 1959, the sum of Two Hundred Eighty-eight Thousand Dollars (\$288,000.00) to be used for the purpose of providing an Eight Hundred Dollar increase in the salaries of employees of the State Police.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 2, 1957.

CHAPTER 235

HEAD LAMPS ON MOTOR VEHICLES

**AN ACT TO AMEND CHAPTER 43, TITLE 21, DELAWARE
CODE, RELATING TO EQUIPMENT AND CONSTRUCTION OF VEHICLES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That § 4333 (c), Title 21, Delaware Code, is amended by striking out the words and figures "28 inches" as the same appear therein and substituting the words and figures "24 inches."

Approved July 3, 1957.

CHAPTER 236

DIVISION OF ELECTION DISTRICTS

**AN ACT TO AMEND CHAPTER 41, TITLE 15, OF THE
DELAWARE CODE RELATING TO DIVISION OF ELEC-
TION DISTRICTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 4103, Title 15 of the Delaware Code is amended by striking out sub-section (c) thereof and inserting the following in lieu thereof:

(c) The division of election districts shall be made at any time after a general election, and before March 1 of the next succeeding general election year.

Approved July 3, 1957.

CHAPTER 237

BRIDGEVILLE

AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. **INCORPORATION:** The municipal corporation of the State of Delaware heretofore known as "Commissioners of Bridgeville" shall be continued a municipal body corporate of the State of Delaware in perpetuity.

Section 2. **BOUNDARIES:** The boundaries of the Commissioners of Bridgeville are hereby established and declared to be as follows:

That the corporate limits and boundaries of the Town of Bridgeville, hereinafter designated as "Commissioners of Bridgeville", shall include all the land within the following limits:

The center of the town to be the middle of Laws and Market Streets, thence one line to run South seventy-seven and one-half degrees West one hundred and twenty rods; one line North twelve and one-half degrees West one hundred and sixty rods; one line North seventy-seven and one-half degrees East one hundred and twenty rods; one line South twelve and one-half degrees East one hundred and sixty rods, which lines hit the middle of the outside lines which bound the town, and which are: Beginning at a stone East of J. H. Myer's barn, runs North seventy-seven and one-half degrees East two hundred and forty rods; thence South twelve and one-half degrees East three hundred and twenty rods; thence South seventy-seven and one-half degrees West two hundred and forty rods; thence North twelve and one-half degrees West three hundred and twenty rods, to beginning.

The Commissioners of Bridgeville may, at any time hereafter, cause a survey and plot to be made of the said boundaries and the said plot, when made and approved by the Commission-

ers, may be recorded in the Office of the Recorder of Deeds in and for Sussex County, State of Delaware, 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.

Section 3. ANNEXATION: If and when a majority of the property owners in territory contiguous to the Town of Bridgeville shall sign a petition seeking to have the area in which said property owners reside annexed to the Town of Bridgeville and submit the petition together with a survey of the area proposed for annexation to the Town of Bridgeville, the said Commissioners shall submit the question of annexation to the voters of the Town of Bridgeville and the question shall be determined by a majority of said voters voting at an election to be held for that purpose in such manner by such persons and with such notice as the Commissioners of Bridgeville shall determine by resolution.

Section 4. STRUCTURE AND POWERS OF GOVERNMENT: The Government of the Town of Bridgeville and the exercise of all powers conferred by this Charter, except as otherwise provided herein, shall be vested in five Commissioners. (One of whom shall be by them chosen President.)

Section 5. ELECTIONS: An election shall be held in said town for elective officers on the first Monday of January in each year from one to six o'clock in the afternoon, and at such place as shall be determined and fixed by the Town Commissioners. At least ten days previous thereto, due notice thereof shall be given by said Town Commissioners. At such election the votes shall be received by the State's Justice of the Peace residing in said Town, or by such other person as said Town Commissioners may select, and the result of the balloting for said officers shall be ascertained by him and two competent citizens, qualified as voters of said Town, selected by said Town Commissioners to assist in holding such election. At such election every citizen of the said Town of the age of twenty-one years, or upwards, who has within twelve months of said election paid a Town Tax which has been assessed within twelve months, shall have a right to vote, and persons arriving at the age of twenty-one years since the last town Assessment shall have the right to vote. The per-

sons who shall conduct such election as in this Act provided, shall be the Judges thereof and shall decide on the legality of the votes offered. Immediately after the election is closed, the votes shall be read and counted. The two candidates for Commissioners for the two year term who have the highest and next highest number of votes for such office and term shall be declared elected for the two year term and the candidate for Commissioner for the one year term shall be declared elected for such term. Immediately after such election, said persons under whose superintendence the election is held shall enter in a book to be provided for that purpose, a minute of such election containing the names of all persons who were candidates for office, designating the office for which they were candidates and showing the number of votes received by each and shall subscribe to the same and deliver said book to said Commissioners at their organization meeting. They shall also give to the persons so elected a certificate of their election. The book containing such minutes shall be preserved by the Commissioners and shall be evidence in all Courts in this State or elsewhere. No person shall be voted upon as a candidate for any of such offices unless at least one week before the date set for said election, he or she shall have filed with the Secretary or President of said Town Commissioners a letter or other certificate setting forth that he will be candidate for a certain designated office for a like designated term, he or she being at that time a non-delinquent taxable. Immediately after the expiration of the time for filing names of candidates, said 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 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 elections 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:

OFFICIAL BALLOT

CANDIDATES FOR ELECTION TO ELECTIVE OFFICES IN THE TOWN OF BRIDGEVILLE

For Town Commissioner for the Term
of One Year

.....
.....
.....

(vote for one)

For Town Commissioner for the Term
of Two Years

.....
.....
.....

(vote for two)

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.

At the Town Election so as aforesaid held and at the elections held annually thereafter the voters of the Town of Bridgeville shall vote for three Commissioners, two of whom shall serve for a term of two years and one shall serve for a term of one year.

The Commissioners who shall be in office on the effective date of this Charter shall hold office until the expiration of their terms, and shall from the effective date of this Charter be known and designated respectively as the Commissioners of the Town of Bridgeville.

Section 6. **POWERS OF THE TOWN:** The Commissioners of Bridgeville shall have all the powers granted to municipal corporations and to cities by the Constitution and general laws of the State of Delaware, together with all the implied powers necessary to carry into execution all the powers granted. The Commissioners of Bridgeville shall continue to enjoy all powers which have been granted to it by special acts of the General Assembly of the State of Delaware, except insofar as they may be repealed by the enactment of this Charter. The Commissioners of Bridgeville, as a body politic and corporate, shall succeed to, own or possess all property whether real, personal, or mixed, and all the rights, privileges, franchises, powers and immunities now belonging to, possessed by, or enjoyed by the former corporation known as "The Commissioners of Bridgeville."

The Commissioners of Bridgeville may have and use a corporate seal, may sue and be sued, may acquire property within or without its corporate limits by purchase, gift, devise, lease or condemnation, for the purpose of providing sites for public buildings, parks, sewer system, sewage treatment plant, water system, water plant, gas system, or other municipal purposes, but not for a gas manufacturing or generating plant, and may sell, lease, mortgage, hold, manage and control such property or utility as its interest may require; and except as prohibited by the Constitution of the State of Delaware or restricted by this Charter, the Commissioners of Bridgeville shall and may exercise all municipal powers, functions, rights, privileges and immunities of every name and nature whatsoever.

The enumeration of particular powers by this Charter shall not be held or deemed to be exclusive, but, in addition to the powers enumerated herein, implied thereby, or appropriate to the exercise thereof, it is intended that the Commissioners of Bridgeville shall have and may exercise all powers which, under the Constitution of the State of Delaware, it would be competent for this Charter specifically to enumerate. All powers of the Town, whether expressed or implied, shall be exercised in the manner prescribed by this Charter, or, if not prescribed herein, then in a manner provided by ordinance or resolution of the Council.

Section 7. QUALIFICATION OF ELECTIVE OFFICERS:

No person shall be eligible to the office of Commissioners who is not at the time of his election a citizen of the State of Delaware and resident and non-delinquent taxable of the Town of Bridgeville above the age of twenty-one years and the owner of real estate within said Town, provided, however, that any married man, otherwise qualified, whose wife is the owner of real estate within said Town, and any married woman, otherwise qualified, whose husband is the owner of real estate within said Town, may be elected to the office of Commissioner although such person may not be the owner of real estate within said Town and furthermore, real estate in said Town owned jointly by husband and wife shall make both husband and wife eligible for the office of Commissioner, if otherwise qualified.

Section 8. MEETINGS OF COMMISSIONERS: The Commissioners of Bridgeville shall hold an organization meeting in the evening of the second Monday of the month following their election and shall meet regularly on the second Monday of each and every month thereafter at such place as the Commissioners by resolution provide. Special meetings may be called by the President or by written request of any three Commissioners. All meetings, especially organization meetings, shall be open to attendance by the public.

Section 9. PRESIDENT'S RELATIONSHIP TO COMMISSIONERS: The President shall be the executive of the Town of Bridgeville. He shall preside at meetings of the Commissioners, and shall have vote therein. He shall execute on behalf of the Town, when authorized by the Commissioners, all agreements, contracts, bonds, deeds, leases, and other documents necessary to be executed. He shall appoint all committees. He shall countersign all orders, checks or warrants authorized by the Commissioners and drawn on the Treasurer for the payment of money; and he shall have all and every power conferred and perform all duties imposed upon him by this Charter and the ordinances of the Town of Bridgeville.

In case of the temporary absence or inability to act of the President, the Commissioners shall elect a President pro tempore from among the Commissioners to act during such temporary absence or inability of the President.

Section 10. **POWERS OF COMMISSIONERS:** The Commissioners shall constitute the legislative body of the Town of Bridgeville and together shall be designated as the Commissioners.

The Commissioners shall have power to adopt ordinances relating to the health of the population of the Town, or to prevent the introduction or spread of infectious or contagious diseases or nuisances affecting the Town, which power shall extend to the area inside the Town limits and within one mile from said limits. The Commissioners may also pass ordinances to ascertain and fix boundaries of streets, squares, lanes and alleys; or repair and amend the same, and provide for the paving thereof, or to close, alter, extend, or widen any street, square, lane, or alley, or open and lay out new ones subject to the provisions in that behalf hereinafter contained; to regulate the ascent and descent of all streets, lanes and alleys; to fix the building lines upon the same; to direct the paving of footways and to prescribe the width thereof; to direct the laying out of gutters and to prescribe the depth thereof; to prescribe the extent of steps, porches, cellar doors, and other inlets to yards and buildings; to provide police and the lighting of streets at the expense of the Town, and generally to prescribe and regulate the use of the streets, lanes and alleys of the Town and to have and exercise control over the same; subject to the provisions in that behalf hereinafter contained, and to the general supervision and control of the General Assembly, to provide for the regulations of auctions and auctioneers, also to regulate public amusements, to fix and declare and regulate the width of party walls, to provide for the safety of the citizens and for that purpose may prescribe the heights, thickness of walls and materials of buildings and the mode of erecting the same within said Town; and for providing for and securing the safety of the inmates thereof, and make provisions for the enforcement of such regulations; to regulate by ordinance or otherwise the sale of goods, wares and merchandise on the streets and sidewalks within the Town of Bridgeville, and fix the license fee thereof and the penalty for not paying said fee or the breach of any other provision of such ordinance or regulation and in all other respects regulate the markets within the said Town of Bridgeville. Provided, that no license fee shall be charged the

local producer who vends meats, fruits, vegetables or other farm products; to provide against the adulteration of milk and cream sold or sought to be sold in the said Town, and to provide for the proper inspection of the same; and in its discretion to provide for the payment of the expenses thereof; to provide for the measuring or weighing of coal, lime, grain, or other matter sold in the said Town; to regulate the storage of gunpowder or any other dangerous matter. They shall have power to lay and collect fines on the owners of any horse, cow, dog, or other animal which may be found at large in any of the streets, squares, lanes or alleys aforesaid, and in general shall have power to do all those matters and things for the well-being of the said Town, which shall not be in contravention of any existing laws of this State or the Constitution thereof. The Commissioners shall not have power to exempt any individual from the operation of any general ordinance or municipal regulations. The Commissioners shall have power to require all persons owning or keeping any male or female dog or dogs within the limits of the said Town to have the same registered annually and collect a fee from such keeper, owner or owners for such registration, and shall have power to fix the time and manner of registering, the amount of the annual fee thereof, and the penalty for not registering by ordinance.

Section 11. JUDGE OF QUALIFICATIONS OF COMMISSIONERS: The Commissioners shall be the judge of the election and the qualifications of its members and for such purpose shall have the power to subpoena witnesses and require the production of records, but the decision of the Commissioners shall be subject to review by the Courts.

Section 12. RULES OF PROCEDURE; RECORD: The Commissioners shall determine its own rules of procedure and order of business. It shall keep a record of its proceedings and the records shall be open to public inspection. Election of appointive officers shall be by a majority vote of the Commissioners and the results shall be entered on the record of the Commissioners.

Section 13. QUORUM AND MAJORITY REQUIREMENT: A majority of the members elected to the Commissioners

shall constitute a quorum to do business but a smaller number may adjourn from time to time and may compel the attendance of absent members in such manner and under such penalties as may be prescribed by ordinance. No ordinance shall be valid unless it shall have the affirmative vote of a majority of the members elected to the Commission. Resolutions, orders and motions shall be valid upon the affirmative vote of a majority of the members of the Commission present. No member shall be excused from voting on ordinances, resolutions, orders or motions.

Section 14. ORDINANCES: In addition to such acts of the Commissioners as are required by this Charter or by other State Law to be by ordinance, every act of the Commissioners establishing a fine or other penalty shall be by ordinance. The enacting clause of all ordinances shall be "The Commissioners of Bridgeville hereby ordain."

Section 15. PROCEDURE FOR ENACTING ORDINANCES: Every ordinance shall be introduced in writing and no ordinance shall be passed unless it shall have the concurrence of a majority of the members elected to the Commissioners and unless it shall have been read in its entirety at least one time prior to the taking of the vote thereon. All ordinances passed after the effective date of this Charter shall be copied into the records of the Commissioners and an index of such ordinances shall be kept by the Secretary.

Section 16. ORGANIZATION CHANGES BY THE COMMISSIONERS: The enumeration of certain officials in this Charter to be appointed by the Commissioners is not to be construed as a limitation on the power of the Commissioners to create such new offices as may be deemed essential to accomplish the objectives of the Town of Bridgeville, and to provide for the selection of suitable persons to fill any positions or offices.

Section 17. THE SECRETARY: The Secretary shall record all the proceedings of the Commissioners and keep a correct record of the same in a book to be provided for the purpose and shall file and keep in a safe place the Seal of the Town and all papers and documents relative to the affairs of the Town; and

deliver the same to his successor in office. The Secretary shall attest the Seal of the Town when authorized by the Commissioners and shall perform such duties and have such other powers as may be prescribed by the Commissioners. All records, books, papers, and documents in the custody of the Secretary shall be always open for the inspection of the Commissioners and the public under such regulations as Commissioners may prescribe. The Secretary may be a member of the Commissioners. He shall be elected by ballot at the annual organization meeting for a period of one year or until his successor is duly elected and qualified.

Section 18. **THE SOLICITOR:** At the annual organization meeting the Commissioners shall elect by ballot a Town Solicitor for a term of one year or until his successor shall have been duly elected and qualified. The Town Solicitor shall be a member of the Bar of the State of Delaware. It shall be his duty to give legal advice to the Commissioners and other officers of the Town, and to perform other legal services as may be required of him by the Commissioners.

Section 19. **THE ALDERMAN:** At the annual organization meeting or as soon thereafter as practicable, the Commissioners shall elect by ballot some suitable person to be Alderman of the Town of Bridgeville to serve as such for the term of one year, or until his successor shall be duly elected and qualified; subject, however, to be removed from office at any time by a vote of two-thirds of all the members comprising the Commissioners. He may or may not be a Justice of the Peace but he shall not be a member of the Commissioners. Before entering upon the duties of his office he shall be sworn or affirmed by the President or by any one of the Commissioners, or by any Justice of the Peace, to perform the duties honestly, faithfully, and diligently. He shall have jurisdiction and cognizance of all breaches of the peace and other offenses in the said Town so far as to arrest and hold for bail, or fine and imprison offenders, and he shall also have jurisdiction and cognizance of forfeitures, and penalties which may be prescribed by any law of this State, or by any ordinance of the Town Commissioners regularly passed and established for the government of the Town. Provided, that in the case of a violation of an ordinance, he shall impose

no fine or penalty in excess of that fixed by the ordinance, and shall not commit to prison for a longer term than 60 days in default of the payment of a fine imposed by him. He shall keep a book to be called "Alderman's Docket," in which shall be entered at large all his official acts. His fees for any service under this section shall be established by ordinance. If any vacancy shall occur in the office of the Alderman by death, resignation, removal from office, or otherwise, such vacancy may be filled by the Commissioners at any meeting thereafter for the residue of the term. If any Alderman shall be removed from his office by the Commissioners as herein provided, he shall deliver to his successor in office within two days after the election of his successor, all books and papers belonging to his office, and shall pay over to the Treasurer of the Town all moneys in his hand belonging to the said Town within five days after his removal; upon his neglect or failure to deliver to his successor in office, within the time aforesaid, all the books and papers belonging to his office, or upon neglect or failure to pay over to the Treasurer of the Town, within the time aforesaid, all moneys belonging to the Town, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than One Hundred Dollars nor more than Five Hundred Dollars.

The Alderman at every stated meeting of the Commissioners shall report to it all fines and penalties imposed by him since their last meeting, and pay to the Treasurer of the Town all such fines and penalties received by him during the said time, and in default of making such report or paying such fines and penalties for a period of twenty days after such report should be made and such fines and penalties should be paid as aforesaid, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than Twenty Dollars nor more than One Hundred Dollars.

Section 20. **THE TREASURER:** At the annual organization meeting the Commissioners shall elect by ballot a Treasurer for a term of one year, or until his successor shall have been duly elected and qualified. He shall be custodian of all funds of the Town of Bridgeville and shall deposit them, daily, in banking institutions located in the Town as designated by the Commissioners.

He shall not pay out any money except upon check or warrant countersigned by the President and authorized by the Commissioners; shall keep a true, accurate and detailed account of all monies received and of all monies paid out by him; shall preserve all vouchers for monies paid by him; and his books and accounts shall at all times be open to inspection by the President or the members of the Town Commissioners; and he shall make such reports and at such times as the Commissioners may direct. He may be a member of the Commissioners.

The Treasurer, before entering upon the duties of his office, shall give bond to the Commissioners of Bridgeville at the expense of the Commissioners of Bridgeville in such manner as shall by them be determined, with surety to be approved by said Commissioners conditioned for the faithful performance of the duties of his office.

Section 21. THE ASSESSOR: The Assessor shall be elected by ballot at the annual organization meeting for a period of one year or until his successor has been duly elected and qualified. His duties shall be as hereinafter provided.

Section 22. POLICE: It shall be the duty of the Commissioners to appoint a police force consisting of a Chief and such number of subordinates as the Commissioners may deem wise; and the Commissioners shall from time to time make rules and regulations as may be necessary for the organization, government and control of the Police Force. The members of the Force shall be subject to the directions of the Commissioners, and may be removed by the Commissioners subject to the provisions of Section 23. They shall preserve peace and order, and shall compel obedience, within the Town limits, of the ordinances of the Town and the laws of the State; and they shall have such other duties as the Commissioners shall from time to time prescribe.

Each member of the Police Force shall be vested, within the Town limits and within one mile outside of said limits with all the powers and authority of a Constable of Sussex County, and may carry firearms, and in case of pursuit of an offender, their power and authority shall extend to any part of the State of Delaware.

Section 23. COMPENSATION OF OFFICERS AND EMPLOYEES: The Commissioners shall have power to fix the compensation of all officers elected by ballot at the annual organization meeting, and such other officers, employees and agents of the Town, which by it may be deemed proper and necessary for the proper conduct and management of the Town. Any officer or employee may be removed by the Commissioners for sufficient cause; however, after five years' service removal may not be made without a public hearing.

Section 24. FISCAL YEAR: The fiscal year of the Town of Bridgeville shall begin on the first day of March of each year and shall end on the last day of February. Such fiscal year shall also constitute the budget and accounting year.

Section 25. BUDGET: Annually each year, and not later than the first Tuesday in February, the Commissioners shall cause to be submitted a budget containing the financial plan for conducting the affairs of the Town for the ensuing fiscal year.

The budget shall contain the following information:

1. A detailed estimate of the expense of conducting each department and office of the Town for the ensuing fiscal year.
2. The value of supplies and materials on hand, together with the nature and kind of any machinery or other implements and the condition thereof.
3. The amount of the debt of the Town, together with a schedule of maturities of bond issues.
4. A statement of the amount required for interest on the bonded debt, the amount necessary to pay any bond maturing during the year, the amount required for the sinking fund.
5. An estimate of the amount of money to be received from taxes, and all other anticipated income of the Town from any source or sources.
6. Commissioners shall allow adequate reserve for depreciation.

The budget shall be used as a guide in determining Town expenditures but shall not be a limitation upon the power of the Commissioners to appropriate funds in excess of the amounts set forth in the budget, if in its discretion it seems advisable to do so.

Section 26. INDEPENDENT ANNUAL AUDIT: Each year in the month of February the Commissioners shall designate a certified public accountant or firm of certified public accountants, who as of the end of the fiscal year, shall make an independent audit of accounts and other evidence of fiscal transaction of the Town government and shall submit their report to the Commissioners. Such accountants shall have no personal interest, direct or indirect, in the fiscal affairs of the Town government or of any of its officers. They shall not maintain any accounts of the Town business, but shall, within specifications approved by the Commissioners, audit the books and documents of the Treasurer or other appropriate officer and any separate or subordinate accounts kept by any other office, department, or an agency of the Town government. When received, the report of the auditors shall become part of the minutes of the Commissioners.

Section 27. POWER TO RAISE REVENUE: The Commissioners shall have the power to levy and collect taxes on real property within the limits of the Town, except that which is not assessable and taxable by virtue of any law of the State of Delaware, which shall not be more than \$40,000 in any one year clear of all delinquencies and expenses of collection. The Commissioners shall have the right to grant or refuse, and to charge fees for licenses, or permits for businesses of any description carried on within the limits of the Town as well as for transient businesses and shows except as otherwise provided herein. The Commissioners shall likewise have the power to levy and collect taxes upon the individual residents of the age of twenty-one years or over, commonly known as "head tax." The Commissioners shall also have the power to levy and collect franchise taxes and to impose sewer rentals and water rentals.

All business establishments employing ten or more employees hereafter established within the Town of Bridgeville or brought within its boundaries by virtue of the adoption of this

Charter, or by virtue of any future extension of said boundaries shall be exempt from Town taxation for the term of ten years from the time said plants are established or brought within the boundaries of said Town.

The Commissioners shall have the power by ordinance to allow discounts for early payment of taxes, to impose reasonable penalties and forfeitures for tax delinquencies, and to review and determine proper and appropriate properties to be exempt from taxation, provided, however, that no such exemption shall be in favor of a free enterprise profit making organization unless it shall come within the terms of the exemption for any established manufacturing plants as hereinbefore provided.

The Commissioners shall have the power to fix the rates for general utility services operated by the Town and to collect and utilize revenues from such utility services for the benefit of the Town.

Section 28. THE TOWN MAY ENGAGE IN BUSINESS: The Town of Bridgeville shall have the right to engage in any business or enterprise in which a person, firm or corporation might engage by virtue of a franchise, except the provision of telephone or telegraph service and except the generation or distribution and sale of electric light and power; and shall have the right and power to acquire, own and maintain, within or without the corporate limits of such Town, all real estate for municipal purposes for sites and right-of-ways for public utility and general welfare purposes and for the location, erection and maintenance thereon of municipal utility plants and public facilities.

In any case where the Commissioners may deem it to be to the best interests of the people of the Town of Bridgeville to acquire the properties of any privately owned utility except a telephone or telegraph corporation and except electric generation or distribution within the present or future boundaries of the Town, the question shall be submitted to a vote of the freeholders of the Town of Bridgeville. The Commissioners may at any time call a special election for such purposes upon thirty (30) days' notice. In acquiring said utility property, the Town

of Bridgeville shall respect the franchise rights of the owners and shall in all respects adhere to the general laws of the State of Delaware insofar as they relate to the purchase of utility properties by municipalities. The Town Commissioners shall be authorized to negotiate the aforementioned purchase only upon the approval of a majority of the freeholders of the Town of Bridgeville.

Section 29. POWER TO BORROW MONEY: The Town of Bridgeville may incur indebtedness by issuing either general obligation bonds or certificates of indebtedness secured by the full faith and credit of the Town of Bridgeville or revenue bonds, either in whole or in part of the total amount necessary to provide funds for the erection, extension, enlargement or repair of any plant, machinery, appliances or equipment for the supply and distribution, but not for the manufacture or generation, of gas for light, heat or power purposes; for the furnishing of water to the public, for the construction, repair or improvement of highways, streets or lanes, or the paving, curbing, or erection of gutters along the same; for the construction or repair of sewers or sewage disposal equipment; or to defray the cost of the share of the Town of Bridgeville in the cost of any permanent municipal improvement. If general obligation bonds are issued, the total outstanding debt secured by such bonds shall not exceed \$500,000 at any one time.

If revenue bonds are issued, each such bond shall recite in substance that said bond, including interest thereon, is payable from the revenue pledged to the payment thereof, and that said bond does not constitute a debt of the Town of Bridgeville within the meaning of the bonded indebtedness limitation; provided, however, that in the event of some emergency, the Town of Bridgeville may temporarily borrow, advance or loan such amount as is necessary to meet current interest on outstanding bonds, such advance or loan to be repaid to the Town of Bridgeville out of revenue subsequently received from the undertaking. If revenue bonds are issued, the Commissioners shall prescribe and collect reasonable rates, fees or charges for the service, facilities and accommodations of said undertaking and shall revise such rates, fees or charges from time to time whenever necessary so that such undertaking shall be and always remain

self-supporting. The rates, fees or charges prescribed shall be such as will procure revenue at least sufficient (a) to pay when due all bonds and interest thereon, for the payment of which such revenue is or shall have been pledged, charged or otherwise encumbered, including reserves therefor, and (b) to provide for all expenses of operation and maintenance of such undertaking, including reserves therefor.

Before the Town of Bridgeville may incur indebtedness by the issuance of bonds as aforesaid, the borrowing of money shall have been authorized by the Commissioners and shall have been approved in the following manner:

1. The Commissioners shall by resolution propose to the freeholders of the Town of Bridgeville the purpose or purposes for which the stated amount of money shall be borrowed. The resolution shall state the amount of money desired to be borrowed, the purpose for which it is desired, the manner of securing the same, and all other pertinent facts relating to the loan, including data on total related debt and the debt limitations established by this Charter; shall fix a time and place for hearing on the resolution; and shall provide for publication of an announcement of the hearing in a newspaper of general circulation in Sussex County nearest to the Town of Bridgeville at least one week prior to the hearing date.

2. A public hearing shall be held at which time all persons interested wishing to be heard shall be given an opportunity to express their views. Their testimony shall be considered in evidence by the Commissioners.

3. If the Commissioners desire to continue with the bond proceedings, it shall then, by resolution, direct that the question be submitted to a referendum. An election shall be held not less than 30 days nor more than 60 days after the day of such resolution.

4. The notice of the time and place for holding the said special election shall be printed in a newspaper of general circulation in Sussex County nearest to the Town of Bridgeville once a week for 3 successive weeks prior to the election. The special election shall be conducted by the Election Board as herein provided for annual elections.

5. The Commissioners shall cause the Election Board to prepare, print and have available for distribution a sufficient number of ballots not less than five days prior to the day of the special election. At said referendum all freeholders of the Town of Bridgeville shall be entitled to one vote for each dollar or fractional part thereof of Town Tax that shall have been assessed to said freeholder and which at the time of said referendum shall not be delinquent. Corporations shall be considered as freeholders. If a freeholder whose Town Taxes are delinquent shall offer to vote, his vote shall be refused until such time as he can produce to the election board a receipt showing his Town Taxes to be paid in full.

6. The Election Board shall count the votes for and against the proposed loan and shall announce the result thereof; shall make a certificate under their hands of the number of votes cast for and against the proposed loan; and shall deliver the same to the Commissioners, which certificates shall be entered on the minutes of the Commissioners, and the original shall be filed with the papers of the Commissioners. Provided, however, no bond issue shall be deemed approved unless a majority of those voting at such referendum shall vote for such bond issue.

7. The form of the bonds and certificates of indebtedness, the date of payment of interest, the classes, the dates of maturity, and the provisions pertaining to the registration shall be determined by the Commissioners. The bonds shall be sold to the highest bidder after at least one month's notice published at least twice in a newspaper of general circulation in Sussex County nearest the Town of Bridgeville and at least once in a publication carrying municipal bond notices and devoted primarily to financial news. The Council shall provide, in its budget, for revenues sufficient to pay the interest and principal on the said bonds or certificates of indebtedness at the maturity or maturities therefor. The faith and credit of the Town of Bridgeville shall be deemed pledged for the due payment of the principal and interest of general obligation bonds issued within the prescribed debt limitation when the same have been properly executed and delivered for value.

Section 30. BORROWING, FOR CURRENT EXPENSES:

Whenever the needs of the Town shall require more money than is, at the time, in the Town Treasury from current receipts, the Commissioners shall be authorized and empowered to anticipate current revenue by borrowing such amounts as are needed. Provided, however, the amount of such indebtedness shall not at any time exceed the sum of \$25,000.00.

To exercise the power aforesaid the Commissioners shall adopt a resolution to that effect, which resolution shall require the affirmative vote of at least two-thirds of all the members of the Commissioners. The indebtedness created under this provision shall be evidenced by notes of the Town, and the faith and credit of the Town shall be deemed to be pledged thereby. Such short-term debt shall not be considered as part of the bonded debt of the Town when limitations under indebtedness, as set forth elsewhere in this Charter, are computed.

Section 31. ELECTION OFFICERS: All elections shall be held by an Election Board consisting of the Justice of the Peace of the State of Delaware residing in the Town of Bridgeville together with two other persons, not Commissioners, to be appointed by the President with the approval of the Commissioners. Should the members of the Election Board be absent from any designated place of election at the time of said election, or fail or neglect to act in the conduct of such election, during all the time the polls are open, the voters present at the polls shall choose such number of persons as shall be necessary to fill the places vacant due to the absence of the proper officials.

When the polls shall have been closed, the election officers shall publicly count the ballots and shall certify the result of the election to each of the persons elected and to the Commissioners.

Section 32. CONTRACTS: All contracts of whatever character involving an expenditure above an amount determined by resolution of the Commissioners shall be written and shall be let and made by the Commissioners and shall be based on specifications provided by the appropriate person designated by the Commissioners.

Pending advertisement for bids, any plans, specifications, and profiles to be used in the proposed work or contract shall remain on file in the office of the Commissioners and shall be subject to the inspection of any interested person. All Contracts and purchases above an amount determined by resolution of the Commissioners shall be entered into and made only after advertising not less than two times in a newspaper of general circulation in Sussex County nearest the Town of Bridgeville, inviting competitive bids. Each such bid shall be sealed and filed with the person designated by the Commissioners. All bids shall be opened in the presence of the Commissioners or a duly authorized committee of the Commissioners and shall remain on file.

The Commissioners shall consider all bids which have been properly filed and may enter into a contract with the party offering the lowest and/or best bid, or they may reject all bids and re-advertise for bids, or they may have the work done under the supervision of the proper department of the Town. The awarding of a contract to the successful bidder shall give no right of action or claim against the Town upon such bid or contract until the same shall be reduced to writing and duly signed by the contracting parties. The Commissioners shall have the power to require all bidders to post bonds to secure the performance of the contract and all claims for labor and material used in the work. The Commissioners may reject any supplies as well as any other public work and buy supplies on the open market at a price less than the lowest bid received, or, if no bids are received, the Commissioners may direct the purchase of supplies in the open market. Nothing in this Section shall be construed to apply to contracts for the provision of utility service at rates regularly on file with the Public Service Commission of Delaware or any federal regulatory body.

Section 33. ASSESSMENT PROCEDURE: The Assessor shall annually make a true, just and impartial valuation and assessment of all real estate within the Town except such real estate as is exempt from municipal assessment and taxation by virtue of any law of the State of Delaware and also of such personal property as is subject to County assessment and taxation; provided, however, that in no event shall household furnishings, bank accounts, stocks, bonds, or automobiles be assess-

ed or taxed. He shall prepare and submit to the Commissioners on or before March 1 two or more copies of the assessment showing the location of each parcel of real and personal property, by street and number or other suitable description. When the Commissioners approve the roll as prepared or as modified by the Commissioners it shall cause a full and complete transcript thereof to be posted in said Town on or before the 15th of March at that place designated by the Commissioners; the said transcript to remain posted up to but not including the appeal day. Notice shall be advertised in a newspaper of general circulation in Sussex County nearest the Town of Bridgeville at least once and notice shall be given by posting such announcement in at least five public places throughout the Town. Such notice shall show the time and place where the assessment list may be viewed and the time and place of hearing appeals.

On the fourth Saturday of March, the Commissioners shall hold a court of appeals, which may continue open from one o'clock P. M. to eight o'clock P. M. and on such successive Saturdays as may be necessary during which time the Commissioners shall hear and determine appeals from the said assessment and shall make such corrections or additions as may be deemed necessary and proper. If the said appeal day shall fall on a holiday, the appeals shall be heard on the next day. The decision of a majority of the Commissioners sitting on appeals shall be final and conclusive in respect to all appeals.

No members of the Commissioners shall sit on his own appeal, but the same shall be heard and determined by the other members of the Commissioners. After the said valuation and assessment shall be examined and adjusted by the Commissioners all property taxes shall be levied on real and personal property thus assessed in just and equal proportions.

Section 34. COLLECTION OF TAXES AND SPECIAL ASSESSMENTS: As soon as practicable after the beginning of the new fiscal year, the Commissioners shall deliver to the Treasurer a list containing the names of the taxables and opposite the name of each the amount of his real and personal property assessment, the rate of taxation per hundred dollars of assessed valuation and the total amount of the tax. The list shall be

certified by the Secretary of the Commissioners. All taxes shall be paid to the Treasurer, subject to such discounts and penalties and rules as the Commissioners may direct.

It shall be the duty of the Treasurer to proceed forthwith to collect all taxes in the calendar year in which assessed and in the collection of said taxes he shall have all the powers conferred upon or vested in the Receiver of Taxes and the County Treasurer for Sussex County.

The provisions of Title 25, Sections 2901 through 2905 of the Delaware Code Annotated, with reference to tax liens, shall be deemed and held to apply to all taxes laid and imposed under the provisions of this Charter.

Section 35. POWER OF THE COMMISSIONERS OVER STREETS: The several posts and mark stones now set and fixed or which may hereafter be established in the middle of the streets of said Town of Bridgeville, as well as all such other posts and mark stones as shall from time to time be set and fixed in the earth by the Town of Bridgeville shall in all cases and in all courts of law within the State, be deemed, taken and allowed as land marks. The said Town of Bridgeville by itself or by its servants or agents shall have the right to enter upon any land within the limits of the Town and thereon set and fix such posts and mark stones as in the judgment of the Commissioners is necessary; and if any person shall wilfully tamper with or remove any of said post or mark stones such persons shall, for each such offense, forfeit and pay a fine of one hundred dollars; and the Town of Bridgeville may reward the informer of such offense by allowing him a portion of said penalty not exceeding a one-half thereof.

The Commissioners shall have the power and authority to lay out, locate and open new streets and to widen or to alter existing streets or parts thereof, and to vacate or abandon streets or parts thereof, whenever they shall deem it for the best interests of the Town; provided, however, that this power shall not be exercised with respect to property owned by the State of Delaware or any agency thereof without the approval of the State or State Agency. The procedure shall be as follows:

The Commissioners shall, by a majority vote, adopt a resolution for the opening of a new street, or the widening or altering of a street, or the vacating or abandoning of a street, or any part thereof, as the case may be, the resolution giving a general description of the street to be opened, widened, altered, vacated or abandoned. The resolution shall also state the day, hour and place where and when the Commissioners 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 (5) or more public places in the Town at least five (5) days before the day fixed for the hearing aforesaid and shall be published in a newspaper of general circulation in Sussex County nearest the Town of Bridgeville at least five (5) days before said day. A copy of such resolution shall be sent to all persons who would be deprived of property in consequence thereof, and to all person or persons having or claiming any interest or lien therein, at least five (5) days before the day fixed for the hearing, by personal services or by registered mail addressed to their last known post office address. At the time and place fixed in said resolution, said Commissioners shall hear such residents of the Town, or owners of the property affected, as may 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 interests of the 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. In case the determination of the Commissioners shall be to proceed with the plan contemplated by said first resolution, they shall also award just and reasonable compensation to any who will be deprived of property in consequence thereof.

Such compensation as may be awarded shall be paid by the Treasurer of the Town on a warrant drawn on him by the authority of the Commissioners. Any land owner, or person having or claiming any interest or lien therein, who may be dissatisfied with the compensation awarded by the Commissioners, may, within five (5) days after notice of the award of the Commissioners, appeal therefrom by serving written notice to that effect on the President. In order to prosecute said appeal, such appellant shall within five (5) days after the expiration of

the five (5) days allowed for the appeal apply to the Resident Judge of the Superior Court of the State, in Sussex County, for the appointment of freeholders to hear and determine the matter of compensation to such appellant, and thereupon the said Judge shall issue a commission under his hand, directed to five (5) impartial freeholders of the County, two of whom shall be residents in the Town of Bridgeville, commanding them to determine and fix the damages which the appellant will sustain by reason of being deprived of any property as aforesaid, taking into consideration the benefit or advantages which will inure to the appellant, and to make return of their findings to the said Judge at the time therein appointed. The freeholders shall give notice of the day, hour and place when and where they will meet to view the premises and to affix the damages, if any, as aforesaid. Such notice shall be served upon the appellant personally, or sent by registered mail to his last known address, and if not served personally by posting a copy on the premises affected at least fifteen (15) days before the day when the freeholders are to view the premises, and a copy of such notice should also be served on the President at least fifteen (15) 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 shall view the premises and hear the witnesses, and shall without delay, determine and fix the damages, if any, which said appellant will sustain by reason of being deprived of any property as aforesaid. Thereupon the said freeholders shall make return in writing of their proceedings to the said Resident Judge, who shall cause a copy of said return to be delivered to the President, and such return shall be final and conclusive. The said Judge shall have the power to fill any vacancies among the freeholders. On application within twenty (20) days after the award the said Judge may set aside a grossly improper award and appoint a new Commission. The amount of damages being ascertained, the Town may pay or tender the same to the person entitled thereto within one (1) month after the same shall be finally ascertained, or may deposit the same in any Bank in the Town to the credit of the person entitled thereto, within the said period of one (1) month, and thereupon the Town may carry into effect the plan contemplated in the resolution aforesaid. The return of freeholders shall be filed in the Office of the Prothonotary of Sussex County.

In the ascertainment and assessment of damages by the freeholders, if the damages shall be increased, the costs of the appeal shall be paid by the Treasurer of the Town of Bridgeville, but if said damages shall not be increased, the said costs shall be paid by the appellant. The fees to the freeholders shall be Five Dollars (\$5.00) per day to each, which shall be taxed as a part of the costs.

Section 36. SEWER AND WATER MAIN IMPROVEMENTS: The Commissioners shall have the entire jurisdiction and control within the limits of said Town of the drainage thereof, and the right to alter and change the course and direction of any of the natural water courses, runs or rivulets within the limits of said Town, and may pass ordinances for the construction of water mains and the opening of gutters, drains and sewers within the limits thereof. And the regulating and maintaining, cleansing and keeping the same and the natural water courses, runs and rivulets within the said limits open, clean, and unobstructed; and for that purpose may authorize the entry upon private lands and take, condemn and occupy the same in the same way and under the same rules and procedure as hereinbefore provided in case of streets, etc., and by general regulations prescribe the mode in which they shall be altered, changed, opened, maintained, cleansed, and kept open and unobstructed, and shall bear the expenses thereof and may in its discretion assess the costs of sanitary sewers upon the property particularly benefited thereby, except such real estate as is exempt from municipal assessment and taxation by virtue of any law of the State of Delaware, and prescribe the mode of collection thereof; **PROVIDED**, that nothing herein contained shall be construed to authorize the taking of private property for public use without just compensation.

Whenever the Commissioners of the Town of Bridgeville shall determine, either on petition by a majority in numbers or in interest of the property holders abutting a proposed sanitary sewer construction, improvement, alteration, or repair or on its own initiative, that such construction, improvement, alteration, or repair of sanitary sewers is required, it shall proceed in accordance with law to undertake work and surveys necessary to make a report estimating cost and apportioning as-

assessments. The Commissioners shall then proceed as hereinbefore described for street improvements. The Commissioners may perform such construction, improvement, alteration, or repair by contract or municipal agency. Provided, that assessment for the construction, improvement, alteration, repair and operation of sanitary sewers may be made upon the property abutting upon that portion of the street in which any sanitary sewer may be constructed under the provisions of this Charter, and shall be based upon the lineal feet of such property abutting on such street, each such lineal foot being assessed alike. In the case of property situated at the corner of two such streets or otherwise so situated as to be assessed for the cost of building a sanitary sewer in one of such streets, only the front of such property shall be liable for such assessments. The Commissioners on individual appeals according to rules established by them, shall in all cases decide what portion of the corner property shall be considered frontage and what portion side frontage. Provided that in all corner properties the side frontage shall not exceed one hundred and twenty-five (125) feet and side frontage thus determined shall be exempt from the payment of any sanitary sewer assessment, unless the owner thereof should, after the side frontage is fixed as aforesaid, decide to make such side frontage the front of said property, in which case the owner shall pay such additional assessment as the Commissioners may determine. No property shall be assessed for the cost of constructing the sanitary sewer and connecting the same with the disposal plant, unless such property shall abut and be bounded by that portion of the street in which a sanitary sewer has been built, or unless such property has the right of access to such street or desires to use such sanitary sewer and the sanitary sewer is constructed upon the street upon which the property abuts, in either of which cases such property shall be liable for the same assessment as though a sanitary sewer was constructed in the portion of the street on which such property abuts, and the property shall not be liable for any further assessment for sanitary sewer purposes. Where any such assessments shall be made upon any land for the cost of constructing a sanitary sewer and connecting it with the disposal plant, the Commissioners shall have the right to compel the owner to connect any building or structure erected as may be prescribed by the Commissioners from time to time. The

word street shall be deemed and held to comprehend and include highways, lanes and alleys.

Section 37. SIDEWALKS AND GUTTERS: Whenever the Town of Bridgeville shall have determined that any paving, graveling or guttering of the sidewalks or any or either or all of them, shall be done it shall notify the owner or owners of land in front of whose premises the same is to be done, particularly designating the nature and character thereof, and thereupon it shall be the duty of said owner or owners, to cause such paving, graveling or guttering to be done in conformity with said notice. In the event of any owner neglecting to comply with said notice for the space of thirty days, the Commissioners may proceed to have the same done, and when done the Treasurer of the Town of Bridgeville shall as soon as convenient thereafter present to the said owner or owners of such lands, a bill showing the expense of paving, graveling or guttering. If such owner or owners be not resident in the Town of Bridgeville, such bill may be presented to the occupier or tenant of said land or if there be no occupier or tenant resident in the Town of Bridgeville, such bill may be sent by mail to such owner or owners, directed to him or them at the post office nearest his or their residence. If such bill be not paid by the owner or owners of such lands within thirty days after the presentation, then it shall be the duty of the Commissioners to issue an order in the name of "Commissioners of Bridgeville" under the hand of the President, and the seal of the said corporation, directed to the Treasurer of the Town of Bridgeville, commanding him to proceed to collect said delinquent assessment as levied in accordance with the authority granted under Section 34 "Collection of Taxes and Special Assessments" of this Act. The claim for paving, graveling or guttering shall be a lien on the premises in front of which the said work was done, and shall have the same priority and be collectible in the same manner as municipal property taxes. If any new paving is ordered by the Commissioners as aforesaid, in front of lot or lots held or owned by a widow or widows as and for her or their dower, such expense incurred as aforesaid shall be paid by the owner or owners of the reversion in fee simple. All subsequent repairs named in this Act are to be kept up at the expense of such tenant in dower. Any notice required by this section to one co-owner, shall be

notice to all; and in case no owner shall reside in the Town, notice may be served upon the occupier or tenant of said premises resident in the Town, and if there be no such occupier or tenant, it shall be sufficient to send said notice by mail to any owner of said premises, directed to him or her at the post office nearest his or her residence. The provisions hereinbefore contained in this section, shall apply to any order made by the Commissioners in respect to any such paving, graveling, or guttering heretofore done, which the Commissioners may deem insufficient or to need repairing. The Commissioners in addition to the provisions of this section hereinbefore shall have power and authority to enforce by ordinance, all the requirements of this section by imposing such fines and penalties as shall be in the judgment of the Commissioners necessary and proper.

The paving and guttering outside of said curbing shall be done by the Commissioners at the expense of the Town, except in case of property exempt from taxation, in which case the owner or owners of said exempt property shall pay for the paving and guttering outside of said curbing, and in case said owners refuse so to pave and gutter, the Commissioners may proceed to have the same done and collect the expense thereof in the same manner and by the same proceedings as are hereinbefore provided, in case of paving, graveling and guttering sidewalks, footways, etc., where the owners of property refuse to pave, gravel and gutter sidewalks and footways in front of their property.

Section 38. PROCEEDINGS MAY BE ABANDONED: The Commissioners may by resolution, abandon in whole or in part at any time during the pendency thereof or within sixty days after the final order of any court upon appeal from an award or assessment. When proceedings are abandoned by resolution of the Commissioners, as provided by this Section, the Commissioners may not begin new proceedings involving the same work, service, improvement, or action within six months after abandonment. If prior to the resolution of abandonment, possession of condemned property has been taken, the owner shall have a right of action to recover damages for the use and occupation with interest thereon from the date when possession was taken.

Section 39. LEVYING OF SPECIAL ASSESSMENTS: The Town of Bridgeville is hereby authorized and empowered to levy and collect special assessments upon property in a limited and determinable area for special benefits accruing to such property as a consequence of any municipal public work or improvement; and to provide for the payment of all or any part of the cost of the work, service, or improvement out of the proceeds of such special assessments.

Section 40. ASSESSMENTS PAYABLE IN INSTALLMENTS: The Commissioners may provide for the payment of special assessments, for whatever purpose levied, by installments, but assessments for permanent improvements shall be within ten years in annual or more frequent installments, and assessments for current services shall be payable within one year.

Section 41. ASSESSMENTS NOT TO EXCEED VALUE OF BENEFIT: The amount assessed against any property for any work or improvement shall not exceed the value of the benefits accruing to the property therefrom.

Section 42. NEW DEVELOPMENTS AND SUBDIVISIONS: Whenever it is contemplated that a new real estate development shall be undertaken, the Commissioners shall require the developer to submit plans and supporting documents to the Commissioners or Planning Commission for approval prior to the actual construction and/or installation of improvements and utilities.

Whenever the installation of new facilities is contemplated in a partially developed area, the Commissioners shall make a careful determination of the ability of the area to support the cost of the projected improvement before approving it.

Section 43. SEVERABILITY OF CHARTER PROVISIONS: If any provision of this Charter or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Charter which can be given effect without the invalid provisions or applications, and to this end the provisions of this Charter are declared to be severable.

Section 44. **FORMER GOVERNMENT IN FORCE:** All ordinances, resolutions, orders, rules, or regulations in force in the Town of Bridgeville at the time this Charter takes effect, regardless of the authority under which originally enacted, shall continue in full force and effect until the Commissioners otherwise provide by ordinance, notwithstanding any change in organization effected by this Charter.

Section 45. **CONTINUANCE IN OFFICE:** All persons holding any non-elective office or employment under the Town of Bridgeville at the time this Charter goes into effect shall continue in such office or employment and shall draw the same rate of compensation as during the month preceding the adoption of this Charter until removed or until the compensation is changed.

The President of the Commissioners of Bridgeville shall continue as the President of the Town and the Commissioners of the Town shall continue as Town Commissioners until their successors are elected and qualify as previously provided for in this Charter.

Section 46. **APPOINTMENT AND REMOVAL OF A TOWN MANAGER:** The Commissioners may by ordinance provide for and establish a Town Manager. It may state his qualifications and duties and shall fix his salary. The Town Manager shall be responsible to the Commissioners and may be removed by the Commissioners upon a vote of two-thirds of the members thereof. The duties of other officers may be eliminated and combined with the duties of the Town Manager if the ordinance so provides. Neither the President nor any member of the Town Commissioners may be appointed Town Manager during his term of office or within one year thereafter, except in the event of a national emergency.

Section 47. Chapter 158, Volume 43, Laws of Delaware entitled "An Act to Reincorporate the Town of Bridgeville" is hereby repealed.

Annexation	Section 3
Appointment and Removal of a Town Manager	Section 46
Assessment Procedure	Section 33
Assessments Not to Exceed Value of Benefit	Section 41
Assessments Payable in Installments	Section 40
Borrowing, For Current Expenses	Section 30

Boundaries	Section 2
Budget	Section 25
Collection of Taxes and Special Assessments	Section 34
Compensation of Officers and Employees	Section 23
Continuance In Office	Section 45
Contracts	Section 32
Election Officers	Section 31
Elections	Section 5
Fiscal Year	Section 24
Former Government in Force	Section 44
Incorporation	Section 1
Independent Annual Audit	Section 26
Judge of Qualifications Of Commissioners	Section 11
Levyng of Special Assessments	Section 39
Meetings Of Commissioners	Section 8
New Developments And Subdivisions	Section 42
Ordinances	Section 14
Organization Changes By The Commissioners	Section 16
Police	Section 22
Power Of The Commissioners Over Streets	Section 35
Power to Borrow Money	Section 29
Power To Raise Revenue	Section 27
Powers Of Commissioners	Section 10
Powers Of The Town	Section 6
Procedure For Enacting Ordinances	Section 15
Proceedings May Be Abandoned	Section 38
President's Relationship To Commissioners	Section 9
Qualification Of Elective Officers	Section 7
Quorum And Majority Requirement	Section 13
Rules Of Procedure; Record	Section 12
Severability Of Charter Provisions	Section 43
Sewer And Water Main Improvements	Section 36
Sidewalks And Gutters	Section 37
Structure And Powers Of Government	Section 4
The Alderman	Section 19
The Assessor	Section 21
The Secretary	Section 17
The Solicitor	Section 18
The Town May Engage In Business	Section 28
The Treasurer	Section 20

Approved July 3, 1957.

CHAPTER 238

COMMERCE AND TRADE

AN ACT TO AMEND TITLE 6, DELAWARE CODE RELATING
TO COMMERCE AND TRADE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 6, Delaware Code is amended by adding in Part II thereof a new chapter to be designated Chapter 18, as follows:

CHAPTER 18. ASSIGNMENT OF ACCOUNTS RECEIVABLE

§ 1801. Definitions

For the purposes of this Chapter:

(a) "Account" means an account receivable. It includes sums owing, although not yet payable, under an existing contract, whether performed or unperformed, and whether for goods or services. It also includes the proceeds and avails of any such account and all rights, powers, remedies, liens, collateral, securities and incidents appertaining to such account and all of the assignor's rights, title and interest in or to, or liens on, the merchandise or other property, if any, the sale or other transfer of which to the account debtor gave rise to such account, in case such merchandise or property be not delivered to or accepted by, or be rejected or returned by or repossessed from the account debtor. It excludes obligations represented or secured by a judgment, mortgage (chattel or real estate), lease of real estate, or contract for the sale of real estate.

(b) "Assignment" includes any transfer, sale, pledge or mortgage of an account, or of a part thereof, or of any right, title or interest therein;

(c) "Assignor" includes a transferor, seller, pledgor and mortgagor;

(d) "Assignee" includes a transferee, purchaser, pledgee, mortgagee and any person with rights acquired from or through such assignee;

(e) "Account Debtor" means a person obligated to pay an account;

(f) "Subsequent Assignee" means a later assignee of an account mediately or immediately claiming under an assignor who has previously assigned such account;

(g) "Value" means any consideration sufficient to support a simple contract, including an antecedent debt or liability, whether an account is taken in satisfaction thereof or as security therefor;

(h) "Person" means an individual, partnership, association, foreign or domestic corporation, and any other business or legal entity.

The singular of any of the above terms shall include the plural.

§ 1802. Assignment valid when made

An assignment of an account shall transfer from the time of its making all rights which the assignor has power to transfer and shall be valid and fully perfected at the time it is made (a) if it is in writing (b) if the assignee has given value therefor (c) if the assignee takes the assignment in good faith (d) whether or not notice of assignment is given to the account debtor or the account debtor assents to such assignment. After the making of such assignment no existing or future creditor of the assignor and no subsequent assignee shall acquire, by legal process or otherwise, any right, title, lien or interest in or to such account, or any proceeds thereof, or any judgment, instrument, token or writing given as evidence thereof or in substitution therefor, equal or superior to or in diminution of the rights of the assignee under such assignment.

§ 1803. Rights of account debtor

Whenever, prior to notice to him of an assignment of an account, the account debtor has, while acting in good faith:

(a) Made payment of the account, in whole or in part; or

(b) Given in payment of or as evidence, in whole or in part, of the account, a negotiable instrument, or other writing, which shall not have been delivered (whether or not endorsed or assigned) to and retained by the first assignee or anyone claiming under or through the first assignee; or

(c) Effected a new contract with a subsequent assignee by means of a novation in respect to the account; or

(d) Become liable upon a final judgment on the account; such payment or the assumption or suffering of such substitute liability or the giving of such negotiable instrument or other writing shall, to the extent thereof, be a valid discharge of the account debtor's liability upon such account. Nothing in this chapter shall deprive the account debtor of any valid defense to which he would otherwise be entitled or any valid right existing under the contract from which the assigned account arose, or of any right of set-off or counterclaim against the assignor existing at the time the account debtor receives notice of the assignment.

§ 1804. Accountability of subsequent assignors, assignees and of creditors

If an account is assigned as provided in § 1802, the assignor and any subsequent assignee of the account and any creditor of such assignor, other than a creditor realizing on a lien obtained prior to such assignment, shall be liable and accountable to the assignee under such assignment for all sums thereafter received in payment, in whole or in part, of such account; and any such assignor, subsequent assignee or creditor who after the date of such assignment obtains an instrument, token or writing in payment or as evidence, in whole or in part, of such account, or effects a novation with respect thereto, or obtains an order,

judgment or decree for the payment of such account, shall be deemed to have received, effected or obtained the same for the use and benefit of the assignee under such assignment and shall be liable and accountable to him therefor and for the proceeds thereof; provided any action to enforce any rights under this section against any party other than the assignor shall be commenced only within one year from the date such funds are received, such novation is effected, or such instrument, token, writing, order, judgment or decree is obtained, as the case may be.

§ 1805. Return of property, adjustments

If, in the case of any assigned account, merchandise sold, or any part thereof, is returned to or recovered by the assignor from the account debtor and is thereafter dealt with by the assignor as his own property, or if the assignor grants credits, allowances or adjustments to the account debtor, the right to or lien of the assignee upon any balance remaining owing on such account and his right to or lien upon any other account assigned to him by the assignor shall not be invalidated, whether or not the assignee shall have consented to or acquiesced in, such act of the assignor.

§ 1806. Validity not impaired by certain acts

An assignment of an account receivable is not, and shall not be deemed to be invalid because:

(a) By its terms such assignment permits the assignor to collect or compromise the assigned account; or

(b) By its terms such assignment permits the assignor to use the proceeds of the assigned account, when collected, in the conduct of his business; or

(c) No notice thereof is given to the account debtor or to any other person; or

(d) Neither such assignment nor any copy or notice thereof is recorded or filed in any public office; or

(e) The assignor has failed to account for proceeds or replace collateral.

§ 1807. Exceptions to application of this chapter

(a) This chapter shall not apply to: (1) the rights of the United States in any case of an assignment of a claim against the United States but shall apply to the rights of all other persons interested in such assignment; or (2) any general assignment for the benefit of creditors; or (3) an assignment or other transfer of a claim for wages, salary or other compensation of an employee; or (4) a transfer of accounts as part of a sale of the business out of which they arose, or a transfer of a contract right to an assignee who is also to do the performance under the contract; or (5) an assignment or other transfer of an interest or claim in or under any policy of insurance; or (6) to monies arising from public or private construction contracts for which the assignor has furnished a surety bond guaranteeing the performance of the contract or the payment of labor and materials claims arising therefrom.

(b) This act shall not be construed to alter or affect any existing law with respect to the negotiation of or the rights of the holders of negotiable instruments. Nor shall it be construed to alter or affect the relative rights or priorities of creditors of account debtors as provided under statutes governing conditional sales, trust receipts, factor's liens or other statutes making provision for the recording or filing of memoranda or assignments or notices of such assignments.

Section 2. Severability of provisions of this chapter

If any provision of this Chapter or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Chapter which can be given effect without the invalid provisions or application, and to this end the provisions of this Chapter are declared to be severable.

Approved July 3, 1957.

CHAPTER 239

SALE OF ALCOHOLIC LIQUORS BY IMPORTERS

AN ACT TO AMEND CHAPTER 1, TITLE 4, DELAWARE CODE, RELATING TO THE SALE OF ALCOHOLIC LIQUORS BY IMPORTERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 101, Title 4, Delaware Code, is amended by adding at the end of the paragraph containing the definition of "Importer" the following words:

and provided further that nothing contained in the definition of "importer" shall be construed as prohibiting an importer from selling "beer" in "half-barrel" or "quarter-barrel" containers to the holders of a personal license, or to the holders of a gathering license to dispense and not for resale;

Approved July 3, 1957.

CHAPTER 240

RELATIVE TO SCHOOL BOARD ELECTIONS

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" RELATIVE TO SCHOOL BOARD ELECTIONS; LOCAL SCHOOL TAXES; LOCAL SCHOOL BONDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 309, Title 14, Delaware Code, is amended to read as follows:

§ 309. Time and place of elections

(a) The school election shall be held annually in each District on the second Saturday of May between the hours of one and eight o'clock P. M., Eastern Standard Time.

(b) All the schools in each District shall be open as polling places for their respective Districts, except that it shall not be necessary to open more than one school house on a single given site.

Section 2. § 310, Title 14, Delaware Code, is amended to read as follows:

§ 310. Election of officers

The annual school election in each District shall be conducted by the members of the School Board of the District. One member of the School Board shall serve together with two other persons chosen by the School Board as election officers in each school in the District. Where there are more schools being used for election purposes in a District than there are School Board members the School Board shall appoint as many additional election officers as shall be necessary so as to man every school in the District with three election officers. If for any reason, one or more members of the School Board are unable to serve as election officers, the School Board shall designate another person,

or persons to sit in such capacity. Should the School Board fail or neglect to provide election officers at the election, the voters present, when the polls open, shall designate and appoint election officers to conduct the election.

Section 3. § 313 (b), Title 14, Delaware Code is amended by inserting the following new sentence after the second sentence thereof:

After the name of each candidate a square ☐ shall be added for convenience in marking the ballots.

Section 4. § 315 (2), Title 14, Delaware Code, is amended to read as follows:

(2) Whether voter is a citizen of the United States of America.

Section 5. § 315, Title 14, Delaware Code, is amended by adding the following at the end thereof:

(5) Have you voted at any other voting place in this School District at this election?

Section 6. § 317, Title 14, Delaware Code, is amended by deleting the last sentence thereof and substituting the following:

The voter shall place a cross mark in the square ☐ after the name of the candidate or candidates for whom he desires to vote.

Section 7. § 322, Title 14, Delaware Code, is amended by adding a new subsection as follows:

(c) If by resignation, death, removal, or otherwise, all the memberships of the School Board shall become vacant at the same time, the State Board of Education shall immediately call a special School Board election to be held in the District within 60 calendar days, to elect members to fill the unexpired terms. Nominations and elections held pursuant to this subsection shall be held in accordance with the provisions of this chapter.

Section 8. § 1904, Title 14, Delaware Code, is amended to read as follows:

§ 1904. Notice of election

(a) The School Board of the District in which the election under section 1903 of this title is to be held shall give notice of such election as follows:

(1) By notices posted in at least 10 public places in the District and on the door of every school house in the District at least 20 days before the day of the election; and

(2) By notices published in two newspapers of the county at least once a week for three weeks before the election, the last such publication to be not less than five days before the day of the election.

(b) The notices so posted and published shall plainly set forth the amount to be raised or the proposed rate of taxation and the purpose or purposes for the proposed additional taxes.

Section 9. § 1907, Title 14, Delaware Code, is amended to read as follows:

§ 1907. Hours of election

For an election under section 1903 of this title, the polls shall open at one o'clock P. M., Eastern Standard Time, and shall close at eight o'clock P. M., Eastern Standard Time, on the day advertised.

Section 10. § 1908, Title 14, Delaware Code, is amended to read as follows:

§ 1908. Form of ballot; method of voting

(a) For an election under section 1903 of this title, the vote shall be by ballot on which is written or printed:

For additional tax ☐
Against additional tax ☐

(b) The voter shall place a cross mark in the square ☐ after the item for which the vote is to be cast.

Section 11. § 1912, Title 14, Delaware Code, is amended to read as follows:

§ 1912. Assessment list; poll tax

The School Board of the District in which an additional tax is to be levied shall use the assessment list of the county in which that District is located as a basis for any School District tax. There may also be added a poll tax on all persons 21 years of age and upward residing in the District of such amount as shall be determined by the Board.

Section 12. § 1917, Title 14, Delaware Code, is amended to read as follows:

§ 1917. Tax collection warrant and assessment list

(a) Based on the total value of all taxable property as shown on the county assessment list and on the amount to be raised, the Board of the District shall fix the rate of taxation plus 10 per cent for delinquencies.

(b) The Board shall execute and deliver its warrant, with a duplicate of the assessment list, to the Receiver of Taxes and County Treasurer of the county or counties wherein the District is situated.

Section 13. § 1918, Title 14, Delaware Code, is amended to read as follows:

§ 1918. Collection of tax and accounting

(a) The Receiver of Taxes and County Treasurer shall collect such taxes in the same manner and at the same time as provided by law for the collection of taxes for other purposes.

(b) All money so collected shall be paid to the State Treasurer and shall be deposited by him in a separate account in the depository for other school moneys to the credit of the District.

Section 14. § 1919, Title 14, Delaware Code, is amended to read as follows:

§ 1919. Deposit and disbursement of school taxes

Warrants or drafts on the said fund shall be drawn by the School Board of the District and shall be applied only for the purpose for which the levy is made.

Section 15. § 1920, Title 14, Delaware Code, is amended to read as follows:

§ 1920. Report of school tax collections and payment of collected taxes

(a) Each Receiver of Taxes and County Treasurer shall on the first day of each month make a report to the School Board of the District for which he is collecting taxes, to the State Treasurer and the State Board of Education, of all taxes collected in the previous month. The forms shall show a complete breakdown of taxes collected, such as capitation, debt service and current expenses, and such other information as may be required.

(b) Each Receiver of Taxes and County Treasurer shall not less than once each calendar month, pay over to the State Treasurer all funds collected by him for any District.

Section 16. § 2115, Title 14, Delaware Code, is amended to read as follows:

§ 2115. Assessment list; objections; posting; hearing

(a) The School Board of the District in which the tax is to be levied under section 2114 of this title shall use the assessment list of the county in which that District is located, in order to determine all the taxables of the District, the property of each taxable and the assessed value thereof. Such list shall constitute the assessment list of the District for purposes of levying a tax under section 2114 of this title.

(b) A copy of the assessment list shall be posted in some public place of the district for inspection and the School Board shall advertise such posting in at least five public places of the district, giving notice that such list is posted and where, and the day, hour and place (not less than five days thereafter) of their sitting to hear objections. Upon such hearing the Board shall make such corrections and additions as shall be right and proper.

Section 17. § 2116, Title 14, Delaware Code, is amended to read as follows:

§ 2116. Assessment, levy, and collection of taxes

(a) Based on the total value of all taxable property as shown on the county assessment list and on the amount to be raised, the Board of the District shall fix the rate of taxation plus 10 per cent for delinquencies.

(b) The Board shall execute and deliver its warrant, with a duplicate of the assessment list, to the Receiver of Taxes and County Treasurer of the county or counties wherein the District is situated.

(c) The Receiver of Taxes and County Treasurer shall collect such taxes in the same manner and at the same time as provided by law for the collection of taxes for other purposes.

(d) All money so collected shall be paid to the State Treasurer and shall be deposited by him in a separate account in the depository for other school moneys to the credit of the District.

(e) Warrants or drafts on the said fund shall be drawn by the School Board of the District and shall be applied only for the purpose of paying interest on said bonds and the payment of said bonds as and when the same shall fall due.

Section 18. § 2117, Title 14, Delaware Code, is amended to read as follows:

§ 2117. Report of tax collections and payment of collected taxes

(a) Each Receiver of Taxes and County Treasurer shall on the first day of each month make a report to the School Board of the District for which he is collecting taxes, to the State Treasurer and the State Board of Education, of all taxes collected in the previous month.

(b) Each Receiver of Taxes and County Treasurer shall not less than once each calendar month, pay over to the State Treasurer all funds collected by him for any District.

Approved July 3, 1957.

CHAPTER 241

SMYRNA

**AN ACT TO AMEND CHAPTER 192, VOLUME 36, LAWS OF
DELAWARE, ENTITLED "AN ACT TO REINCORPOR-
ATE THE TOWN OF SMYRNA", RELATING TO THE
TAXING POWERS OF THE TOWN OF SMYRNA.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members of each Branch thereof concurring therein):

Section 1. § 14, Chapter 192, Volume 36, Laws of Delaware, entitled "An Act to Reincorporate the Town of Symrna" is amended by adding at the end of the fourth paragraph of said Section, as a part of the fourth paragraph, the following:

Provided however that the tax rate for the Town of Smyrna shall not exceed the sum of fifty cents on each One Hundred Dollars of assessed property valuation and that the poll tax shall not exceed the sum of five dollars per person.

Approved July 3, 1957.

CHAPTER 242

SUPPLEMENTARY APPROPRIATION

STATE SUPPORTED SALARY SCHEDULES FOR
SCHOOL EMPLOYEES**AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE
CODE RELATING TO STATE SUPPORTED SALARY
SCHEDULES FOR SCHOOL EMPLOYEES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1308, Title 14, Delaware Code is hereby repealed and a new § 1308 is substituted in lieu thereof as follows:

§ 1308. Salary schedule for senior secretaries

Senior secretaries who have the qualifications required by the rules of the State Board of Education except the senior secretary in each school district shall be paid a basic salary of \$200 per month, plus \$10 per month for each year of experience up to a maximum of \$350 per month for senior secretaries having 15 or more years of experience.

The senior secretary in each school district which employs one or more secretaries shall be paid in accordance with the non-degree teachers' salary schedule.

Section 2. There is hereby appropriated to the State Board of Education the sum of \$24,000 for the fiscal year ending June 30, 1958 and the sum of \$36,000 for the fiscal year ending June 30, 1959 for the purpose of carrying out the provisions of this Act.

Section 3. This is a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 16, 1957.

CHAPTER 243

RELATING TO MUNICIPAL STREET AID FUND

AN ACT TO AMEND CHAPTER 55, VOLUME 51, LAWS OF DELAWARE KNOWN AS "AN ACT TO AMEND TITLE 30, DELAWARE CODE BY PROVIDING FOR A STATE MUNICIPAL STREET AID FUND FROM THE PROCEEDS OF THE STATE MOTOR FUEL TAX; DISTRIBUTION OF SUCH FUND TO INCORPORATED CITIES AND TOWNS FOR STREET PURPOSES."

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members of each Branch thereof concurring therein):

Section 1. Chapter 55, Volume 51, Laws of Delaware also known as Chapter 51, Title 30, Delaware Code is amended by adding to § 5163 (b) 1. a new sentence to read as follows:

For the purpose of this subsection the distribution for the fiscal year beginning July 1, 1956 and ending June 30, 1957, and for the fiscal year beginning July 1, 1957 and ending June 30, 1958, the population of each municipality shall be based on the United States official census determined by the 1950 census. Thereafter the provisions of § 5165 (b) 4., Title 30, Delaware Code shall be applicable.

Approved July 20, 1957.

CHAPTER 244

INCREASING SALARY OF NEW CASTLE COUNTY
PROTHONOTARY

**AN ACT TO AMEND CHAPTER 23, TITLE 10, DELAWARE
CODE, RELATING TO THE COMPENSATION OF THE
PROTHONOTARY IN NEW CASTLE COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 2301, Title 10, Delaware Code is amended by striking and repealing subsection (1) of said Section 2301 and by substituting and enacting in lieu thereof a new subsection (1) to read as follows:

(1) In New Castle County, \$7,000.

Approved July 20, 1957.

CHAPTER 245

APPROPRIATION

STATE BOARD OF HEALTH BUILDING

AN ACT APPROPRIATING FUNDS FOR THE CONSTRUCTION OF A BUILDING FOR THE USE OF THE STATE BOARD OF HEALTH TO INCLUDE OFFICES, A BACTERIOLOGICAL LABORATORY, AND CLINICAL FACILITIES ON GROUNDS NOW OWNED BY THE STATE IN DOVER, AND FOR THE FURNISHING AND EQUIPPING OF SUCH BUILDING AND INCIDENTAL EXPENSES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Health the sum of \$1,900,000.00 which shall be used for the construction, equipping and furnishing of a State Health Building in Dover to include (1) offices for the State Board of Health, (2) a bacteriological laboratory and (3) quarters for the administrative offices and clerical facilities for the Kent County Health Unit of the State Board of Health, and improvements incidental thereto, and for the surveying, grading and landscaping of lands, and for the costs of labor, material, equipment, supplies, and for any other purposes incidental and necessary to the foregoing. The building shall be located on lands now owned by the State of Delaware in Dover.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of money received by the sale of bonds authorized under a separate Act of the 119th General Assembly or from such other funds as the Budget Commission may make available for such uses. No portion of the money appropriated as aforesaid shall be deemed or held to revert at the end of any fiscal year, but the said appropriation shall remain available until the objects and purposes of this Act have been fully accomplished, provided that such funds shall revert to the General Fund on June 30, 1961 if not expended by such date.

Approved July 22, 1957.

CHAPTER 246

AMENDING CHARTER OF NEW CASTLE

AN ACT AMENDING THE CHARTER OF THE CITY OF NEW CASTLE BY PLACING THE APPOINTMENT AND OPERATION OF POLICE CONSTABLES UNDER THE JURISDICTION OF THE CITY COUNCIL, BY REQUIRING THE MAYOR TO BE A BONA FIDE OWNER OF PROPERTY WITHIN THE CITY LIMITS AND TO GIVE THE MAYOR AUTHORITY TO PRESCRIBE THE SAME PUNISHMENT FOR CRIMINAL VIOLATIONS AS MAY BE PRESCRIBED BY JUSTICES OF THE PEACE.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of each Branch thereof concurring therein):

Section 1. § 13 of the Charter of the City of New Castle, 27 Delaware Laws, Chapter 216, is amended to read as follows:

Section 13. The City Council shall annually appoint a suitable number of police constables for said City, and shall have power to supply by new appointment all vacancies that may occur, and for good and sufficient cause may remove or suspend any police constable from office. The City Council shall appoint any number of special police constables to perform all the duties of police constables during any riot, breach of the peace, or other emergency or occasion for which the permanent police force is not adequate, and shall have authority to call upon the sheriff of New Castle County at all times to assist in preserving the peace of the City.

Section 2. § 14 of the Charter of the City of New Castle, 27 Delaware Laws, Chapter 216, is amended to read as follows:

Section 14. The police constables and special police constables so appointed shall carry into effect the ordinances of the City and laws of the State, and shall be under the exclusive direction and control of the City Council. They shall have, within said City, the same powers as are possessed by the constables of the County of New Castle, and are hereby

declared conservators of the peace within the limits of said City, and they may pursue and arrest beyond the limits of the City any violator of the laws or ordinances of the City.

Section 3. § 3 of the Charter of the City of New Castle, 27 Delaware Laws, Chapter 216, as amended, is further amended by adding at the end of said Section the following sentence:

Commencing at the municipal election to be held in 1959 no person shall be elected to hold the office of Mayor who is not a bona fide holder of a freehold interest in real estate within the limits of the city.

Section 4. § 10 of the Charter of the City of New Castle, 27 Delaware Laws, Chapter 216, is amended by striking therefrom the phrase—

and provided further, that he shall not impose any fine exceeding twenty dollars, nor imprison for a longer term than thirty days,

and by striking therefrom the word "thus" as it last appears in said Section 10.

Approved July 22, 1957.

CHAPTER 247

APPROPRIATION

INCREASING SALARY OF CUSTODIAN

AN ACT TO AMEND TITLE 29, DELAWARE CODE, ENTITLED "STATE GOVERNMENT" BY INCREASING THE COMPENSATION OF THE CUSTODIAN, AND APPROPRIATING FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 4504, Title 29, Delaware Code, is amended by striking out the first paragraph thereof and inserting in lieu thereof the following paragraph:

The Custodian shall receive an annual salary of \$5,000.

Section 2. The sum of \$2,000 for the fiscal year ending June 30, 1958 and a like sum of \$2,000 for the fiscal year ending June 30, 1959 is appropriated to carry out the provisions of this act.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 248

PURCHASE OF PROPERTY ON THE GREEN

AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE AND IMPROVEMENT OF REAL PROPERTY ON OR NEAR THE GREEN IN DOVER AND AUTHORIZING USE OF FUNDS PREVIOUSLY APPROPRIATED.

WHEREAS, the 114th General Assembly appropriated funds for the purchase of certain lands in Dover for the State, (Chapter 191, Volume 46, Laws of Delaware), AND

WHEREAS, certain property adjacent to lands purchased from such appropriation and close to the Old State House, including the home on the Dover Green known as the Satterfield property, may now be available for purchase, AND

WHEREAS, the State needs additional office space and could convert the said property into a useful building for State use without destroying the historic value and attractive setting of the property, NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$30,000 is hereby appropriated to the State Building and Grounds Commission to be used together with the sum of \$20,000 remaining from the appropriation under Chapter 191, Volume 46, Laws of Delaware, to purchase in the name of the State of Delaware the property known as the Satterfield property located on the Dover Green in Dover.

Section 2. The sum of \$25,000 is hereby appropriated to the State Building and Grounds Commission to be used to repair, remodel and to landscape and furnish the house on Satterfield property.

Section 3. No portion of the money appropriated herein or in Chapter 191, Volume 46, Laws of Delaware, shall revert at the end of any fiscal year, but shall remain available until the

objects and purposes of this Act have been fully accomplished. Any part of the aforesaid sums remaining unexpended, at the time the work of the Commission has been concluded under the provisions of this Act, shall revert to the General Fund. When the Commission has fully completed its work under the provisions of this Act, such fact shall be promptly reported to the Governor in writing.

Section 4. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 249

**INCREASING THE SALARIES OF JUDGES OF THE
NEW CASTLE COUNTY COURT OF COMMON PLEAS****AN ACT TO AMEND CHAPTER 13, TITLE 10, DELAWARE
CODE RELATING TO THE COURT OF COMMON PLEAS
FOR NEW CASTLE COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1302 (c), Title 10, Delaware Code is amended
to read as follows:

(c) The Judges of the Court of Common Pleas for New
Castle County, shall each receive an annual salary of Ninety-five
Hundred Dollars (\$9500.00) to be paid by the Levy Court of
New Castle County as other salaries are paid by the Levy Court
of New Castle County.

Approved July 22, 1957.

CHAPTER 250

APPROPRIATION

MAINTENANCE AND IMPROVEMENT OF PUBLIC
SCHOOL BUILDINGS**AN ACT TO APPROPRIATE FUNDS TO THE SCHOOL
BOARDS FOR THE MAINTENANCE AND IMPROVE-
MENT OF PUBLIC SCHOOL BUILDINGS OF THE STATE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. In addition to any other funds appropriated to the State Board of Education or other Boards of Education or School Trustees in the State, there are hereby appropriated to the Boards of Education or School Trustees of the districts listed herein the amounts listed below for the fiscal year ending June 30, 1958 and like amounts for the fiscal year ending June 30, 1959, for the purpose of repairing and maintaining public school buildings and grounds and repairing, replacing and maintaining public school equipment:

District	Amount per fiscal year
Alfred I. duPont	\$ 15,320.00
Arden #3	349.00
Commodore MacDonough	2,646.50
H. C. Conrad # 131	9,235.00
Delaware City #52	4,360.00
Eden #101	414.00
Hockessin #29	888.00
Marshallton #77	10,078.00
Middletown #60	5,826.50
Newport #21	7,040.00
Oak Grove #130	12,565.00
Odessa #61	1,026.00
Richardson Park #20	10,880.00
Rose Hill #47	13,712.50
Stanton #38	2,810.00
Townsend #81	2,970.00

Yorklyn #91	1,036.00
L. L. Redding	6,644.00
Newport #106-C	3,240.00
Clayton #119	2,265.00
Felton #54	5,780.00
Frederica #32	2,300.00
Hartly #96	1,390.00
Houston #125	847.00
Magnolia #50	1,530.00
Wm. Henry	6,290.00
Blades #172	905.00
Bridgeville #90	9,728.00
J. M. Clayton #97	5,648.00
Delmar #163	6,155.00
Ellendale #125	1,440.00
Greenwood #91	5,026.00
Gumboro #37	864.00
Lord Baltimore #28	4,585.00
Millsboro #23	6,044.00
Milton #8	8,440.00
Roxana # 31	835.00
Selbyville #32	7,020.00
Bridgeville #220-C	1,746.00
Frankford #206-C	1,681.50
W. C. Jason	5,935.00
Millsboro #204-C	1,384.00
Selbyville #210-C	180.50
1-2-3 Teacher Schools	
(State Board of Education)	7,938.50

	Amount per fiscal year
Special School District	
Alexis I. duPont	\$ 19,049.50
Caesar Rodney	10,294.50
Dover	22,630.00
Claymont	21,144.00
Georgetown	20,403.00
Harrington	7,145.00
Laurel	14,777.50
Lewes	12,643.00
Milford	14,717.00

Mt. Pleasant	33,910.00
Newark	34,862.50
New Castle	23,687.00
Rehoboth	5,430.00
Seaford	23,225.00
Smyrna	11,397.00
Wilmington	177,204.00

Total for each fiscal year \$659,517.00

In addition to any other funds appropriated to the State Board of Education of other Boards of Education or School Trustees in the State, there are hereby appropriated to the School Trustees of the districts listed below the amounts listed below for the fiscal year ending June 30, 1958, and the amounts listed below for the fiscal year ending June 30, 1959, for the purpose of repairing and maintaining public school buildings and grounds and repairing, replacing and maintaining public school equipment:

District	Amount fiscal year ending June 30, 1958	Amount fiscal year ending June 30, 1959
Lincoln #3	\$14,300.00	\$1,068.00
Christiana #44 ..	14,050.00	2,050.00
TOTALS	\$28,350.00	\$3,118.00

Section 2. The amounts appropriated shall be expended in the school districts according to rules and regulations of the local board within such districts except in the case of 1, 2 and 3 teacher schools the funds of which shall be administered by the State Board of Education.

Section 3. In letting contracts, the State Board of Education and/or school districts shall be governed by Section 6702, Title 29, Delaware Code. All contracts excepting those excluded from the operation of Section 6702 (a), Title 29, Delaware Code, by Section 6702 (b) thereof shall be accompanied by proof of possession of workmen's compensation and public liability insurance.

The funds herein appropriated shall not be used for salaries of regular employees or for any other operating expenses or

for new construction but shall be used only for the purposes listed in Section 1 of this Act.

Section 4. The sums hereby appropriated shall not revert to the General Fund of the State at the end of any fiscal year, but shall remain available until expended for carrying out the purposes of this Act.

Section 5. This Act is a supplementary appropriation and the money so appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 251
APPROPRIATION
KRUSE SCHOOL

AN ACT APPROPRIATING FUNDS TO THE KRUSE SCHOOL.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is appropriated to The Kruse School the sum of Seventy-four Thousand Two Hundred Dollars (\$74,200.00) for each of the fiscal years beginning July 1, 1957 and July 1, 1958, and said appropriation in each of the fiscal years shall be allocated as follows:

	Year beginning July 1	
	1957	1958
Salaries and Wages of Employees	\$40,000.00	\$40,000.00
Office Expense	1,600.00	1,600.00
Travel	1,000.00	1,000.00
Operations	23,000.00	23,000.00
Repairs and Replacements	8,000.00	8,000.00
Equipment	600.00	600.00
Total Kruse School	\$74,200.00	\$74,200.00

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 252

WILMINGTON PARK TRUST FUND COMMISSION

AN ACT TO AMEND CHAPTER 117, VOLUME 40, LAWS OF DELAWARE, BEING ENTITLED "AN ACT ESTABLISHING A WILMINGTON PARK TRUST FUND COMMISSION" BY AMENDING SECTIONS 3, 4 AND 6 THEREOF.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch thereof concurring therein):

Section 1. Section 3, Chapter 117, Volume 40, Laws of Delaware, is amended by striking out of said section the words: ". . . prior to July 1, 1935,".

Section 2. Section 4, Chapter 117, Volume 40, Laws of Delaware, is amended by repealing the following sentence thereof:

The Wilmington Park Trust Fund Commissioners shall organize during the month of July, 1935, by the election of a president and a vice-president, who shall be members of the commission, and a secretary and a treasurer, who may or may not be members of the commission.

and by substituting in lieu thereof the following new sentence:

The Wilmington Park Trust Fund Commissioners shall organize during the month of July, in each year, by the election of a president and a vice-president, who shall be members of the commission, and a secretary and a treasurer, who may or may not be members of the commission.

Section 3. Section 6, Chapter 117, Volume 40, Laws of Delaware, is amended by repealing the following sentence thereof:

The commission shall, except when otherwise specified, preserve and invest the proceeds thereof in notes or bonds

secured by good and sufficient mortgage or other securities.

and by substituting in lieu thereof the following new sentence:

In investing, reinvesting, retaining, selling and managing property so devised, given, or bequeathed, the commission shall, except to the extent otherwise expressly provided in the instrument making such devise, gift or bequest, be governed by the provisions of Sections 3302 and 3304, Title 12, Delaware Code, relating to investment standards and powers of fiduciaries, and to retention by fiduciaries of decedent's or settlor's investments.

Approved July 22, 1957.

CHAPTER 253

AUTHORIZING BOND ISSUE FOR BEACH EROSION

AN ACT TO AMEND TITLE 17, DELAWARE CODE, ENTITLED "HIGHWAYS", TO AUTHORIZE THE STATE HIGHWAY DEPARTMENT TO PERFORM WORK TO PREVENT AND REPAIR DAMAGE FROM BEACH EROSION, TO CONFER UPON IT JURISDICTION OVER IMPROVEMENTS AND STRUCTURES, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE THE COST OF CONSTRUCTION AND MAINTENANCE OF NECESSARY FACILITIES, AND TO PROVIDE PENALTIES FOR THE UNAUTHORIZED ALTERATION THEREOF.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members elected to each House concurring therein):

Section 1. Title 17, Delaware Code, is amended by adding new Sections 142 and 143 thereof, as follows:

§ 142. Direction to perform work to prevent and repair damage from beach erosion; jurisdiction over improvements and structures; authorization for the issuance of bonds to finance the cost thereof

(a) The State Highway Department shall provide, erect, construct, build, reconstruct and maintain such groins, jetties, banks, dikes, dunes, bulkheads, seawalls, breakwaters, and other facilities as may be determined by said department, and make any other repairs or take any other measures along or upon any beach or shoreline area in this State as in the judgment of said Department may be necessary to protect the same from erosion by water or the elements or to repair damage that may have been caused by water or the elements. All such groins, jetties, banks, dikes, dunes, bulkheads, seawalls, breakwaters, other facilities and other improvements or structures authorized in the previous sentence shall be under the absolute jurisdiction, custody, care, management and control of said Department.

(b) (1) The Governor, Secretary of State and State Treasurer of the State of Delaware, herein sometimes referred to as the Issuing Officers, are hereby authorized, fully empowered and directed to borrow upon the faith and credit of the State of Delaware a sum of money not in excess of \$1,000,000.00 to be used by the State Highway Department during the fiscal year ending June 30, 1958 for the purposes set forth in sub-section (a) above of this section and for the purpose of maintaining and repairing said groins, jetties, banks, dikes, dunes, bulkheads, seawalls, breakwaters, other facilities and other improvements or structures authorized in sub-section (a) of this section; and the Issuing Officers shall sell, execute and deliver bonds in conformity with the provisions of this Act to an amount not to exceed the said sum of \$1,000,000.00. The bonds may be issued all at one time, or from time to time, in such series and amounts as the Issuing Officers shall determine to be required subject to the provisions contained in this Act. Said sum of money may be borrowed and said bonds may be issued in addition to any sums authorized to be borrowed or bonds authorized to be issued for the purpose hereinbefore described by any other law now in effect.

(b) (2) The said bonds issued in accordance with the provisions of this Act shall be direct general obligations of the State, and the public faith and credit of the State of Delaware are hereby expressly pledged for the full and complete payment of the debt, principal and interest by this Act authorized, of the bonds hereby authorized to be issued and the coupons there-to attached, and the said bonds shall be exempt from taxation by the State or any political subdivisions thereof for any purpose.

(b) (3) The said bonds shall recite that they are issued for the purpose set forth in Section 1 (a) of this Act, that they are issued in pursuance of this Act and the Constitution of this State, and upon the sale and delivery of any such bond, such recitals shall be conclusive upon the State of Delaware and all and every other person whatsoever of the right, power and authority for the issuance of said bonds and the legality and validity of such bonds and of the principal debt and interest represented thereby, and the legality and validity of such bonds

thereafter shall never be questioned in any court of law or equity by the State of Delaware or any person or persons for its use or in its behalf, and this provision shall be and become part of the contract and obligation represented by any such bond or bonds.

(b) (4) The bonds issued under the authority of this Act shall be in denominations of One Thousand Dollars (\$1,000), or multiple thereof, as shall be decided by the "Issuing Officers", or the majority of them, with coupons thereto attached for each half year's interest thereon. The said bonds shall be numbered consecutively, and shall bear such dates as the "Issuing Officers" shall fix and shall bear interest at such rate as shall be determined by the bid accepted by the "Issuing Officers", which interest shall be payable semi-annually in each year that such bonds remain unpaid, at the Farmers' Bank of the State of Delaware, at Dover, upon presentation of a coupon representing such semi-annual interest.

Such bonds may provide for such privileges of registration, conversion, reconversion, redemption, exchange and shall mature as the "Issuing Officers" may determine; provided, however that the principal amount of said bonds, or any series thereof, shall be made to mature fully within twenty (20) years from the date of the issue thereof.

The said bonds shall be executed on behalf of the State of Delaware by the Governor, the Secretary of State and the State Treasurer and shall have the impression of the Great Seal of the State thereon. The facsimile signatures of the Governor and the Secretary of State may be engraved or printed on such bonds, but the signature of the State Treasurer shall be in his own proper handwriting.

Attached interest coupons shall bear the signature of the State Treasurer which may be engraved, printed or written on such coupons. The coupons attached to each bond shall bear the same number as the bond of which they are attached.

The said bonds, with the coupons attached, may be issued notwithstanding that any of the officers executing them in the

manner herein provided shall have ceased to hold office at the time of such issue or at the times of delivery of the said bonds.

(b) (5) For the purpose of designation and identification, any bond issued under the authority of this Act shall be known and styled "State Highway Department Beach Erosion Facilities Bond of 1957".

(b) (6) The said bonds, as well as the interest coupons thereto attached, shall be issued in such form or forms as the "Issuing Officers" may adopt.

It shall be the duty of the State Treasurer to provide a record of the proper size and form to be retained in his office, in which he shall keep a record of all bonds which shall be paid and redeemed according to the number thereof, and in addition thereto he shall cause any such bond to be cancelled by making lines with red ink through the signatures of the Governor, Secretary of the State and State Treasurer, and also by writing across the face thereof in red ink the following:

This bond paid and redeemed this.....day of
, A. D. 19....

 State Treasurer

As the said coupons are paid, it shall be the duty of the State Treasurer to mark the same in red ink across the face "Paid." All bonds paid and redeemed, as well as all coupons paid and cancelled as aforesaid, shall be safely kept by the State Treasurer so long as any bond authorized by this Act is unpaid and not redeemed.

(b) (7) Whenever the bonds authorized by this Act may be issued in conformity with the provisions of this Act, the "Issuing Officers" are hereby directed to advertise that they will receive bids at such place or places that may be named in said advertisement for such bonds under such regulations as may be made in the discretion of the "Issuing Officers". Sufficient notice of sale of said bonds shall be deemed to have been given if said notice shall have been published at least once, ten or more days

before the date of sale in at least one newspaper published in the State of Delaware and in a financial journal published in the City of New York, and no other publication of such notice of sale shall be necessary; and said bonds may be sold upon such terms and conditions as may be set forth in such notice of sale, provided that the purchase price shall not be less than par and accrued interest. If any of said bonds so offered for sale are not bid for, or if any insufficient price be bid for them, they may be subsequently disposed of under the direction of the "Issuing Officers" at private sale upon the best terms they can obtain for the same, provided that they shall not be sold at private sale for less than par and accrued interest.

(b) (8) Any money received from the sale of said bonds, or any series thereof, issued under the provisions of this Act, shall be deposited by the State Treasurer in the Farmers' Bank of the State of Delaware, at Dover, and shall be used exclusively for the purposes set forth in this Act and for the purpose of paying the costs and expenses incident to the issuance of said bonds.

In addition to any monies appropriated by any other Act, there is hereby appropriated to the State Highway Department of the State of Delaware the sum of "\$1,000,000.00" or so much thereof as shall be received from the sale of the bonds authorized hereby, which shall be used for the purposes set forth herein, and the State Treasurer is hereby authorized and directed to disburse the said monies upon warrants signed by the Chairman and the Secretary or the Chief Engineer of the State Highway Department, stating the use of the monies for which such warrant calls, which use shall be for the purposes set forth in this Act. Any of said funds remaining unexpended at the end of any fiscal year shall not revert to the General Fund but shall remain in said account to be used exclusively for the purposes set forth in this Act.

(b) (9) The General Assembly shall appropriate such funds as may be necessary for the expenses incident to the issuance of the bonds herein authorized, and such further sum as may be necessary to pay any interest which becomes due on such bonds during the biennium ending June 30, 1959, and such

further sums as may be necessary for the repayment of the principal of any of the said bonds which become due during the biennium ending June 30, 1959. Vouchers for the payment of the expenses incident to the issuance of bonds shall be signed by the Secretary of State by and with the approval of the Issuing Officers. Any moneys received from the premium and accrued interest on the sale of said bonds shall be deposited to the credit of the General Fund.

(b) (10) The Budget Appropriation Bill which shall be enacted and approved by the General Assembly at the 120th Session and each and every subsequent biennial Session thereof, shall contain under the Debt Service Item provisions for the payment of interest and principal maturities of said bonds issued under the authority of this Act, and such of the revenues of the State of Delaware as are not prohibited by constitutional provision or committed by preceding statutes for other purposes are hereby pledged for the redemption and cancellation of said bonds and payment of interest thereon.

§ 143. Penalties for unauthorized alteration as removal of improvements or structures; jurisdiction

(a) Whoever, without authority from the State Highway Department, alters, moves, or carries away any of the groins, jetties, banks, dikes, dunes, bulkheads, seawalls, breakwaters, other facilities, or any of the other improvements or structures authorized under the provisions of Section 142 of this title shall be fined not less than \$10.00 nor more than \$500.00, or imprisoned for not less than five days nor more than ninety days.

(b) The justices of the peace shall have jurisdiction to hear and determine violations of this section.

Approved July 22, 1957.

CHAPTER 254

GEORGETOWN

AN ACT TO AMEND AN ACT ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE TOWN OF GEORGETOWN", BEING CHAPTER 166, VOLUME 43, LAWS OF DELAWARE, AS AMENDED, BY INCREASING THE AUTHORITY OF COUNCIL TO AWARD CONTRACTS WITHOUT COMPETITIVE BIDDING; AUTHORIZING THE MORTGAGING OF MUNICIPAL PROPERTY; CHANGING THE FISCAL AND BUDGET YEAR; CHANGING THE TIME OF THE ANNUAL AUDIT AND THE QUALIFICATIONS OF THE AUDITORS; ELIMINATING THE OFFICE OF TAX COLLECTOR AND TRANSFERRING HIS POWERS AND DUTIES TO THE TREASURER AND REQUIRING THE TREASURER TO COLLECT SEWER RENTALS; AUTHORIZING SUITS FOR DELINQUENT TAXES IN THE COURT OF COMMON PLEAS; AUTHORIZING THE ASSESSMENT AND COLLECTION OF TAXES ON TELEGRAPH, TELEPHONE AND POWER POLES AND EQUIPMENT AND PRESCRIBING THE PROCEDURE THEREFOR; INCREASING THE LIMITATION UPON THE BONDED INDEBTEDNESS; DEFINING THE AUTHORITY OF TOWN POLICE WITHIN ONE MILE OF THE TOWN LIMITS; ADOPTING THE MOTOR VEHICLE CODE AND INCREASING THE AUTHORITY OF THE ALDERMAN TO FIX FINES, PENALTIES AND TERMS OF IMPRISONMENT; AND, REVISING THE PROCEDURE FOR INITIATING THE PAVING, CURBING AND GUTTERING OF STREETS AND SIDEWALKS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each Branch thereof concurring therein):

Section 1. Section 19, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of paragraph (a) and substituting in lieu thereof a new paragraph as follows:

(a) No contract shall be made by council for any purpose, the contract price of which is in excess of Five Thousand Dollars (\$5,000.00), without public competitive bidding; and

Section 2. Paragraph (a) of Section 2, Chapter 166, Volume 43, Laws of Delaware, is amended by inserting the words "and may mortgage or otherwise hypothecate such property for any municipal purposes" after the word "interest" appearing in the tenth line of said paragraph.

Section 3. Section 11, Chapter 166, Volume 43, Laws of Delaware, as amended by striking out all of the first paragraph thereof and substituting in lieu thereof a new paragraph as follows:

Section 11. Annually in each year, and not later than the first of April, the Council shall prepare a budget containing the financial plan for conducting the affairs of the town for the ensuing fiscal year. The fiscal year shall be from May 1 to April 30.

Section 4. Paragraph (i), Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out the entire paragraph and substituting in lieu thereof a new paragraph, as follows:

(i) The Auditors shall audit the accounts of the Town and all of its officers whose duty involves the collection, custody and payment of the monies of the Town. They shall audit the books of the Alderman and acting Alderman, and the records of all fines, penalties and costs imposed or collected by either of them pursuant to any judgment order or decree made. The Auditors on or before the third Saturday in May next following their appointment shall make and deliver a detailed report of all and every of the accounts, records, and books by them examined and audited, which report shall be printed in a newspaper published in the Town at least two weeks before the next general election. The Auditors in the performance of their duties shall have access to all records of Council and the officers of the

Town; and are authorized and empowered to employ such clerks or accountants as in their judgment may be necessary for the proper performance of their duties.

Section 5. Paragraph (a), Section 5, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of said paragraph (a) and inserting in lieu thereof a new paragraph as follows:

(a) The annual municipal election shall be held on the second Saturday in June, from one o'clock in the afternoon until five o'clock in the afternoon, at such place as shall be determined by the Council, due notice of which shall be given by an advertisement printed in a newspaper published in the Town and posted in six public places in the Town, not less than twenty-one (21) days before the day of the annual election.

Section 6. Paragraph (a), Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out the words, "tax collector" appearing in the second line of said paragraph.

Section 7. Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of paragraph (g) and substituting in lieu thereof a new paragraph as follows:

(g) The Treasurer shall be custodian of all the Town funds and shall deposit them in banking institutions located in the Town as designated by the Council.

He shall pay out no money except upon check or warrant countersigned by the Mayor and Secretary and authorized by the Council; shall keep a true, accurate and detailed account of all moneys received and of all moneys paid out by him; shall preserve all vouchers for moneys paid by him, and his books and accounts shall at all times be open to inspection by the Council; and he shall make such reports and at such times as the Council may direct; and shall possess and exercise all the powers and perform

(a) No contract shall be made by council for any purpose, the contract price of which is in excess of Five Thousand Dollars (\$5,000.00), without public competitive bidding; and

Section 2. Paragraph (a) of Section 2, Chapter 166, Volume 43, Laws of Delaware, is amended by inserting the words "and may mortgage or otherwise hypothecate such property for any municipal purposes" after the word "interest" appearing in the tenth line of said paragraph.

Section 3. Section 11, Chapter 166, Volume 43, Laws of Delaware, as amended by striking out all of the first paragraph thereof and substituting in lieu thereof a new paragraph as follows:

Section 11. Annually in each year, and not later than the first of April, the Council shall prepare a budget containing the financial plan for conducting the affairs of the town for the ensuing fiscal year. The fiscal year shall be from May 1 to April 30.

Section 4. Paragraph (i), Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out the entire paragraph and substituting in lieu thereof a new paragraph, as follows:

(i) The Auditors shall audit the accounts of the Town and all of its officers whose duty involves the collection, custody and payment of the monies of the Town. They shall audit the books of the Alderman and acting Alderman, and the records of all fines, penalties and costs imposed or collected by either of them pursuant to any judgment order or decree made. The Auditors on or before the third Saturday in May next following their appointment shall make and deliver a detailed report of all and every of the accounts, records, and books by them examined and audited, which report shall be printed in a newspaper published in the Town at least two weeks before the next general election. The Auditors in the performance of their duties shall have access to all records of Council and the officers of the

Town; and are authorized and impowered to employ such clerks or accountants as in their judgment may be necessary for the proper performance of their duties.

Section 5. Paragraph (a), Section 5, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of said paragraph (a) and inserting in lieu thereof a new paragraph as follows:

(a) The annual municipal election shall be held on the second Saturday in June, from one o'clock in the afternoon until five o'clock in the afternoon, at such place as shall be determined by the Council, due notice of which shall be given by an advertisement printed in a newspaper published in the Town and posted in six public places in the Town, not less than twenty-one (21) days before the day of the annual election.

Section 6. Paragraph (a), Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out the words, "tax collector" appearing in the second line of said paragraph.

Section 7. Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of paragraph (g) and substituting in lieu thereof a new paragraph as follows:

(g) The Treasurer shall be custodian of all the Town funds and shall deposit them in banking institutions located in the Town as designated by the Council.

He shall pay out no money except upon check or warrant countersigned by the Mayor and Secretary and authorized by the Council; shall keep a true, accurate and detailed account of all moneys received and of all moneys paid out by him; shall preserve all vouchers for moneys paid by him, and his books and accounts shall at all times be open to inspection by the Council; and he shall make such reports and at such times as the Council may direct; and shall possess and exercise all the powers and perform

all the duties heretofore possessed, exercised and performed by the tax collector appointed by the Council. He shall file with the Town Council a bond with corporate surety in the sum of Ten Thousand Dollars, approved and paid for by Council, for the faithful performance of his duties. The Treasurer may not be a member of the Council.

Section 8. Section 13, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of the second paragraph and inserting in lieu thereof a new paragraph as follows:

Upon receipt of said list of taxables to be prepared by the Treasurer, it shall be the duty of the Council, within ten (10) days after receipt of same, to return said list to the Treasurer, said list to be signed by the Commissioners or a majority of them, and shall be accompanied by a precept or warrant, signed by the Mayor, requiring the said Treasurer to collect and receive the several sums to be collected in accordance with the provisions of this Act, as amended.

Section 9. Section 13, Chapter 166, Volume 43, Laws of Delaware, is amended by striking out all of that paragraph which, as said section was originally enacted, was the fifth paragraph thereof and inserting in lieu thereof a new paragraph as follows:

Whenever the personal property of the taxable is sufficient the Treasurer, in the name of Town Council of Georgetown, may institute suit before any Justice of the Peace within the said Town, or before the Alderman of the said Town, or in the Court of Common Pleas in and for Sussex County, for the recovery of the unpaid tax in an action of debt, and upon judgment obtained, may sue out writs of execution as in case of other judgments recovered before a Justice of the Peace or in the Court of Common Pleas, as the case may be.

Section 10. Section 13, Chapter 166, Volume 43, Laws of Delaware, is amended by striking out all of that paragraph of said section which, as said section was originally enacted, was

the twenty-third paragraph thereof and inserting in lieu thereof a new paragraph as follows:

He shall report to the Council every month at its stated meeting and at such other times as may be required, all payments made to him and by whom made, the amount of uncollected taxes, and such other information as the Council may require and need so as to at all times be fully informed as to the condition of the Town tax collections. He shall keep a book of receipts with stubs attached and shall furnish every person paying any tax with a receipt showing the date of payment, the amount paid, and the subject matter of the tax. He shall enter every payment immediately in a book to be kept for the purpose, so that at all times the Council and any person interested may be able to know what taxes have been paid and what taxes are unpaid, and in general he shall diligently attend to the collection of taxes and carry out all reasonable directions and orders of the Council, and he and his sureties shall be liable on his bond for the faithful performance of his duties in the collection of taxes. On the first meeting in June of every year, the Council shall ascertain from the Treasurer the amount of uncollected taxes so assessed and laid and the persons and property liable for the same, and after a just allowance for errors and delinquencies, or otherwise, shall direct the Treasurer to proceed forthwith to the collection of the same by legal proceedings under the terms of this Act. It shall be the duty of the Town Solicitor to furnish at all times such legal advice and assistance to the Treasurer in the collection of taxes as may be necessary.

Section 11. Section 26, Chapter 166, Volume 43, as amended by Section 17, Chapter 303, Volume 49, Laws of Delaware, is amended by striking out the words "Collector of Taxes" appearing in the sixteenth and seventeenth lines of the fifth paragraph and substituting in lieu thereof the word "Treasurer."

Section 12. Section 13, Chapter 166, Volume 43, Laws of Delaware, is amended by striking out all of those paragraphs of said section which, as said section was originally enacted, were the 26th, 27th, 28th, 29th and 30th paragraphs thereof and inserting in lieu thereof the following new paragraphs:

It shall be the duty of the Town Council by ordinance, or resolution, to prescribe and fix sewer rentals and other charges connected therewith, and said Council may in its discretion prescribe such penalty or penalties as it may see fit against persons delinquent in their payments of sewer rentals.

Twice yearly, that is to say, on the first day of January and the first day of July, in each and every year, it shall be the duty of the Council to send to the Treasurer, a list of all inhabitants assessed with sewer rentals, together with the amounts thereof, and the said Treasurer shall forthwith mail bills for sewer rentals to all persons appearing on said lists, which said bills shall be payable to the said Treasurer.

Said Treasurer, thirty (30) days after receiving said lists from the said Council, that is to say, on the first day of February and the first day of August, in each and every year, shall make a report to the said Council of all monies received by him, from the payment of the sewer rentals so prescribed. The said Treasurer shall likewise prepare a list of all persons who have failed to pay the sewer rentals so prescribed within the period of thirty (30) days, as hereinbefore set forth, together with the several sums due and owing from the said delinquents, and any penalty which may have attached by reason of the failure of the said delinquent to pay said bill within thirty (30) days. It shall then be the duty of the said Council, upon receiving said list of delinquents from the Treasurer, forthwith, to return said delinquent list to the Treasurer in said town, together with a praecipe signed by the Mayor commanding said Treasurer to collect the same.

The procedure for the collection of sewer rentals and charges shall be the same as prescribed for the collection of taxes and the said sewer rentals and charges shall be a lien on the lands and premises of the persons so assessed for a period of five years.

Section 13. Section 12, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of the

fifth paragraph and inserting in lieu thereof a new paragraph as follows:

The Council shall also have the right to levy and collect taxes upon all telephone, telegraph, power poles or other erections of like character erected within the limits of the Town, together with the wires, conduits and appliances thereto or thereon attached, both above and below the ground, that are now assessable and taxable, and the owner or lessee of such poles, erections, wires and appurtenant appliances shall submit to the Town Treasurer, on or before March first of each year, an itemized list in writing, verified by the oath or affirmation of the individual, or member of the firm or the president, general manager or treasurer of the association or corporation owning or leasing the same, and a valuation of all such poles, erections, wires or appurtenant appliances, both above and below the ground, owned or leased by such owner or lessee, within the Town limits, and the Council may at any time direct the same to be included in or added to the Town assessment. In case the owner or lessee of such poles or erections or appurtenances shall refuse or neglect to pay the taxes that may be levied thereon, the said taxes may be collected by the Town Treasurer as in the case of other taxes, and the Council shall have authority to cause the same to be removed.

Section 14. Section 30, Chapter 166, Volume 43, Laws of Delaware, as amended, by Section 19, Chapter 303, Volume 49, Laws of Delaware, is amended by striking out all of the said Section and substituting in lieu thereof a new Section 30 as follows:

Section 30. Whenever current receipts are insufficient to provide for the needs of the Town, the Council is authorized to anticipate revenue by borrowing such amounts as are required, which shall be repaid from current revenue received thereafter; provided, however, that the amount of such indebtedness shall not at any time exceed the aggregate sum of Thirty-five Thousand Dollars (\$35,000.00). Indebtedness created hereunder shall be evidenced by bond or note of the Town, and the faith and credit of the Town

shall be deemed to be pledged for the due payment thereof. To exercise the power aforesaid, the Council shall adopt, by the affirmative vote of a majority of all members of the Council, a resolution providing for such borrowing.

Section 15. Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out the second paragraph of paragraph "1" and substituting in lieu thereof a new paragraph as follows:

The power and authority of each member of such police force shall, in the case of close pursuit of an offender, extend to any part of the State of Delaware. Each member of the police force shall be vested, within the Town limits and within one mile outside of said limits, with all the powers and authority to make arrests for violations of the Motor Vehicle Laws adopted or in force by virtue of the provisions of Section 29 of this Chapter. In addition, each member of the police force shall be vested, within the Town limits and within one mile outside of said limits, with all the powers and authority of a Constable of Sussex County, which powers and authority shall include but shall not be limited to the following:

- (1) To execute all lawful orders, warrants, and other process directed to him by any court, or judge, of this State, or justice of the peace of the county;
- (2) To execute all landlord's warrants;
- (3) To take care that the peace of this State be duly kept according to his power;
- (4) To arrest all persons who shall, in his presence, commit any riot, affray, or other breach of the peace, or who shall be riotously assembled, and carry them before a justice of the peace, to be dealt with according to law;
- (5) To use diligence in arresting murderers, thieves and other felons;
- (6) To prevent duly all bloodsheds, affrays, and breaches of the peace;

(7) To exercise such other power and duties as are now or may hereafter be conferred or enjoined upon a Constable of Sussex County by Act of the General Assembly; and

(8) To command in case of resistance to a lawful authority or other case of necessity, the aid of any of the people of this State.

Section 16. Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by inserting therein a new section to be designated as Section 27A as follows:

Section 27A. On and after....., 1957, all driving and vehicular traffic and coaches as well as pedestrians, on the public streets within the Town limits of Georgetown, shall be governed by the provisions of 21 Del. C., Sections 4111 through 4181, inclusive, as heretofore or hereafter amended by the General Assembly, except to the extent that such provisions have been altered or supplemented by ordinances of the Council, as authorized by Title 21, Del. Code, Chapter 41.

Section 17. Section 29, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of said Section 29 and substituting in lieu thereof a new section as follows:

(a) The fines and penalties and terms of imprisonment which may be imposed for the commission of misdemeanors, including violations of the ordinances, rules, regulations and provisions of this Charter relating to the use of streets, highways, lanes and alleys by pedestrian or vehicular traffic, shall be identical with the fines, penalties and terms of imprisonment that may be imposed for the commission of such misdemeanors, violations or offenses under the provisions of the General Session Laws of this State.

(b) In all other cases, no fine shall be imposed in a sum exceeding One Hundred Dollars, (\$100.00) exclusive of costs; and no term of imprisonment shall be imposed for violation of any rule, regulation or ordinance, or other offense, or for failure to pay any fine or penalty imposed, in excess of a period of thirty days.

Section 18. Paragraph (h), Section 10, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of the first paragraph thereof and substituting in lieu thereof a new paragraph as follows:

The Alderman shall be sworn or affirmed to perform the duties of his office with fidelity. In the event of his absence or disability, or otherwise, the Council, at any meeting, may appoint an acting Alderman. He shall have jurisdiction and cognizance of all breaches of the peace and other offenses committed within the limits of the Town so far as to arrest and hold to bail, or fine and imprison offenders; of all fines, penalties and forfeitures prescribed by this Charter, ordinances enacted hereunder, or any law of the State of Delaware, of all neglects, omissions or defaults of any member of the police force, or other Town office, agent or employee; provided, that he shall impose no fine or penalty or term of imprisonment in excess of that fixed by Section 29 of this Charter. The jail of Sussex County may be used for imprisonment under the provisions of this Charter. The Council shall reimburse the Alderman for all costs by him levied which are unable to be collected from persons against whom fines are imposed.

Section 19. Section 18, Chapter 166, Volume 43, Laws of Delaware, as amended, is amended by striking out all of said section and substituting in lieu thereof a new section 18 as follows:

Section 18. The Council shall have the power to cause to be paved or repaved the sidewalks of the said Town, or any part or portion thereof, and shall have power to have existing curbs or gutters, or both, repaired or relaid, or new curbs or gutters, or both, constructed, or any part of or portion thereof, in said Town, with such material or materials and of such width or size, and subject to such specifications as it shall determine. Before the exercise of said power in any particular instance, the Council shall adopt an ordinance or resolution stating in effect that on a named day and at a named hour and place the Council will meet to consider the question of paving or repaving the sidewalks with a specified material or mater-

ials, or repairing existing curbs or gutters, or both, or altering existing curbs or gutters, or both, with any specified material or materials and according to the stated specifications on a named street in front of the property of named owners, and of assessment of the costs thereof against such owners. The said ordinance or resolution shall be published at least one week prior to the meeting aforesaid in at least one issue of a newspaper published in Sussex County. The Council shall hold a meeting in said Town in accordance with said ordinance or resolution and thereat shall hear the aforesaid owners of property and other residents of the Town appearing on the question referred to in the said ordinance or resolution.

After such hearing the Council, either at said meeting or at a subsequent meeting, shall decide whether or not to proceed with the improvements referred to in said ordinance or resolution, and if it shall decide to proceed, it shall determine whether the whole or some specified proportion of the costs of the improvements aforesaid in front of the real property of the owner or owners named in the aforesaid ordinance or resolution shall be borne by said owners. If said determination shall be that the whole or specified proportion of said costs shall be borne by said owners, then and in such case the said owners shall be compelled to pay the whole or specified proportion of the cost aforesaid, as the case may be, the amount to be paid by the owner of each parcel of property affected to be determined by the lineal frontage of the parcel on the sidewalk to be paved or repaved, or in the gutter to be repaired or laid, or on the curb, to be repaired or constructed, or any or all of said improvements, as the case may be.

When the said paving or repaving, curbing or recurbing, guttering or reguttering, or any or all of them, have been done and the costs thereof ascertained, the Council shall ascertain the amount that the owner of each parcel of property aforesaid shall pay as hereinbefore stated, and shall give written notice thereof to such owner, or one of the co-owners, by mailing the same to his last known address. If any such owner shall fail to pay the specified amount

within thirty days after the mailing of such notice, the same together with costs may be collected by an action of debt before the Alderman or any Justice of the Peace of Sussex County, or in the Court of Common Pleas for Sussex County. Writs of execution may issue upon judgment recovered as in like cases of a civil nature and the same proceedings had has on any other judgment before a Justice of the Peace or Court of Common Pleas. Upon a return of Nulla bona on an execution issued on said judgment a certified abstract of said Judgment shall be filed in the Prothonotary's office for Sussex County and said judgment shall become a lien upon the premises affected with same force and effect of any other judgment entered in the Superior Court of the State of Delaware.

The term "Owner" as used in this Section shall be deemed to mean the person or persons who owned the property in question at the time of the adoption or passage of the ordinances or resolutions first in this Section referred to, and any change of ownership thereafter shall not be deemed or held to affect any of the steps or proceedings mentioned in this Section. The Town Council of the Town of Georgetown, shall have full power and authority to regrade, redress or otherwise repair and rebuild all existing streets, lanes, alleys, and other public thoroughfares in the Town of Georgetown and to construct, build, pave and in any manner improve all new and existing streets, lanes, alleys and other public thoroughfares now opened or to be hereafter opened for public use in said Town, and in so doing shall use such materials and substances and such methods of construction and shall employ such contractor, engineers, inspectors and others as the Council may deem expedient and may use different materials and different methods of construction on different streets, or on different parts of the same street, as Council deems advisable. For the purpose of this Section Council shall have full power and authority to expend such part or parts of the money of the said Town in the general fund of the Town not otherwise appropriated.

Approved July 22, 1957.

CHAPTER 255

MILFORD

AN ACT TO AMEND CHAPTER 162, VOLUME 37, LAWS OF DELAWARE ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF MILFORD', TO 'THE CITY OF MILFORD' AND ESTABLISHING A CHARTER THEREFOR, RELATING TO THE POWERS, DUTIES AND JURISDICTION OF THE ALDERMAN AND FINES, TERMS OF IMPRISONMENT FOR VIOLATION OF ORDINANCE OR LAW".

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch thereof concurring therein):

Section 1. That Chapter 162, Volume 37, Laws of Delaware be and the same is hereby amended by striking out of the first paragraph of the subsection marked (h) of Section 11 of said Act and by substituting in lieu thereof the following:

(h) The alderman shall be a resident of the City of Milford and shall have his office at some convenient place within the limits of the City. He shall be sworn or affirmed to perform the duties of his office with fidelity. In the event of his absence from the City or, if for any cause he shall be unable to perform the duties of his office, the Council is authorized to appoint an acting alderman with the same powers, jurisdiction and authority.

He shall have all of the powers of a Justice of the Peace within the City, with jurisdiction over and cognizance of all breaches of the peace and other violations of Ordinances of the City or Laws of the State of Delaware; to arrest and hold to bail; to imprison offenders, and to impose and enforce fines, forfeitures and penalties as may be prescribed by Ordinance of the City or Law of the State of Delaware.

He shall also have jurisdiction over and cognizance of all neglects, omissions and defaults of any member of the police force or other City Officer, agent or employee.

The jail of either Kent or Sussex County may be used for the imprisonment of offenders under the provisions of this Charter, provided that the Council shall pay the expense of imprisonment of offenders committed for violations of ordinances which are not violations of the general law of the State.

Section 2. That Section 31 of said Chapter 162, Volume 37, Laws of Delaware be amended by striking out said Section and inserting in lieu thereof the following:

Section 31. No fine shall be imposed in a sum exceeding One Hundred Dollars (\$100.00) exclusive of costs, and no term of imprisonment shall be imposed for violation of any rule, regulation or ordinance or other offense, or for failure to pay any fine or penalty imposed, in excess of a period of thirty days; provided that for violation of any Ordinance which is also a violation of any law of the State, the fine, forfeiture, penalty or term of imprisonment shall be that which is imposed by law of the State.

Approved July 22, 1957.

CHAPTER 256

APPROPRIATION

STATE HIGHWAY DEPARTMENT

**AN ACT PROVIDING FOR THE ACQUISITION OF LANDS
IN CONNECTION WITH CERTAIN PONDS AND APPRO-
PRIATING MONEYS TO THE STATE HIGHWAY DE-
PARTMENT FOR THE CONSTRUCTION OF DAMS AND
OTHER IMPROVEMENTS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Game and Fish Commissioners is authorized to acquire in the name of the State of Delaware and without cost to the State by conveyance, lease or other suitable means such lands and such rights of way which the State does not already own as are necessary or desirable in connection with the projects named in Section 2 hereof.

Section 2. The State Highway Department is authorized and directed to construct dams, water control structures, highway drainage structures, control gates, parking and boat launching facilities and ramps as the same are needed or desirable at the locations listed below. The amount expended at each location shall be limited to the amount shown below:

PROJECT	AMOUNT
Garrisons Pond Dam, Kent County	\$ 52,000.00
Millsboro Pond Dam, Sussex County	51,000.00
Betts Pond, Millsboro, Sussex County	36,000.00
Haven Lake Dam, Milford, Sussex County	47,000.00
Blackbird Mill Pond, New Castle County	7,000.00
TOTAL	\$193,000.00

The State Highway Department is further authorized to use any of the said funds for the repair of any existing facilities or for the construction of similar or related works not listed above provided such works are at the locations listed above.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware. The sums hereby appropriated shall remain available to the State Highway Department until the purposes of this Act have been accomplished or until June 30, 1959. Upon the completion of the projects listed in this Act if such projects are completed prior to June 30, 1959 or on June 30, 1959, the unused balance appropriated in this Act shall revert to the General Fund.

Approved July 22, 1957.

CHAPTER 257

MAGNOLIA

AN ACT TO AMEND THE CHARTER OF THE TOWN OF MAGNOLIA, CHAPTER 568, VOLUME 17, LAWS OF DELAWARE, BY AUTHORIZING THE COUNCIL TO EXTEND THE BOUNDARIES OF SAID TOWN TO INCLUDE CERTAIN TERRITORIES AFTER A SPECIAL ELECTION OF THE QUALIFIED VOTERS AND REAL ESTATE OWNERS OF THE TERRITORY PROPOSED TO BE ANNEXED.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each Branch thereof concurring therein):

Section 1. Chapter 568, Volume 17, Laws of Delaware is hereby amended by adding at the end of Section 1 thereof a new section to be known as Section 1 A, to read as follows:

Section 1 A. The Town of Magnolia is hereby authorized and empowered, subject to special elections as hereinafter provided, to extend its boundaries to include the following described territories:

BEGINNING for the extension of the corporate lines of the Town of Magnolia, in South Murderkill Hundred, Kent County and State of Delaware, in accordance with a survey made by J. E. Haddaway Surveyor, during April 1957, as follows, to wit., said beginning being in the middle of the stream of Beaver Dam Branch, also known as Church Branch, a corner for lands formerly of Nattie Warren and now of A. Johnson, also a corner for land now of the estate of a certain Wooten thence running with the old hedge row thru the woods and old wire fence south 12 degrees west about (800) feet to a point in said line, thence turning and continuing with the former Warren lands and a division fence south 22 degrees 30 minutes east about (2500) feet to a point in the middle of the State Highway now known as West Walnut street, formerly known as the Canterbury Road, said point being distant (1454) feet west of

the present west boundary of said town, thence turning and running at a right angle from said road middle across land now of Ralph McIlvaine bearing south 43 degrees 30 minutes east about (1000) feet to another new corner in lands of Ralph McIlvaine, said line being for corporate purposes only, thence turning and running across land now of A. B. Faulkner, formerly of J. B. McIlvaine and land now of the late J. B. McIlvaine's widow, north 73 degrees 30 minutes east about (2000) feet to another new corner in the middle of the State Highway now known as South Main Street, also known as the Frederica Road, said line being for corporate purposes only and said new corner being distant (825) feet south of the present corporate line of said town and being at right angle to said South Main street thence by another new line for corporate purposes only across lands now of Mrs. Lida Lindale, formerly of the late J. B. Lindale, and running parallel with the Landing road now known as East Walnut street bearing north 47 degrees 30 minutes east about (3325) feet to another new corner in the Lindale land, thence turning and running at right angle thereto, north 43 degrees 15 minutes west across the Lindale land for corporate purposes only, about (1920) feet to another new corner in the middle of the former Landing Road, now known as East Walnut street, said new corner being distant (1050) feet east of the present east corporate line of said town, thence continuing with the same bearing across land now of Wm. Warren deceased, for corporate purposes only and at right angle to said street about (1700) feet to the middle of the main stream of Beaver Dam Branch also known as Church Branch, thence turning and running for corporate purposes only, up and with said stream in a south westerly direction about (117) perches to another new corner in the middle of North Main street, known as the Rising Sun Road, said new corner being distant about (310) feet north of the present corporate line of said town and being over the culvert which crosses said street, thence continuing with the middle of said stream and running up therewith in a westerly direction about (139) perches back to the beginning.

In order to extend the boundaries of The Town of Magnolia the Council shall adopt a resolution proposing the inclusion of said territory within the limits of The Town of Magnolia and calling for a special election to be held in said territory in ac-

cordance with Title 22, Chapter 1, Section 101, Delaware Code. Said resolution shall specify the date of such election, which shall be not less than thirty nor more than sixty days after the adoption of said resolution, and the place of said election. Said resolution shall be published in at least two issues of a newspaper published in Kent County at least two weeks prior to the day of said election.

Only the votes of qualified voters and real estate owners of the territory as herein described shall be counted in the election to determine whether that territory shall be annexed.

Any such election shall be held by the election officers of the Election District or Districts of Kent County which shall include the territory proposed to be annexed. Every person who is duly registered upon the Books of Registered Voters for said Election District, or Districts, who is a resident of a territory proposed to be included within the limits of The Town of Magnolia, and who does not own real estate within said territory shall be entitled to one vote at the election to determine whether said territory shall be annexed, and every person of the age of twenty-one years or upwards who is the owner of real estate within the territory proposed to be included assessed to him on the assessment records of Kent County, shall be entitled to one vote for each One Hundred Dollars (\$100.00) or fractional part thereof of the assessed value of said real estate. Owners of real estate in common shall be entitled to vote according to their respective shares of the assessed value thereof. Owners of real estate by the entireties shall each be entitled to vote one-half of the assessed value thereof. Owners of real estate in joint tenancy shall be entitled to vote according to the assessed value thereof, divided by the number of joint tenants. Life tenants shall be entitled to vote according to the full amount of the assessed value of real estate so held by them, and the holders of remainders or similar interests subject to a life estate shall not be entitled to vote any part of the assessed value of such real estate.

The Council of The Town of Magnolia shall provide the ballots for any such election and shall bear the cost of holding such election. The ballots shall briefly indicate the territory proposed to be included and shall provide two boxes beside

which shall appear the words "FOR inclusion within The Town of Magnolia" and "AGAINST inclusion within The Town of Magnolia." Each voter shall indicate his preference by making a mark in pencil within the box beside the words expressing his preference. The election officers shall note on the outside of each ballot before the same is deposited in the ballot box the number of votes to which the person casting such ballot is entitled.

At any such election the polls shall be open from one o'clock P. M. to seven o'clock P. M. When the polls are closed the election officers shall publicly count the votes and forthwith certify to the Clerk of the Council the number of votes cast for and against inclusion within the city limits. At the next regular or special meeting of the Council the President of Council and Council shall receive the results of the election and make the same a part of the minutes of said meeting.

If a majority of the votes cast in an election held in a territory proposed to be annexed shall be in favor of the inclusion of that territory, the Council shall thereupon adopt a resolution annexing said territory and including the same within the limits of The Town of Magnolia, and from the time of the adoption and approval of said resolution the said territory shall be a part of The Town of Magnolia.

If a majority of the votes cast in an election held in the territory proposed to be annexed shall be against the inclusion of that territory within the limits of The Town of Magnolia, the proposed annexation of said territory shall be declared to have failed. The Council may thereafter resubmit a proposal of annexation to the voters of said territory under the authority of this Section and in accordance with the provisions hereof, provided that no such special election shall be held in the territory within two years of the day of a special election in the territory in which a proposed annexation has failed.

Approved July 22, 1957.

CHAPTER 258
APPROPRIATION

PENSIONS FOR RETIRED AND DISABLED TEACHERS

AN ACT MAKING AN APPROPRIATION TO THE STATE BOARD OF EDUCATION FOR THE PAYMENT OF PENSIONS TO RETIRED AND DISABLED TEACHERS OVER AND ABOVE THE PRESENT APPROPRIATION AVAILABLE TO THE STATE BOARD OF EDUCATION FOR THIS PURPOSE.

WHEREAS it was difficult to anticipate budgetary requirements during the biennium ending June 30, 1957; and

WHEREAS, the funds now available are insufficient to meet the June, 1957, pension payments to retired and disabled teachers; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Education to be used only for the payment to retired and disabled teachers the sum of Two Thousand Five Hundred Dollars (\$2,500.00).

Section 2. The funds hereby appropriated shall be available during the fiscal year ending June 30, 1957.

Section 3. This Act shall be known as a supplementary and a deficiency appropriation bill, and the funds hereby appropriated are to be paid out of the General Fund of the State of Delaware. Any of the funds appropriated herein that are not expended during the fiscal year ending June 30, 1957, shall revert to the General Fund of the State.

Approved July 22, 1957.

CHAPTER 259

APPROPRIATION

STATE DEPARTMENT OF PUBLIC WELFARE

**AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT
OF PUBLIC WELFARE FOR SALARIES AND OTHER
ADMINISTRATIVE EXPENSES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the Department of Public Welfare the sum of One Hundred Seventy-Four Thousand Forty Dollars (\$174,040.00) for the fiscal year beginning July 1, 1957 and there is hereby appropriated the further sum of One Hundred Ninety-Three Thousand Nine Hundred Thirty-one Dollars (\$193,931.00) for the fiscal year beginning July 1, 1958 to be used by the Department for the purpose of recruiting and retaining a sufficient number of employees and to enable the department to provide adequate space and equipment for its employees, and said appropriation in each of the fiscal years shall be allocated as follows:

	Year beginning July 1	
	1957	1958
Salaries and Wages of Employees	\$147,300.00	\$178,099.00
Office Expense	8,917.00	9,864.00
Travel	626.00	1,185.00
Repairs and Replacements	3,315.00	1,883.00
Equipment	13,882.00	2,900.00
Total	\$174,040.00	\$193,931.00

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 260

TIMBER TRESPASS

**AN ACT TO AMEND CHAPTER 14, TITLE 25, DELAWARE
CODE, RELATING TO TIMBER TRESPASS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 1405, Title 25, Delaware Code, is hereby re-
pealed.

Approved July 22, 1957.

CHAPTER 261

APPROPRIATION

STATE POLICE PENSIONS

AN ACT APPROPRIATING THE SUM OF TWO HUNDRED SIXTY-FOUR THOUSAND SEVEN HUNDRED EIGHTY-NINE DOLLARS AND EIGHTY-SEVEN CENTS (\$264,789.87) TO THE STATE POLICE PENSION BOARD FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF LAW RELATING TO STATE POLICE PENSIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Police Pension Fund the sum of Two Hundred Sixty-Four Thousand Seven Hundred Eighty-Nine Dollars and Eighty-Seven Cents (\$264,789.87) for the purpose of carrying out the provisions of the law relating to the State Police Pension System.

Section 2. The money hereby appropriated shall be available during the biennium ending on the thirtieth day of June, A. D. 1959.

Section 3. This Act shall be known as the Supplementary Appropriation Act, and the moneys hereby appropriated shall be paid out of the General Funds of the State Treasury from funds not otherwise appropriated.

Approved July 22, 1957.

CHAPTER 262

APPROPRIATION

REVOLVING FUND FOR SCHOOL SITES, ARCHITECTS
FEES, ETC.**AN ACT TO AMEND CHAPTER 17, TITLE 14, DELAWARE
CODE, RELATING TO STATE APPROPRIATIONS TO
PROVIDE FOR REVOLVING FUNDS FOR SCHOOL
SITES, SCHOOL ARCHITECTS' FEES AND APPROPRI-
ATING FUNDS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 17, Title 14, Delaware Code, is amend-
ed by adding a new section as follows:

**§ 1715. Acquisition of school sites, revolving fund; purchase;
sale; repayment**

There shall be a revolving fund established under the State Board of Education to be used for the acquisition of school sites in anticipation of the need for construction of school buildings. From this fund the State Board of Education shall purchase in the name of The State of Delaware upon request from a school district any needed school site. The State Board shall make no payments to any school district from the revolving fund unless the acquisition of a school site and the approximate cost of the proposed new construction thereon have first been approved by a referendum held among the voters in the school district concerned. In the event land is purchased within a school district and no school construction is started thereon within five years of such purchase or in the event plans to use the site are abandoned, then the State Board of Education may sell the land at a public sale and shall deposit the receipts in the General Fund of the State of Delaware.

When a school district within which such a site has been purchased has sold bonds and deposited construction funds with the State Treasurer in compliance with any school construction

act, or when, in the event of construction based entirely upon State funds, the Treasurer has in his command construction funds for such site the Board of Education or Board of School Trustees of the district shall present to the appropriate authorities an invoice against such construction funds of that District payable to the State Board of Education for deposit in the revolving fund and the funds used to purchase the site shall be returned to the revolving fund.

Section 2. In order to establish the revolving fund created by Section 1, there is appropriated to the State Board of Education an amount of \$250,000.00. These funds shall not revert to the General Fund at the close of the fiscal year, but remain in a revolving fund as described in Chapter 17, Title 14, Delaware Code.

Section 3. Chapter 17, Title 14, Delaware Code, is amended by adding a new section as follows:

§ 1716. Payment for architects' services, revolving fund

There shall be a revolving fund established under the State Board of Education to be used for the payment of architects' fees for actual work done when architects are asked to do advanced planning by school districts or special school districts prior to the organization of a school construction program or presentation of a construction program to a session of the General Assembly when such prior planning is requested by a school district or a special school district.

No fee so paid shall exceed ten per cent of the total anticipated architect's fee for the construction project planned.

When a school district for which such fees have been paid sells bonds to provide for a capital improvement program and deposits funds with the State Treasurer in compliance with any school construction act, or when, in the event of capital improvements based entirely upon State funds, the Treasurer has in his command capital improvement funds, the Board of Education or Board of School Trustees of the district shall present to the appropriate authorities an invoice against such funds of that

district payable to the State Board of Education for deposit in the revolving fund and the funds advanced or used for architect's fees shall be returned to the revolving fund.

In no instance shall the Board of School Trustees or Board of Education make payment a second time to the architect whose fee was collected under the provisions of this section for that portion of the fee already paid, however, nothing in this section shall be construed to prevent a school district from changing the architect assigned to plan its construction.

Section 4. In order to establish the revolving fund created by Section 3, there is appropriated to the State Board of Education an amount of \$100,000.00. These funds shall not revert to the General Fund at the close of the fiscal year, but remain in a revolving fund as described in Chapter 17, Title 14, Delaware Code.

Section 5. This Act is a supplementary appropriation, and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 263

BANK COMMISSIONER

**AN ACT TO AMEND CHAPTER 1, TITLE 5, DELAWARE
CODE, RELATING TO THE STATE BANK COMMISSIONER.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Subsection (c) of Section 102, Title 5, Delaware Code, is repealed and the following subsection (c) enacted in lieu thereof:

(c) The Commissioner shall receive, in full compensation for his services, such salary or remuneration as shall be fixed from time to time by the Bank Advisory Board.

Approved July 22, 1957.

CHAPTER 264

FIRE AND POLICE PROTECTION IN NEW CASTLE
COUNTY**AN ACT TO AMEND CHAPTER 19, TITLE 9 DELAWARE
CODE RELATING TO FIRE AND POLICE PROTECTION.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That § 1902 Title 9 Delaware Code is hereby amended to read:

**§ 1902. Fire companies in New Castle County; appropriations
for**

(a) The Levy Court of New Castle County may appropriate the sum of \$1,500 annually, to each of the regularly organized and motorized fire companies in New Castle County, outside of the City of Wilmington, for the maintenance and upkeep of their fire equipment.

The said sum of \$1,500 shall be paid by the Levy Court of New Castle County to each of the fire companies entitled thereto, as certified by the Secretary of the New Castle County Volunteer Firemen's Association on the first day of May of each year.

(b) The Levy Court of New Castle County shall pay the sum of \$1,500 annually to the Mayor and Council of Wilmington for each Fire Company in the City of Wilmington for the maintenance and upkeep of their fire equipment.

Approved July 22, 1957.

CHAPTER 265

FISHING IN DELAWARE RIVER AND BAY

AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE, ENTITLED "FISHING IN DELAWARE RIVER AND DELAWARE BAY."

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House thereof concurring therein):

Section 1. § 917, Title 7, Delaware Code, is amended to read as follows:

§ 917. Taking of food fish from Delaware Bay by non-residents or aliens; violations and penalty

No non-resident of the State of Delaware, nor any alien, shall at any time take or attempt to take edible or food fish of any kind by means of any net of any character or any device or contrivance whatsoever, except with rod, hook and line or hand line, from the waters of the Delaware Bay within the jurisdiction of the State of Delaware.

The possession of such prohibited net or device by any non-resident or alien on or near such waters shall create a presumption of violation of this section.

For the purposes of this section all unnaturalized foreign-born residents of this State shall be classed as non-residents of this State, and any person, not an alien, who has resided not less than twelve months within this State, shall be deemed to be a resident of this State.

Whoever violates any of the provisions of this section, shall be fined not less than \$100.00 nor more than \$500.00, and costs, and shall forfeit all nets, boats and other appliances used or possessed. If any person fails to pay any fine and costs imposed under the provisions of this section such person shall be imprisoned not more than 90 days or until such fine and costs are paid.

Section 2. § 1116, Title 7, Delaware Code, is amended to read as follows:

§ 1116. Taking of food fish from certain waters with nets by non-residents or aliens; violations and penalty

No non-resident of the State of Delaware, nor any alien, shall at any time take or attempt to take edible or food fish of any kind by means of any net of any character from the waters of Indian River Bay, Indian River, Assawoman Bay or Rehoboth Bay or any tributaries of such waters within the jurisdiction of the State of Delaware.

For the purposes of this section all unnaturalized foreign-born residents of this State shall be classed as non-residents of this State, and any person not an alien who has resided not less than twelve months within this State, shall be deemed to be a resident of this State.

Whoever violates any of the provisions of this section, shall be fined not less than \$100.00 nor more than \$500.00, and costs, and shall forfeit all nets, boats and other appliances used or possessed. If any person fails to pay any fine and costs imposed under the provisions of this section such person shall be imprisoned not more than 90 days or until such fine and costs are paid.

Approved July 22, 1957.

CHAPTER 266

CREATING A STATE BOARD OF ELECTRIC EXAMINERS

**AN ACT AMENDING TITLE 24 OF THE DELAWARE CODE
CREATING A STATE BOARD OF ELECTRICAL EXAM-
INERS, AND TO PRESCRIBE REGULATIONS FOR RE-
DUCTION OF FIRE HAZARDS AND FOR PROTECTION
OF LIFE AND PROPERTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Title 24 of the Delaware Code is amended by
adding thereto a new chapter to read as follows:

CHAPTER 14. ELECTRICAL CONTRACTORS**SUBCHAPTER I. BOARD OF ELECTRICAL EXAMINERS****§ 1401. Definitions**

As used in this chapter—

“Board” means State Board of Electrical Examiners.

“Person” means corporations, companies, partnerships, as
well as individuals.

“Master electrician, general,” means a person engaged in
the business of or holding himself out to the public as engaged
in the business of installing, erecting or repairing or contracting
to install, erect or repair electric wire or conductors to be used
for the transmission of electric current for electric light, heat
or power purposes, or mouldings, ducts, raceways or conduits
for the reception or protection of such wires or conductors or
to electrical machinery, apparatus, devices or fixtures to be
used for electric light, heat or power purposes, or planning,
estimating, laying out and supervising such electrical work.

“Master electrician, limited,” shall be divided into two
classes, designated respectively (A) and (B), meaning as fol-
lows:

1. "Master electrician, limited, Registration (A)", means any person engaged in any or all of these or related types of work: electrically operated heating equipment, electrically operated air conditioning, or refrigerating equipment, electrically operated display signs.

2. "Master electrician, limited, Registration (B)", means any person engaged in repairing or maintenance of any electrical appliances, devices, motors, machinery or other apparatus but not engaged in the installation of any such appliance, device, motor machinery or other apparatus if such installation requires a permit or installation card from the proper electrical inspection bureau.

§ 1402. Board of Electrical Examiners; appointment, qualifications; term; vacancies; oath

(a) There is created a State Board of Electrical Examiners, who shall administer the provisions of this chapter.

(b) The Board shall consist of seven qualified persons, who shall be appointed by the Governor, no more than four members of the Board be affiliated with the same political party.

(c) Members of the Board shall:

(1) Be citizens of the United States and residents of this State.

(2) Four shall have had at least ten years experience as an electrical contractor, one each from Kent, New Castle and Sussex County and one from the City of Wilmington.

(3) Three shall be members of the general public, one each from Kent, New Castle and Sussex County.

(d) Persons appointed to the Board initially shall be appointed for the following terms: Three members for two years, four members for three years. Thereafter members shall be appointed for a term of three years.

(e) Appointments to fill a vacancy occurring otherwise than through the expiration of a term, shall be for the unexpired term.

(f) Every member of the Board shall receive a commission of his appointment from the Governor and before beginning his term of office, shall file with the Secretary of State his written oath or affirmation for the faithful discharge of his official duty.

§ 1403. Removal of members

The Governor may remove any member of the Board for misconduct, incompetency, neglect of duty or for any other sufficient cause.

§ 1404. Compensation and expenses

Each member of the Board shall receive the sum of \$180.00 per year, and the member chosen to be Secretary-Treasurer shall receive an additional \$450.00 per year, all such compensation to be paid quarterly. The members shall be reimbursed for all actual and necessary traveling expenses incurred in carrying out the provisions of this chapter.

§ 1405. Organization; meetings; officers; quorum

(a) The Board shall hold regular meetings, at least once each month, three to be held in Georgetown, and three in Dover and six in Wilmington, and special meetings at such times as the Board or the President shall determine.

(b) The Board shall elect annually a President, Vice-President and Secretary-Treasurer. A quorum of the Board shall consist of not less than four members.

§ 1406. Powers

(a) The Board may adopt and amend all rules and regulations not inconsistent with the Constitution and laws of this State, which may be reasonably necessary for the proper performance of its duties and the regulations of the proceedings before it.

(b) The Board shall adopt and have an official seal.

(c) In carrying into effect the provisions of this chapter, the Board, under the hand of its President and the seal of the Board, may subpoena witnesses and compel their attendance, and also may require the production of books, papers, documents, etc., in a case involving the revocation of registration or practicing or offering to practice without registration.

(d) Any member of the Board may administer oaths or affirmations to witnesses appearing before the Board.

(e) If any person refuses to obey any subpoena so issued or refuses to testify or produce any books, papers or documents, the Board may present its petition to the Superior Court of the county of the residence of such person setting forth the facts. Thereupon the Court shall, in a proper case, issue its subpoena to such person requiring his attendance before such Court and there to testify or produce such books, papers and documents as may be deemed necessary and pertinent by the Board.

(f) Any person failing or refusing to obey the subpoena or order of the Court may be proceeded against in the same manner as for refusal to obey any other subpoena or order of the Superior Court.

§ 1407. Receipts and disbursements; employees

(a) All money received by the Board shall be paid monthly to the State Treasurer and shall be credited to the General Fund of the State, in accordance with chapter 61 of Title 29.

(b) All disbursements made by the Board for salaries, expenses or other authorized expenditures shall be paid by the State Treasurer, out of funds appropriated by the General Assembly for such purpose, on vouchers signed by the President and attested by the Secretary-Treasurer of the Board.

The Secretary-Treasurer of the Board shall give surety bond to the State in such sum as the Board may determine. The premium on such bond shall be regarded as a proper and necessary expense of the Board.

The Board may employ such clerical or other assistants as are necessary for the proper performance of its work and may make expenditures of this fund for any purpose which, in the opinion of the Board, is reasonably necessary for the proper performance of its duties under this chapter.

Under no circumstances shall the total amount of warrants issued by the State Treasurer in payment of the expenses and compensation provided for in this chapter exceed the amount of the examination and registration fees collected as provided in this chapter.

§ 1408. Records and Reports

(a) The Board shall keep a record of its proceedings and a register of all applications for registration, which register shall show:

- (1) The name, age and residence of each applicant;
- (2) The date of the application;
- (3) The place of business of such applicant;
- (4) The qualifications of the applicant;
- (5) Whether or not an examination was required;
- (6) Whether the applicant was rejected;
- (7) Whether a certificate of registration was granted;
- (8) The date of the action of the Board; and
- (9) Such other information as may be deemed necessary by the Board.

(b) The records of the Board shall be prima facie evidence to the proceedings of the Board set forth therein. A transcript thereof, duly certified by the Secretary-Treasurer of the Board, under seal, shall be admissible in evidence with the same force and effect as if the original were produced.

(c) Annually, prior to December 1, the Board shall submit to the Governor, a report of its transactions for the fiscal year ending June 30, and shall also transmit to him a complete statement of the receipts and expenditures of the Board, attested by affidavits of its President and its Secretary-Treasurer.

§ 1409. Legal advisers

The Attorney General or any Deputy Attorney General of this State shall act as legal adviser of the Board, and render such legal assistance as may be necessary in carrying out the provisions of this chapter.

SUBCHAPTER II. REGISTRATION OF MASTER ELECTRICIANS AND INSPECTIONS**§ 1421. Requirement for registration**

In order to safeguard life, and property, any person holding themselves out to the general public as a master electrician, general or limited, in this State, shall submit evidence that they are qualified as such an electrician and shall be registered as provided in this subchapter. No person shall hold himself out to the public in this State as being a qualified master electrician, general or limited, as defined in § 1401 of this title, or use in connection with his name or otherwise assume, use or advertise any title or description tending to convey the impression that he is a master electrician, general or limited, unless such person has been duly registered under the provisions of this subchapter.

§ 1422. General requirements for registration

The following shall be considered as the minimum evidence satisfactory to the Board that the applicant is qualified for registration as master electrician, general or limited, respectively, to-wit:

(1) As a master electrician, general:

A reasonable knowledge of electricity and the natural laws and functions of electric wires, appliances and devices for electric light, heat and power purposes, and skill and knowledge in all matters relating to the work or business of master electrician, general, as defined in § 1401 of this title.

(2) As a master electrician, limited, registration (A):

A reasonable knowledge of electricity insofar as it relates to the particular type or types of equipment pertaining to the business of master electrician, limited, registration (A), as defined in § 1401 of this title.

The Board may employ such clerical or other assistants as are necessary for the proper performance of its work and may make expenditures of this fund for any purpose which, in the opinion of the Board, is reasonably necessary for the proper performance of its duties under this chapter.

Under no circumstances shall the total amount of warrants issued by the State Treasurer in payment of the expenses and compensation provided for in this chapter exceed the amount of the examination and registration fees collected as provided in this chapter.

§ 1408. Records and Reports

(a) The Board shall keep a record of its proceedings and a register of all applications for registration, which register shall show:

- (1) The name, age and residence of each applicant;
- (2) The date of the application;
- (3) The place of business of such applicant;
- (4) The qualifications of the applicant;
- (5) Whether or not an examination was required;
- (6) Whether the applicant was rejected;
- (7) Whether a certificate of registration was granted;
- (8) The date of the action of the Board; and
- (9) Such other information as may be deemed necessary by the Board.

(b) The records of the Board shall be prima facie evidence to the proceedings of the Board set forth therein. A transcript thereof, duly certified by the Secretary-Treasurer of the Board, under seal, shall be admissible in evidence with the same force and effect as if the original were produced.

(c) Annually, prior to December 1, the Board shall submit to the Governor, a report of its transactions for the fiscal year ending June 30, and shall also transmit to him a complete statement of the receipts and expenditures of the Board, attested by affidavits of its President and its Secretary-Treasurer.

§ 1409. Legal advisers

The Attorney General or any Deputy Attorney General of this State shall act as legal adviser of the Board, and render such legal assistance as may be necessary in carrying out the provisions of this chapter.

**SUBCHAPTER II. REGISTRATION OF MASTER
ELECTRICIANS AND INSPECTIONS****§ 1421. Requirement for registration**

In order to safeguard life, and property, any person holding themselves out to the general public as a master electrician, general or limited, in this State, shall submit evidence that they are qualified as such an electrician and shall be registered as provided in this subchapter. No person shall hold himself out to the public in this State as being a qualified master electrician, general or limited, as defined in § 1401 of this title, or use in connection with his name or otherwise assume, use or advertise any title or description tending to convey the impression that he is a master electrician, general or limited, unless such person has been duly registered under the provisions of this subchapter.

§ 1422. General requirements for registration

The following shall be considered as the minimum evidence satisfactory to the Board that the applicant is qualified for registration as master electrician, general or limited, respectively, to-wit:

(1) As a master electrician, general:

A reasonable knowledge of electricity and the natural laws and functions of electric wires, appliances and devices for electric light, heat and power purposes, and skill and knowledge in all matters relating to the work or business of master electrician, general, as defined in § 1401 of this title.

(2) As a master electrician, limited, registration (A):

A reasonable knowledge of electricity insofar as it relates to the particular type or types of equipment pertaining to the business of master electrician, limited, registration (A), as defined in § 1401 of this title.

(3) As a master electrician, limited, registration (B) :

A reasonable knowledge of electricity insofar as it relates to the repairing and maintaining of the particular type or types of equipment pertaining to the business of master electrician, limited, registration (B), as defined in § 1401 of this title.

Any person having the necessary qualifications described in this chapter to entitle him to registration, shall not be eligible for such registration unless he be at least twenty-one years of age.

§ 1423. Applications and references

Application for registration shall:

- (1) be on forms prescribed and furnished by the Board;
- (2) contain statement made under oath showing the applicant's education and detailed summary of his work experience.

§ 1424. Fee and Bond

(a) The registration fee for a master electrician, general, shall be \$35.00 and for master electrician, limited, shall be \$25.00, Ten Dollars of the required fee shall accompany the application, the remainder to be paid upon notification that application has been approved, subject to final payment when registration certificate will be issued. Should the Board deny the issuance of a certificate of registration to any applicant, the initial fee deposited shall be retained as an application fee.

(b) Before any registration certificate will be issued, the applicant must furnish a good and sufficient bond meeting with the approval of the Board, in the name of the State of Delaware, in the sum of \$1,000.00 conditioned upon the faithful performance of any or all work entered upon or contracted for, and to save harmless the owner or real party in interest in the property for which any material is furnished or services performed by the applicant, against loss, damage, and injury resulting through want of skill or negligence on the part of the applicant, his agents or employees, provided action is maintained thereon by

such owner or real party in interest within one year from the date of installation of materials furnished or performance of such work or service; provided, however, that the aggregate liability of the surety for all such loss, damage or injury shall in no event exceed the sum of such bond.

§ 1425. Certificates; significance; notice

(a) The Board shall issue a certificate of registration to any applicant who has complied with the requirements of sections 1421-1422-1423 and 1424 of this title and who, in the opinion of the Board, has satisfactorily met all requirements of this chapter. The certificate shall indicate which classification of master electrician the registrant has qualified for, and shall

(1) Show the full name of the registrant;

(2) have a serial number; and

(3) be signed by the President and the Secretary-Treasurer of the Board under seal of the Board.

(b) The issuance of a certificate of registration by the Board shall be prima facie evidence that the registrant is entitled to all the rights and privileges of the classification of master electrician named therein, while the certificate remains unrevoked or unexpired.

(c) The Board shall promptly notify in writing the local electrical inspection authorities of all certificates of registration approved, suspended or revoked.

§ 1426. Reciprocity

The Board may, upon application therefor and the payment of the regular fee and without examination, issue a certificate of registration as an electrical contractor, general or limited, to any person who holds a certificate of qualification or registration issued to him by the proper authorities of any state or territory or district of the United States, or of any country, provided that the requirements for the registration of electrical contractors, general or limited, under which such certificate of qualification or registration was issued, do not conflict with

the provisions of this chapter and are of a standard not lower than that specified in this chapter, provided the same rights are given to electrical contractors of this State.

§ 1427. Expirations and renewals

(a) Certificates of registration shall expire on the last day of the month of June following their issuance or renewal and shall become invalid on that day unless renewed.

(b) Renewal may be effected at any time during the month of June by payment of the annual fee, which shall be the same as provided by § 1424 of this chapter for registration. The failure on the part of any registrant to renew his certificate annually in the month of June as required by this section, shall not deprive such person of the right of renewal, but the fee to be paid for the renewal of a certificate after the month of June shall be increased fifty cents for each month or fraction of a month that payment of renewal fee is delayed.

§ 1428. Revocation of certificate

(a) The Board may revoke the certificate or registration of any registrant that is found guilty of

(1) The practice of any fraud or deceit in obtaining a certificate of registration;

(2) Any gross negligence, incompetency or misconduct in supplying material or performing services as an electrical contractor.

(3) Permitting or causing defective electrical work, if done deliberately or if not corrected within 15 days or longer if necessary, at the discretion of the Board, following notice thereof, shall be construed, at the discretion of the Board, as sufficient cause for the revocation or suspension of a license issued under this chapter.

(b) Any person may prefer charges of fraud, deceit, gross negligence or misconduct against any registrant. Such charges shall be in writing and shall be sworn to by the person making them and shall be filed with the Secretary-Treasurer of the Board.

(c) All charges, unless dismissed by the Board as unfounded or trivial, shall be heard by the Board within three months after the date on which they shall have been preferred.

(d) The time and place for the hearing shall be fixed by the Board and a copy of the charges, together with a notice of the time and place of hearing, shall be personally served on or mailed to the last known address of the registrant, at least 30 days before the date fixed for the hearing. At any hearing the accused registrant shall have the right to appear personally and by counsel to cross-examine witnesses appearing against him and to produce evidence and witnesses in his own defense. If, after such hearing, three or more members of the Board vote in favor of finding the accused guilty, the Board shall revoke the certificate of registration of such registrant.

§ 1429. Reissuance of revoked certificate; replacement of other certificates

(a) An applicant whose certificate of registration has been revoked may become eligible for a new certificate upon meeting all of the requirements of this chapter and upon the satisfactory completion of any examination as hereinafter provided.

(b) A new certificate of registration to replace any certificate lost, destroyed or mutilated may be issued subject to the rules of the Board. A charge of \$1.00 shall be made for such issuance.

§ 1430. Examinations for reissue of revoked license

(a) The scope of the examinations, if required, whether oral or written, or both, shall be from the National Electric Code and seventy per-cent shall be deemed a passing mark, and shall be prescribed by the Board, with special reference to the applicant's ability to place, install and operate electrical wires, appliances, apparatus or construct in, upon or about buildings and other premises, other than electrical maintenance work, necessary for established plants, buildings or premises.

(b) An applicant failing an examination, may upon request, be permitted to examine his corrected examination papers in the presence of another person selected by the applicant and

may apply for re-examination, and such re-examination must be given within 90 days of application and without the necessity of an additional fee. Subsequent examinations will be granted upon payment of a fee to be determined by the Board, except that no such fee shall be more than \$10.00.

§ 1431. Appeals

Any person who feels aggrieved by any action of the Board in denying, revoking, or failing to reissue his certificate of registration, may appeal therefrom to the Superior Court of the county in which such person resides. The decision of the Board shall be prima facie correct and the burden of proof shall be on the appellant to show that the Board acted contrary to law, fraudulently, arbitrarily or capriciously. The appellant shall be heard on the records and proceedings of the Board, which shall be certified to the Court by the Board within 15 days after service on the Board of a notice of appeal. The Court may permit the appellant or the Board to present any new or different evidence pertinent to the matter. The Court may affirm, reverse or modify the decision of the Board and the decision of the Court shall be final.

§ 1432. Limitation on scope of chapter

The provisions of this chapter shall not apply to, and no certificate of registration shall be required of or by:

(1) Any electric light or power company, electric railway company, steam railway company, diesel railway company or telegraph or telephone company, nor to any person performing the electrical work of any such company, when such work is a part of the plant or services used by the company in rendering its authorized service to the public.

(2) Any person employed by any other person to repair and maintain or to supervise the repair and maintenance of any electrical equipment on the premises and buildings of the employer, except that such employers are not relieved of the duty prescribed by § 1433 (c) of this title.

(3) Any person who installs his own electrical work, service or equipment in or about his own home and not for

sale, except that such person shall be required to file application for inspection with the proper electrical inspection authority.

(4) Any employee of any person engaged in the performance of electrical work while under the supervision of any master electrician, general master electrician limited A or B.

(5) Property used exclusively for agricultural purposes are excluded from all provisions of this Act, except for the necessity to file an application for an inspection certificate with the authorized inspection authority where new installations are involved.

(6) Any manufacturing or industrial establishments, except for the annual inspection provisions provided for under 1433 (c) of this title.

§ 1433. Certificates of inspection; standards for installation

(a) No person holding a certificate of registration as a master electrician, general or limited, shall install any new or used electrical wires, conduits, machinery, apparatus or any kind of electrical equipment, fixtures, appliances or devices without first securing an application for inspection that has been filed with the proper electrical inspection authority, except that in case of emergency when such certificate of inspection must be applied for within 48 hours after such work is begun.

(b) A person permitted under § 1432 (3) of this title must first secure a permit to do his own electrical installation, from any Board member, before starting any electrical work. Charge for said permit is \$1.00.

(c) Persons who are permitted to do work only without a certificate of registration as provided for in § 1432 (2) and § 1432 (6) of this title, must secure such certificate of inspection at least once annually.

(d) The Middle Department Association of Fire Underwriters shall be the Inspection Authorities. The said inspection authorities shall make all inspections within five working days of the receipt of applications for inspection. On completion of

final inspection, they shall send to the State Board of Electrical Examiners, a duplicate "cut-in-card" on all inspections made after July 1, 1957, and the State Electrical Board shall make available all records required by the building departments of the City, State or County. No light or power company, whether public or private shall connect any current, light or power to any property without first obtaining a permanent or temporary "cut-in-card" from inspection authorities having jurisdiction thereof. No permanent or temporary "cut-in-cards" shall be issued unless the work is being done or has been done by a person to whom has been issued a registration certificate under the provisions of this chapter, except for work being done or which has been done by persons who are not required to obtain registration certificates under the provisions of this chapter.

(e) The Board shall adopt as standards for the installation of electrical work, apparatus and devices of all kinds, those required from time to time by the National Electrical Code, County and City Codes; all material and equipment must be approved by the Underwriter's Laboratory.

SUBCHAPTER III. ENFORCEMENT

§ 1440. Violations and penalty

Whoever violates the provisions of this chapter, if no other penalty is provided, shall be fined not more than \$100.00 or be imprisoned for not more than 30 days, or both. Each day a violation continues shall constitute a separate offense.

Section 2. There is appropriated the sum of \$11,000.00 for the fiscal year beginning July 1, 1957 and \$9,000.00 for the fiscal year beginning July 1, 1958 for the purpose of carrying out the provisions of this Act.

Section 3. This is a supplementary appropriation act and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 267

SALARIES OF GUARDS AT CORRECTIONAL
INSTITUTIONS**AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE
CODE ENTITLED, "STATE CORRECTIONAL SYSTEM,"
PROVIDING FOR MINIMUM SALARIES FOR GUARDS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 6532, Title 11, Delaware Code is amended by striking out said Section and inserting in lieu thereof the following:

§ 6532. Compensation

The compensation of employees shall be as fixed by the Board except that no guard shall receive for his services a monthly salary of less than \$300.

Section 2. There is hereby appropriated to the State Board of Corrections the sum of \$64,000 to carry out the provisions of this Act.

Section 3. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 268

SUSSEX COUNTY INDIGENT SICK FUND

**AN ACT TO AMEND CHAPTER 62, TITLE 9, DELAWARE
CODE RELATING TO "SUSSEX COUNTY INDIGENT
SICK FUND".**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 6205, Title 9, Delaware Code is amended by striking out the figures \$65,000 as they appear therein and substituting in lieu the figures \$100,000.

Approved July 22, 1957.

CHAPTER 269

INCREASING PENSION BENEFITS TO
STATE EMPLOYEES

AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE, RELATING TO STATE EMPLOYEES' PENSION PLAN BY PROVIDING FOR AN INCREASE IN THE MONTHLY BENEFITS AND BY APPROPRIATING FUNDS THEREFOR.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5523, Title 29, Delaware Code, is amended by adding a new sentence thereto to read as follows:

State employees who are or have been retired under the provisions of this chapter, shall receive \$50 per month in addition to the monthly benefits payable under the preceding provisions of this section, provided that monthly payments shall not exceed \$250.

Section 2. For the purpose of carrying out this act, the sum of \$390,000 is appropriated for the fiscal year beginning July 1, 1957 and the sum of \$390,000 is appropriated for the fiscal year beginning July 1, 1958.

Section 3. This act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 270

CONSTITUTIONAL AMENDMENT

AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE TO INCREASE THE ANNUAL SALARIES OF THE MEMBERS OF THE GENERAL ASSEMBLY.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. § 15, Article 2, of the Constitution of the State of Delaware is hereby amended by striking out the words and figures, "One Thousand Dollars (\$1,000.00)" as they appear in lines 2 and 3 thereof and substituting in lieu thereof the following words and figures:

"Three Thousand Dollars (\$3,000.00)"

CHAPTER 271

DECEDENT'S ESTATES AND FIDUCIARY RELATIONS

AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO DECEDENTS' ESTATES AND FIDUCIARY RELATIONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 12 of the Delaware Code is amended by adding thereto in Part IV a new chapter to be designated Chapter 43, and to read as follows:

CHAPTER 43. TRANSFERS OF SECURITIES TO OR BY FIDUCIARIES

§ 4301. Definitions

In this Chapter, unless the context requires otherwise:

(a) "Assignment" includes any written stock power, bill of sale, deed, declaration of trust or other instrument of transfer.

(b) "Beneficial interest" includes the interest of a decedent's legatee, distributee, heir or creditor, of a beneficiary under a trust, of a ward, of a beneficial owner of a security registered in the name of a nominee, or of a minor owner of a security registered in the name of a custodian, or any similar interest.

(c) "Corporation" means a corporation (private, public or municipal), association or trust organized or created under the laws of this State and issuing a security subject to this Chapter, and includes the transfer agents and registrars of any of its securities .

(d) "Fiduciary" includes an executor, administrator, trustee, guardian, committee, conservator, curator, tutor, custodian or nominee.

(e) "Person" includes a firm or corporation.

(f) "Security" includes any share of stock, bond, debenture, note or other security of a corporation which is registered as to ownership on the books of the corporation.

(g) "Transfer" means a change on the books of a corporation in the registered ownership of a security.

§ 4302. Assignment to a Fiduciary

A corporation making a transfer of a security upon assignment by the registered owner to a person described as a fiduciary in the assignment or known by the corporation to be a fiduciary is not bound to inquire into the existence, extent, or correct description of the fiduciary relationship, and thereafter, until the corporation receives written notice to the contrary, it may assume without inquiry that the registered owner continues to be the fiduciary.

§ 4303. Assignment by a Fiduciary

A corporation making a transfer of a security upon assignment by a fiduciary.

(a) may assume without inquiry that the assignment, even though to the fiduciary himself or to his nominee, is within his authority and capacity and is not in breach of his fiduciary duties,

(b) may assume without inquiry that the fiduciary has complied with the laws of the state having jurisdiction of the fiduciary relationship, including any laws requiring the fiduciary to obtain court approval of the transfer, and

(c) is not charged with notice of and is not bound to obtain or examine any court record or any recorded or unrecorded document relating to the fiduciary relationship or the assignment, even though the record or document is in its possession, except that, if the security is not registered in the name of the fiduciary, the corporation shall obtain a copy of a document showing his appointment and, if court appointed, certified by the clerk of the appointing court within sixty days before the

date of transfer, but the corporation is charged with notice of only that part of the document which provides for the appointment.

§ 4304. Adverse claims

If a person having or asserting a claim adverse to the transfer of a security from a fiduciary delivers written notice of the claim to the corporation before the transfer, the corporation shall promptly notify the claimant by registered mail of the presentation of the security for transfer. The corporation shall withhold the transfer for fifteen days after sending the notice and shall then make the transfer unless it is restrained by a court order.

§ 4305. Non-liability of Corporation

A corporation making a transfer of a security under this Chapter incurs no liability to any person.

§ 4306. Application

This Chapter applies to every claim of beneficial interest in a security issued by a corporation organized under the laws of this State regardless of the place of delivery or transfer, regardless of the location or domicile of the person asserting the claim and regardless of the location of the certificate or other instrument representing the security or of the assignment.

§ 4307. Tax obligations

This Chapter shall not be construed to affect any obligation of a corporation with respect to estate, inheritance, succession or other taxes imposed by the laws of this State.

Section 2. Short Title

This Act may be cited as the "Delaware Fiduciaries' Securities Transfer Act."

Approved July 22, 1957.

CHAPTER 272
APPROPRIATION

PLANTING OF SEED OYSTERS IN MISPELLION RIVER

AN ACT TO AMEND TITLE 7, DELAWARE CODE ENTITLED "CONSERVATION" BY PROVIDING FOR A TAX ON OYSTERS TAKEN FROM THE WATERS OF THE MISPELLION RIVER, DAILY CATCH LIMITS AND PERIODS THAT OYSTERS MAY BE TAKEN THEREFROM; APPROPRIATION FOR PLANTING OF SEED OYSTERS THEREIN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1906, Title 7, Delaware Code is amended by inserting after "Sussex County", as it appears in line 7 of subsection (a) thereof, the following:

"and the Mispillion River,"

Section 2. § 2332, Title 7, Delaware Code is amended by striking out all of the said section and inserting in lieu thereof the following:

§ 2332. Daily catch limit

No boat shall take or catch more than 25 bushels of oysters from the Broadkilk River or its tributaries in any one day. No boat shall take or catch any oysters from the Mispillion River or its tributaries until October 1, 1959 and then no more than 15 bushels of oysters shall be taken or caught by any one boat. An allowance of 20% of the total catch shall be made for waste.

Section 3. § 2334, Title 7, Delaware Code is amended by striking out all of the said section and inserting in lieu thereof the following:

§ 2334. Taking oysters from Broadkilk and Mispillion Rivers

No oysters shall be taken or caught from the Broadkilk or Mispillion Rivers or their tributaries, except during the period

from October first, to the following March thirty-first, both dates inclusive. The State Board of Health may permit oysters to be taken out of the Broadkill River for seeding purposes only in home waters.

Section 4. There is hereby appropriated to the Commission of Shell Fisheries the sum of \$20,000 to be used for the purpose of planting seed oysters in the Mispillion River.

Section 5. This is a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 273

INCREASING SALARIES OF ATTORNEY GENERAL'S
DEPUTIES IN SUSSEX COUNTY

AN ACT TO AMEND CHAPTER 25, TITLE 29, DELAWARE
CODE, RELATING TO THE ATTORNEY GENERAL BY
INCREASING THE SALARIES OF THE DEPUTIES OF
SUSSEX COUNTY.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 2503 (a), Title 29, Delaware Code, is amended by striking the figures "\$6,000" as they appear on the seventh line of said subsection and substituting and enacting in lieu thereof the figures "\$6,500".

Section 2. § 2503 (a), Title 29, Delaware Code, is amended by striking the figures "\$4,000" as they appear on the last line of subsection (a) and substituting and enacting in lieu thereof the figures "\$6,000".

Approved July 22, 1957.

CHAPTER 274

APPROPRIATION

CONSOLIDATION OF FERRIS AND KRUSE SCHOOLS AND
DETENTION HOME FOR JUVENILE DELINQUENTS

AN ACT TO AMEND TITLE 31, DELAWARE CODE, TO PROVIDE FOR THE CONSOLIDATION OF FERRIS SCHOOL FOR BOYS, KRUSE SCHOOL AND THE DETENTION HOME FOR JUVENILE DELINQUENTS AND METHOD FOR VOLUNTARY FURTHER CONSOLIDATION AS TO WOODS HAVEN SCHOOL FOR GIRLS; CHANGE LAWS RELATING TO SUCH INSTITUTIONS AND APPROPRIATE FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The purpose of this Act is to provide for the consolidation of the Ferris School for Boys, the Kruse School and the Detention Home for Juveniles under a single Commission, which Commission would operate all of the State supported schools for the care and education of delinquent juveniles and the detention facilities for juveniles and to provide a method whereby the Woods Haven School for Girls may voluntarily and without coercion join in such consolidation if the Board of such school sees fit to do so.

Section 2. On the dates hereinafter provided, Chapters 51, 55 and 57, Title 31, Delaware Code, are repealed and a new Chapter 51 is enacted and inserted in lieu thereof to read as follows:

**CHAPTER 51. THE YOUTH SERVICES COMMISSION
OF DELAWARE**

SUBCHAPTER I. GENERAL PROVISIONS

§ 5101. Definitions

As used in this chapter—

"Commission" means The Youth Services Commission of Delaware.

"Commitment" refers to the vesting of legal custody of juveniles in the custody of The Youth Services Commission of Delaware under the provisions of Subchapter II hereof.

"Court" means any Court of competent jurisdiction.

"Detention" refers to the holding of a juvenile by the Commission in the separate Detention Department provided for in Subchapter III hereof.

"Juvenile" means a minor.

"Legal custody" denotes those rights and responsibilities associated with the day to day care of the juveniles. It includes the right to the care, custody and control of the juvenile. It includes the duty to provide food, clothing, shelter, education, ordinary medical care and to train and discipline.

§ 5102. Functions of The Youth Services Commission of Delaware

There shall be one State agency known as The Youth Services Commission of Delaware for the operation of all State owned training facilities for juvenile delinquents and for detention facilities for juveniles.

§ 5103. Commission; appointment; qualifications, terms and vacancies

(a) The Youth Services Commission of Delaware shall be managed by a Commission of eight members who shall be appointed by the Governor and the following shall be ex-officio members: the Executive Director of the State Department of Public Welfare, the Superintendent of the Governor Bacon Health Center, the Director of the Family Court and the Chief Probation Officer of the Juvenile Court of Kent and Sussex Counties.

(b) Two members shall be appointed for terms of one year; two for terms of two years; two for terms of three years; and two for terms of four years. Upon the expiration of their terms, their respective successors shall be appointed for terms of four years.

(c) The members of the Commission shall be, during their terms of office, citizens of this State. One member shall be resident of the City of Wilmington; one a resident of New Castle County outside the City of Wilmington; one a resident of Kent County, one a resident of Sussex County; and four from the State at large. No more than four members shall be affiliated with the same political party.

(d) Any vacancy occurring in the Commission by reason of death, resignation or otherwise, shall be filled by the Governor for the unexpired term.

§ 5104. Compensation of members of Commission

The members of the Commission shall receive no compensation for attendance in performance of their duties at meetings of the Commission but shall be reimbursed for all necessary expenses.

§ 5105. Oath; quorum; chairman; secretary

(a) Before entering upon the duties of the office, each member shall take and subscribe an oath or affirmation, as prescribed in Article XIV of the Constitution of this State.

(b) Five members shall constitute a quorum.

(c) The Commission shall elect a Chairman from among its membership.

(d) The Executive Director of The Youth Services Commission of Delaware shall act as Secretary of the Commission.

§ 5106. Executive Director; appointment; compensation

The Executive Director of the Commission shall be appointed by and serve at the pleasure of the Commission. The Executive Director shall be trained in the handling of problems of juvenile delinquents, and shall have had at least five years experience in this or a related field prior to appointment. First consideration for the appointment of an Executive Director shall be given to a qualified resident of the State of Delaware. The salary of the Executive Director shall be set by the Commission.

§ 5107. Payment of accounts

All of the accounts of the Commission shall be paid by warrant drawn upon the State Treasurer and after approval by the Commission, signed by the Executive Director and countersigned by the chairman or acting chairman.

§ 5108. Annual report to the Governor and to the General Assembly

The Commission shall make an annual report to the Governor and to the General Assembly of its activities and operations and shall include its receipts and expenditures and such recommendations as it may deem appropriate in detail as to fully inform the Governor and the General Assembly or such other legally authorized agency of this State.

§ 5109. Misnomer of Commission in donation

Any misnomer of The Youth Services Commission of Delaware shall not defeat or annul any gift, grant, devise or request to The Youth Services Commission of Delaware if it sufficiently appears by the will, conveyance or other writing, that the party making the same intended to pass to convey thereby to The Youth Services Commission of Delaware the estate or interest therein expressed or described.

SUBCHAPTER II. YOUTH SERVICES**§ 5120. Powers and duties of the Commission**

The Commission shall:

(1) Have sole and complete control of the training schools and any other State facilities for readjustment of delinquent children.

(2) Appoint all necessary employees, fix their compensation and prescribe their duties.

(3) Provide suitable food, clothing, medicine and all things necessary for the comfort and improvement of delinquent children.

(4) Make rules and regulations for the government of the training schools not inconsistent with the laws of this State, which it deems necessary and proper for the public welfare and best interest of the juveniles entrusted to the Commission including the release of juveniles to after-care supervision.

(5) When deemed necessary to provide after-care supervision for delinquent children released from the training schools.

(6) Provide suitable buildings, with all the necessary land and appurtenances for the use and occupation of The Youth Services Commission of Delaware.

(7) Establish such rules and regulations relative to the religious and moral education, training, employment, discipline, management, government, instruction, safe-keeping and the disposition of the juveniles.

(8) Exercise all powers not inconsistent with this chapter as are necessary to discharge their responsibility of legal custody of a juvenile.

§ 5121. Commitments to The Youth Services Commission of Delaware

The Family Court of the State of Delaware in and for New Castle County, the Juvenile Court of Kent and Sussex Counties and the Superior Court may each commit to the custody of the Commission any juvenile who is subject to the jurisdiction of such Court and who is delinquent, as that term is defined in Sections 901 and 1101 of Title 10. The Commission shall accept the custody of any juvenile so committed to it. After July 1, 1958 a Court shall only commit a juvenile properly adjudged a juvenile delinquent to The Youth Services Commission of Delaware.

§ 5122. Power to discharge

The Commission in its discretion may discharge finally any juvenile committed to its custody if the Commission shall determine such discharge to be for the best interests of the juvenile

or of The Youth Services Commission of Delaware. After such discharge the Commission shall be relieved of all liability for any such juvenile.

§ 5123. Transfer to custody of State Board of Corrections; return

(a) The Commission may, in the case of any juvenile committed to its care and custody, make application to the Superior Court for permission to place such juvenile in the custody of the State Board of Corrections for correction or safekeeping.

(b) Such application shall be by petition and shall contain an allegation under oath signed by a majority of the Commission that such juvenile is destructive to the program of rehabilitation of other juveniles in the custody of The Youth Services Commission of Delaware, or has assaulted a member of the staff or another child or has been a persistent fugitive, as evidenced by unauthorized absence from the custody of the Commission on five occasions or more or maliciously attempted to set fire to a building, appurtenances or personal property.

(c) Upon such petition and a finding of fact, after a hearing, that such juvenile is destructive to the program of the Commission, and is hindering and delaying the rehabilitation of other juveniles in the custody of the Commission, or has assaulted a member of the staff or another child or has been a persistent fugitive, as evidenced by unauthorized absence from the custody of the Commission on five occasions or more or maliciously attempted to set fire to a building, appurtenances or personal property, the Superior Court may authorize the Commission to transfer such juvenile to the custody of the State Board of Corrections.

The transfer of such juvenile to the custody of the State Board of Corrections shall be indeterminate as to time, with the exception nevertheless that no person shall be incarcerated under this section after the age of 21 years has been reached. In case of the placing of a juvenile in the custody of the State Board of Corrections for an indeterminate time, the State Board of Corrections or The Youth Services Commission of Delaware, upon a petition to the Court may request the return of such juvenile to The Youth Services Commission of Delaware upon

a petition and after a hearing and a finding by the Court that the juvenile has been rehabilitated to such an extent that the juvenile would no longer be destructive to the program of the Commission.

(d) In the case of any juvenile transferred to the custody of the State Board of Corrections hereunder, at the time of transfer there shall be presented to the State Board of Corrections an order of the authorizing judge of the Superior Court, stating the circumstances under which the juvenile is committed to the custody of the State Board of Corrections. In all cases the State Board of Corrections shall hold such juvenile separate and apart from the more hardened criminals.

SUBCHAPTER III. DETENTION DEPARTMENT

§ 5130. Separate operation

(a) The Commission shall operate a separate department for the proper transportation, care and detention of any juvenile detained by authority of law.

(b) In the operation of the Detention Department the Commission shall have all of the powers listed in section 5120 of this title.

§ 5131. Detention of juveniles under 18 years of age; exclusive jurisdiction; exceptions; penalties

(a) No juvenile under 18 years of age shall be detained at any police station, jail, correctional institution or any other place under authority of law but shall be transported to Court or to the Detention Department there to await disposition of such juvenile's case by the proper Court.

(b) This section shall not prevent other arrangements as to the detention of such juvenile if such arrangements are specifically approved by a Judge authorized by statute to act in such cases after such Judge has given personal attention to the particular case. No general order as to detention shall give authority to any person to detain such juvenile in any place other than Detention Department.

(c) This section shall not apply to those already committed to any one of the schools or agencies mentioned in this chapter, or to those already committed to the State Board of Corrections under proper statutory authority. If such a juvenile while so committed is apprehended after escape, he may be returned forthwith to the place from which he escaped, there to await any further proceedings.

(d) Any police official, peace officer or other public employee who violates the provisions of this section shall be fined not less than \$25 or more than \$500; and upon a second offense shall be fined not less than \$100 or more than \$1,000 and relieved of any rights and duties which he may have as a peace officer under State law.

SUBCHAPTER IV. ENFORCEMENT

§ 5140. Aiding or harboring escapee from a facility of The Youth Services Commission of Delaware; penalty

Whoever knowingly—

(1) advises, promotes or aids in the escape or running away of any juvenile from the custody or detention of The Youth Services Commission of Delaware; or

(2) harbors or conceals, or aids in harboring or concealing any juvenile who has escaped from a facility of The Youth Services Commission of Delaware, after such juvenile has been regularly committed thereto or detained thereat:

shall be fined not less than \$10 nor more than \$1,000.

Section 3. This Act shall become effective for the purpose of appointing the new The Youth Services Commission of Delaware on July 1, 1957. Thereafter such Commission shall employ the Executive Director herein provided for, establish an office, conduct studies, prepare rules and regulations and generally do whatever preliminary steps are necessary and proper prior to its taking over jurisdiction under this Act and shall on or before the third Tuesday in February, 1958, report to the Governor and to the General Assembly. The report to the Governor and the General Assembly shall include but shall not necessarily be limited to the following:

(a) The Commission's study of the problems involved in the consolidation including legislative recommendations.

(b) The Commission's plan of immediate and future operations.

(c) Legislation desired to be immediately enacted and setting forth the reasons therefor.

(d) The Commission's proposals for organizing the agencies hereinbefore mentioned.

(e) Budget requests.

Section 4. Until July 1, 1958 all jurisdiction and control and financing of the Schools and Detention Home herein mentioned and all jurisdiction as to juveniles committed thereto or detained therein shall continue as heretofore and this Act shall be effective only as provided in Section 3.

Section 5. On July 1, 1958 this Act shall become fully effective and all jurisdiction and control of the Ferris School for Boys and the Kruse School and of the Boards of the said Schools over any juveniles committed thereto shall be transferred to the Commission which shall be charged with the duty of carrying out the terms of the commitments. On July 1, 1958 all jurisdiction and control of the Detention Home for Juveniles and of the Board of the said Home over any juveniles detained thereat shall be transferred to the Commission which shall be charged with the duty of carrying on the detention as provided by law or ordered by proper authority.

Thereafter The Youth Services Commission of Delaware shall have exclusive jurisdiction as to juveniles so transferred and as to any and all other juvenile delinquents thereafter committed or detained.

Any Court in this State shall do all acts necessary to vest legal custody of any juvenile to the Commission or detain any juvenile in accordance with and to carry out the purposes of this Act.

Section 6. On July 1, 1958 as to Ferris School for Boys, the Kruse School and the Detention Home for Juveniles and

on the effective date provided for in Section 7 as to Woods Haven School for Girls, if the requirements are met, all funds appropriated to the said Schools and Home shall be transferred to The Youth Services Commission provided for herein, and all employees of said Schools and Home shall be transferred to the Commission with all employment and State pension rights preserved. Employees of the Commission shall receive for credit as to State pension eligibility and benefits all prior employment by Ferris School for Boys, the Kruse School, the Detention Home or Woods Haven School for Girls without regard to the source of the funds previously used for their compensation.

Section 7. If the Board of Woods Haven School for Girls desires that such school become a part of the Commission herein provided for, such consolidation may be effected as follows:

.(1) The Board of Woods Haven School for Girls shall notify the Governor and the Commission that as of a particular date (said date to be not earlier than July 1, 1958 and not less than 60 days after receipt by the Governor of such notice) the Woods Haven School for Girls shall become a part of the Commission.

(2) The Board of Woods Haven School for Girls shall on the date so specified convey title to the State of Delaware for the use of The Youth Services Commission of Delaware all property of said School except such property as the Board is not permitted to transfer to the Commission because of any valid restrictions contained in any will, trust instrument or other binding legal document.

Thereupon the Governor shall send notice of such consolidation to the Attorney General and to the Judges of the Courts. On that date the transfer of jurisdiction provided for as of July 1, 1958 as to the other Schools herein mentioned shall take place as to Woods Haven School for Girls and new Chapter 51 shall apply.

Section 8. After July 1, 1958, any reference to Ferris School for Boys, the Kruse School or the Detention Home for Juveniles in any then current law or Court document shall be taken to be and read as a reference to The Youth Services Commission of Delaware provided for herein.

After the effective date provided for in Section 7, if the conditions of such section are met, any reference to the Woods Haven School for Girls in any then current law or Court document shall be taken to be and read as a reference to The Youth Services Commission of Delaware provided for herein.

Section 9. The Youth Services Commission of Delaware is authorized to cooperate with the Federal Government and to receive any Federal funds which may be allocated for the purpose of improving State service for juvenile delinquents.

Section 10. The sum of \$25,000 for the fiscal year ending June 30, 1958 and a like sum of \$25,000 for the fiscal year ending June 30, 1959 is appropriated to The Youth Services Commission of Delaware to supplement the funds transferred as provided herein to carry out the purposes of this Act.

Section 11. This is a supplementary appropriation and the funds herein appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 275

APPROPRIATION

COMMISSION ON INTERSTATE COOPERATION

**AN ACT TO APPROPRIATE FUNDS TO THE DELAWARE
COMMISSION ON INTERSTATE COOPERATION.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the Delaware Commission on Interstate Cooperation the sum of \$5,000.00 for the fiscal year ending June 30, 1958 and \$5,000.00 for the fiscal year ending June 30, 1959.

Section 2. This is a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 276

WILMINGTON

AN ACT TO FURTHER AMEND CHAPTER 119, VOLUME 28, LAWS OF DELAWARE ENTITLED "AN ACT PROVIDING FOR THE COLLECTION OF TAXES FOR THE CITY OF WILMINGTON" AS AMENDED BY CHAPTER 116, VOLUME 50, LAWS OF DELAWARE, BY PROVIDING THAT THE COUNCIL OF THE CITY OF WILMINGTON SHALL HAVE POWER TO FIX THE SALARY OF THE COLLECTOR OF TAXES AND THE SALARIES OF THE CLERKS IN THE OFFICE OF SAID COLLECTOR.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members elected to each Branch concurring therein):

Section 1. That Section 6 of Chapter 119, Volume 28, Laws of Delaware, as amended by Chapter 116, Volume 50, Laws of Delaware, is hereby further amended by striking out all of said Section 6, as so amended, and by substituting in lieu thereof a new Section to be known as Section 6: .

Section 6. The Collector of Taxes for the City of Wilmington, elected under the provisions of Chapter 391, Volume 50, Laws of Delaware, shall be fixed and determined by the Council and his salary shall be payable as other City Officials are paid.

All Clerks in the Office of the Collector of Taxes for the City of Wilmington shall receive and be paid such salary as may be fixed and determined by the Council and such Clerks shall be payable as other City employees are paid.

Approved July 22, 1957.

CHAPTER 277

INCREASING SALARIES OF NEW CASTLE COUNTY
LEVY COURT COMMISSIONERS

**AN ACT TO AMEND THE DELAWARE CODE BY INCREAS-
ING THE SALARIES OF THE LEVY COURT COMMIS-
SIONERS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. §309 (a), Title 9, Delaware Code is amended to
read as follows:

(a) In New Castle County the President of the Levy Court
shall receive a salary of \$5,500 per year, and the other two Levy
Court Commissioners shall each receive a salary of \$5,000 per
year.

Approved July 22, 1957.

CHAPTER 278

APPROPRIATION

PLANTING SEED OYSTERS IN MURDERKILL RIVER

AN ACT TO AMEND TITLE 7, DELAWARE CODE ENTITLED "CONSERVATION" BY PROVIDING FOR A TAX ON OYSTERS TAKEN FROM THE WATERS OF THE MURDERKILL RIVER, DAILY CATCH LIMITS AND PERIODS THAT OYSTERS MAY BE TAKEN THEREFROM; APPROPRIATION FOR PLANTING OF SEED OYSTERS THEREIN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1906, Title 7, Delaware Code is amended by inserting after Sussex County, as it appears in line 7 of subsection (a) thereof the following:

"and the Murderkill River, Kent County,"

Section 2. § 2332, Title 7, Delaware Code is amended by striking out all of said section and inserting in lieu thereof the following:

§ 2332. Daily catch limit

No boat shall take or catch more than 25 bushels of oysters from the Broadkill River or its tributaries in any one day. No boat shall take or catch any oysters from the Murderkill River or its tributaries until October 1, 1959 and then no more than 15 bushels of oysters shall be taken or caught by any one boat. An allowance of 20% of the total catch shall be made for waste.

Section 3. Chapter 23, Title 7, Delaware Code is amended by adding a new Section 2333 thereto to read as follows:

§ 2333. Taking of seed oysters

No oysters known as seed oysters shall be taken or caught from the Mispillion or Murderkill Rivers or their tributaries.

Section 4. § 2334, Title 7, Delaware Code is amended by striking out all of the said section and inserting in lieu thereof the following:

§ 2334. Taking oysters from Broadkilm and Mispillion Rivers

No oysters shall be taken or caught from the Broadkilm or Murderkill Rivers or their tributaries, except during the period from October first, to the following March thirty-first, both dates inclusive. The State Board of Health may permit oysters to be taken out of the Broadkilm River for seeding purposes only in home waters.

Section 5. There is hereby appropriated to the Commission of Shell Fisheries the sum of \$10,000 to be used for the purpose of planting seed oysters in the Murderkill River.

Section 6. This is a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 279

APPROPRIATION

STATE SUPPORTED SALARY SCHEDULES FOR
SCHOOL EMPLOYEES**AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE
CODE, RELATING TO STATE SUPPORTED SALARY
SCHEDULES FOR SCHOOL EMPLOYEES AND MAKING
APPROPRIATION.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. That § 1311, Chapter 13, Title 14 of the Delaware Code is hereby amended by providing that:

(a) Chief Custodians shall receive an annual beginning salary of \$3650.00 to which shall be added \$100.00 for each year of experience, provided that the maximum annual salary shall not exceed \$4100.00.

(b) Fireman shall receive an annual beginning salary of \$2950.00 to which shall be added \$150.00 for each year of experience, provided that the maximum annual salary shall not exceed \$3700.00.

(c) Custodian-Firemen shall receive an annual beginning salary of \$2950.00 to which shall be added \$150.00 for each year of experience, provided that the maximum annual salary shall not exceed \$3600.00.

(d) Custodians shall receive an annual beginning salary of \$2750.00 to which shall be added \$150.00 for each year of experience, provided that the maximum annual salary shall not exceed \$3400.00.

Section 2. The salaries paid to persons whose salaries are increased by the foregoing sections of this act shall be paid at the new rate beginning July 1, 1957.

Section 3. To carry out the provision of this Act there is appropriated to the State Board of Education the sum of Three Hundred Thousand Dollars (\$300,000) for the biennium ending June 30, 1959. Any funds not used for this specific purpose by June 30, 1959 shall revert to the General Fund of the State of Delaware.

Section 4. This Act is a supplementary appropriation and the money hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 280

AMBULANCE SERVICE

SUSSEX MEMORIAL POST NO. 7422

AN ACT TO AMEND CHAPTER 61, TITLE 9, DELAWARE CODE BY AUTHORIZING THE LEVY COURT OF SUSSEX COUNTY TO MAKE AN ANNUAL APPROPRIATION TO SUSSEX MEMORIAL POST NO. 7422, V. F. W., AT MILLSBORO FOR AMBULANCE SERVICE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 6132, Title 9, Delaware Code is amended by adding at the end thereof the following:

Sussex Memorial Post, No. 7422, V. F. W. at Millsboro.

Approved July 22, 1957.

CHAPTER 281

APPROPRIATION

STATE LAW LIBRARY IN KENT COUNTY

**AN ACT AMENDING CHAPTER 133, VOLUME 51, LAWS OF
DELAWARE, RELATIVE TO A STATE LAW LIBRARY
IN KENT COUNTY.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 133, Volume 51, Laws of Delaware, is amended by striking out the third paragraph of Section 5 thereof and by substituting in lieu thereof the following third paragraph:

Further sums for the fiscal years ending June 30, 1958 and June 30, 1959 are appropriated to the judges resident in Kent County for the law library in Kent County as follows:

	Year ending June 30,	
	1958	1959
Salaries	\$ 5,250.00	\$ 5,250.00
Office Expense	600.00	250.00
Repairs and Replacements	500.00	300.00
Books and Publications	4,000.00	4,000.00
	<hr/>	<hr/>
	\$10,350.00	\$9,800.00
Total for Biennium		\$20,150.00

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 282

SUPPLEMENTARY APPROPRIATION

STATE BOARD OF EDUCATION

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE STATE BOARD OF EDUCATION FOR SECRE-
TARIAL AND HEALTH SERVICES FOR CERTAIN
SCHOOLS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated to the State Board of Education the sum of \$61,170 for the fiscal year ending June 30, 1958 and the additional sum of \$61,170 for the fiscal year ending June 30, 1959 for secretarial and health services for certain schools, as follows:

NEW CASTLE COUNTY

School District	Add. Funds Needed for Secretarial	Add. Funds Needed for Health	Year Ending June 30,	
			1958	1959
Arden #3	\$ 800.	\$ 800.	\$1600.	\$1600.
Christiana #44 . . .	2200.	1070.	3270.	3270.
Odessa #61	1000.	....	1000.	1000.
Hockessin #29 . . .	800.	200.	1000.	1000.
Yorklyn #91	800.	800.	1600.	1600.
Port Penn #63 . . .	200.	200.	400.	400.
Delaware City #118	400.	400.	800.	800.
Hockessin #107 . . .	200.	200.	400.	400.
Iron Hill #112 . . .	200.	200.	400.	400.
Lee's Chapel #124 .	200.	200.	400.	400.
Mt. Pleasant #119 .	200.	200.	400.	400.
Townsend #125 . . .	200.	200.	400.	400.

KENT COUNTY

Magnolia #50	800.	800.	1600.	1600.
Frederica #32 . . .	1800.	200.	2000.	2000.
Hartly #96	1800.	800.	2600.	2600.

Houston #125 . . .	1000.	1000.	2000.	2000.
Farmington #39 . .	200.	200.	400.	400.
Kenton #9	600.	600.	1200.	1200.
Leipsic #11	200.	200.	400.	400.
Little Creek #85 . .	200.	200.	400.	400.
Oak Point #20 . . .	200.	200.	400.	400.
Rose Valley #79 . .	400.	400.	800.	800.
Wiley's #93	200.	200.	400.	400.
Cheswold #143 . . .	400.	400.	800.	800.
Fork Branch #145 .	200.	200.	400.	400.
Kenton #140	400.	400.	800.	800.
Lockwood #142 . . .	200.	200.	400.	400.
Mt. Olive #155 . . .	400.	400.	800.	800.
Union #158	400.	400.	800.	800.
Viola #156	400.	400.	800.	800.

SUSSEX COUNTY

Blades #172	800.	800.	1600.	1600.
Ellendale #125 . . .	1200.	1200.	2400.	2400.
Gumboro #137 . . .	800.	800.	1600.	1600.
Lincoln #3	1200.	1200.	2400.	2400.
Bridgeville #220 . .	800.	2000.	2800.	2800.
Frankford #206 . .	1800.	300.	2100.	2100.
Millsboro #204 . . .	2000.	2000.	4000.	4000.
Selbyville #210 . . .	1200.	1200.	2400.	2400.
Bethel #99	200.	200.	400.	400.
Roxana #31	600.	600.	1200.	1200.
Blocksom #18	400.	400.	800.	800.
Concord #216	400.	400.	800.	800.
Delmar #212½	200.	200.	400.	400.
Drawbridge #197 . .	200.	200.	400.	400.
Ellendale #195 . . .	400.	400.	800.	800.
Greenwood #222 . . .	400.	400.	800.	800.
Lincoln #194	400.	400.	800.	800.
Milton #196	400.	400.	800.	800.
Nanticoke Indian . .	200.	200.	400.	400.
Nassau #198	400.	400.	800.	800.
Owen's Corner #213	400.	400.	800.	800.
Rabbit's Ferry #201	200.	200.	400.	400.
Rehoboth #200 . . .	400.	400.	800.	800.
Ross Point #215 . .	200.	200.	400.	400.

Slaughter Neck #193	600.	600.	1200.	1200.
Warwick #203 . . .	200.	200.	400.	400.
Warwick #225 . . .	200.	200.	400.	400.
Williamsville #226 .	200.	200.	400.	400.
			<hr/>	<hr/>
			\$61,170.	\$61,170.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 283

APPROPRIATION

PROVIDING FOR A BOND ISSUE FOR ENLARGEMENT
AND IMPROVEMENT OF PUBLIC SCHOOLS

AN ACT TO PROVIDE FOR THE ENLARGEMENT AND IMPROVEMENT OF THE SYSTEM OF FREE PUBLIC SCHOOLS OF DELAWARE; APPROPRIATING MONEY FOR SAID PURPOSES; AUTHORIZING THE FINANCING OF SUCH ENLARGEMENT AND IMPROVEMENT BY THE ISSUANCE OF BONDS AND BOND ANTICIPATION NOTES OF THE STATE AND BY CONTRIBUTIONS FROM CERTAIN SCHOOL DISTRICTS, AND THE CITY OF WILMINGTON, DEFINING SCHOOL DISTRICTS; AUTHORIZING THE ISSUANCE OF BONDS OF CERTAIN SCHOOL DISTRICTS AND THE CITY OF WILMINGTON FOR THE PURPOSE OF RAISING MONEY TO MAKE SUCH CONTRIBUTIONS; AND AUTHORIZING THE ACCEPTANCE OF FEDERAL FUNDS FOR BUILDING PURPOSES AND CREATING LOCAL SCHOOL BUILDING COMMISSIONS.

WHEREAS, there is continued and pressing need for certain construction for public school purposes in certain School Districts within the State of Delaware; and

WHEREAS, there are additional critical needs for school facilities that have been brought about by the phenomenal growth of enrollments in the public schools of the State; and

WHEREAS, certain School Districts of the State hereinafter mentioned have funds available for school construction purposes presently available by reason of state appropriation and/or from the proceeds of local school bond issues; and

WHEREAS, certain other School Districts hereinafter mentioned will provide funds for school construction purposes from local sources; and

WHEREAS, there is precedent of both partial and full state support for school construction programs as an element which places Delaware as a leader in education; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Whenever used in this Act, unless a different meaning is indicated or required:

"School construction" means one or more of the following things: the acquisition, construction, reconstruction, alteration, remodeling, enlargement, equipment, including purchase of machinery necessary for the maintenance of grounds and buildings and of all educational supplies necessary for the initial operation of a school so built or altered or added to, and re-equipment of buildings and the acquisition and improvement of lands for free public school purposes in any school district, or the acquisition of temporary buildings or facilities for school purposes until such time as permanent school buildings or facilities shall be constructed in any school district.

The disposition of any temporary school buildings or facilities acquired under this act shall be in accordance with rules and regulations of the State Board of Education, except that such funds resulting from the disposition of any temporary school buildings or facilities shall be deposited to the account of the school construction funds of the school district.

"Total cost" means the maximum sum or sums of money which may be spent for school construction under this Act in a particular school district, provided that nothing contained in this Act shall prevent any school district from increasing said total cost by providing a large amount from local sources than that stated as that district's local share, nor prevent the acceptance and use of any funds appropriated by the Congress of the United States for these purposes.

"State share" means that maximum sum of money which may be paid from state sources for school construction in a particular school district as provided in this Act.

CHAPTER 283

APPROPRIATION

PROVIDING FOR A BOND ISSUE FOR ENLARGEMENT
AND IMPROVEMENT OF PUBLIC SCHOOLS

AN ACT TO PROVIDE FOR THE ENLARGEMENT AND IMPROVEMENT OF THE SYSTEM OF FREE PUBLIC SCHOOLS OF DELAWARE; APPROPRIATING MONEY FOR SAID PURPOSES; AUTHORIZING THE FINANCING OF SUCH ENLARGEMENT AND IMPROVEMENT BY THE ISSUANCE OF BONDS AND BOND ANTICIPATION NOTES OF THE STATE AND BY CONTRIBUTIONS FROM CERTAIN SCHOOL DISTRICTS, AND THE CITY OF WILMINGTON, DEFINING SCHOOL DISTRICTS; AUTHORIZING THE ISSUANCE OF BONDS OF CERTAIN SCHOOL DISTRICTS AND THE CITY OF WILMINGTON FOR THE PURPOSE OF RAISING MONEY TO MAKE SUCH CONTRIBUTIONS; AND AUTHORIZING THE ACCEPTANCE OF FEDERAL FUNDS FOR BUILDING PURPOSES AND CREATING LOCAL SCHOOL BUILDING COMMISSIONS.

WHEREAS, there is continued and pressing need for certain construction for public school purposes in certain School Districts within the State of Delaware; and

WHEREAS, there are additional critical needs for school facilities that have been brought about by the phenomenal growth of enrollments in the public schools of the State; and

WHEREAS, certain School Districts of the State hereinafter mentioned have funds available for school construction purposes presently available by reason of state appropriation and/or from the proceeds of local school bond issues; and

WHEREAS, certain other School Districts hereinafter mentioned will provide funds for school construction purposes from local sources; and

WHEREAS, there is precedent of both partial and full state support for school construction programs as an element which places Delaware as a leader in education; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Whenever used in this Act, unless a different meaning is indicated or required:

"School construction" means one or more of the following things: the acquisition, construction, reconstruction, alteration, remodeling, enlargement, equipment, including purchase of machinery necessary for the maintenance of grounds and buildings and of all educational supplies necessary for the initial operation of a school so built or altered or added to, and re-equipment of buildings and the acquisition and improvement of lands for free public school purposes in any school district, or the acquisition of temporary buildings or facilities for school purposes until such time as permanent school buildings or facilities shall be constructed in any school district.

The disposition of any temporary school buildings or facilities acquired under this act shall be in accordance with rules and regulations of the State Board of Education, except that such funds resulting from the disposition of any temporary school buildings or facilities shall be deposited to the account of the school construction funds of the school district.

"Total cost" means the maximum sum or sums of money which may be spent for school construction under this Act in a particular school district, provided that nothing contained in this Act shall prevent any school district from increasing said total cost by providing a large amount from local sources than that stated as that district's local share, nor prevent the acceptance and use of any funds appropriated by the Congress of the United States for these purposes.

"State share" means that maximum sum of money which may be paid from state sources for school construction in a particular school district as provided in this Act.

"Local share" means the sum of money specified to render permissible the use of the state share for school construction within the particular school district.

"School district" means a school district, a special school district, the City of Wilmington, or any newly created school unit or area for which no board has yet been appointed or elected, or any area which the State Board of Education shall determine to be the area served by any school facility which is referred to in Section 13 of this Act and for which said section specifies no local share.

"School Building Commission" means one of the School Building Commissions created by Section 23 of this Act.

Section 2. There is hereby appropriated the sum of twenty-nine million four hundred twenty-nine thousand six hundred eighty-seven dollars (\$29,429,687) or so much thereof as shall be required to carry out the purposes of this Act, to be expended as hereinafter provided.

Section 3. For the purposes of providing funds out of which said appropriation of twenty-nine million four hundred twenty-nine thousand six hundred eighty-seven dollars (\$29,429,687) may be paid, the Governor, the State Treasurer, and the Secretary of State of the State of Delaware, herein sometimes referred to as "issuing officers", are hereby authorized and fully empowered to issue bonds of the State of Delaware in an aggregate principal amount not exceeding twenty-nine million four hundred twenty-nine thousand six hundred eighty-seven dollars (\$29,429,687).

Section 4. Said bonds shall be issued at one time or from time to time as the money is required, as the issuing officers shall determine. The bonds of each issue shall constitute a separate series. Each series of bonds shall mature in annual instalments, beginning not more than one year after the date of issue of the bonds of such series and ending not more than twenty years after such date of issue; and no such annual instalment shall be more than thirty percent greater in amount than the amount of the smallest prior instalment of the same series. Each series of bonds shall bear interest at a per annum rate approved by the issuing officers, payable semi-annually.

Section 5. Said bonds shall be sold by the issuing officers at not less than par and accrued interest, under such terms, conditions and regulations as the issuing officers may prescribe, after notice of such sale published at least once ten days or more before the date of sale in at least one newspaper published in the State of Delaware and in a financial journal published in the City of New York.

Section 6. In anticipation of the issuance of said bonds, the issuing officers may issue and sell notes of the State of Delaware at either public or private sale for not less than par and accrued interest. Said notes shall bear interest at a rate not exceeding three percent per annum. They may be renewed from time to time by the issuance and sale of new notes, but all such notes shall mature and be paid not later than June 30, 1960. The total amount of said notes outstanding at any one time, together with the total amount of said bonds theretofore issued, shall not exceed twenty-nine million four hundred twenty-nine thousand six hundred eighty-seven dollars (\$29,429,687). Said notes may be redeemed at par and accrued interest prior to their maturity if the right of the State to do so shall have been reserved by an express provision in the notes. The principal of said notes shall be paid out of the proceeds of the sale of said bonds or notes.

Section 7. Said bonds and notes shall be direct general obligations of the State of Delaware, and the faith and credit of the State of Delaware are hereby pledged for the payment of the principal of and the interest on said bonds and notes as such principal and interest respectively become due. The principal of and the interest on said bonds and notes shall be exempt from taxation by the State of Delaware or by any political subdivision thereof for any purpose whatsoever.

Section 8. The said bonds and notes shall be signed in the name of the State of Delaware by the State Treasurer and shall be authenticated by the signatures or facsimile signatures of the Governor and Secretary of State, and they shall have the Great Seal of the State impressed thereon. Interest coupons attached to said bonds shall be authenticated by the signature or facsimile signature of the State Treasurer. The said bonds and notes may be issued notwithstanding that any of the officers

signing them or whose facsimile signatures appear thereon or on the coupons of said bonds shall have ceased to hold office at the time of such issue or at the time of the delivery of said bonds or notes.

Section 9. Said bonds and notes shall recite that they are issued in pursuance of this Act and the Constitution of this State, and such recital shall be conclusive evidence of the validity of said bonds and notes. Any such bonds or notes containing such recital shall, in any suit, action or proceeding involving their validity, be conclusively deemed to be fully authorized by this Act and to have been issued, executed and delivered in conformity herewith and shall be incontestable for any cause. Said bonds and notes shall be in such form and in such denominations and may contain such other and further recital and be subject to such terms and conditions, with such privileges as to registration, conversion, reconversion, redemption and exchange, and may contain such other provisions as may be determined by said "issuing officers". The principal of and the interest on said bonds and notes shall be made payable at the Farmers' Bank of the State of Delaware at Dover.

Section 10. All moneys received from the sale of said bonds or notes shall be deposited by the State Treasurer in the Farmers' Bank of the State of Delaware at Dover and shall be used exclusively for the purpose of school construction in accordance with the provisions of this Act and for the purpose of paying the principal of notes issued under this Act.

Section 11. Any funds that shall accrue to any school district in this State from the Treasury of the United States for building purposes shall be deposited in the State Treasury and shall be allocated by the State Board of Education to the school district for which the funds are appropriated. The said funds shall be in addition to any other local share and/or state share.

Section 12. There is hereby appropriated to the State Treasurer of the State of Delaware such sums as shall be necessary during the biennium beginning July 1, 1957, and ending June 30, 1959, to pay interest on said bonds and notes and to pay the principal of said bonds. The Budget Appropriation Bill enacted

and approved by the General Assembly at the One Hundred and Twentieth Session, and at each and every subsequent biennial session thereof, shall contain under the Debt Service item provisions for the payment of the principal of and the interest on all bonds issued under this Act as such principal and interest respectively become due; and all such revenues of the State of Delaware that are not prohibited by constitutional provisions or committed by preceding statutes for other purposes are hereby pledged for the payment of said bonds and interest thereon. For the purpose of paying the costs and expenses incident to the issuance of said bonds and notes and interest on said notes there is hereby appropriated from the General Fund of the State to the issuing officers the sum of fifty thousand dollars (\$50,000.00), or so much thereof as may be necessary for said purpose. All payments for expenses incident to the issuance of said bonds and interest on notes shall be paid by the State Treasurer upon warrants signed by Secretary of State and approved by the Auditor of Accounts.

Section 13. The total maximum amount appropriated by Section 2 of this Act, the sum of twenty-nine million four hundred twenty-nine thousand six hundred eighty-seven dollars (\$29,429,687), or so much thereof as shall be necessary to carry out the provisions of this Act, shall be apportioned by the State Board of Education to the following named school districts according to the following tabulation of maximum totals and shares, or in the proportions represented by said maximum totals and shares.

Name of District	Maximum Total Cost	Maximum State Share	Maximum Local Share
Bridgeville #220*\$	71,500	\$ 71,500	\$
Caesar Rodney Special—			
Star Hill School*	90,000	90,000	.....
Claymont Special	2,950,000	1,770,000	1,180,000
Henry C. Conrad #131 .	4,313,000	2,587,800	1,725,200
Delmar #163	180,800	108,480	72,320
Dover Special—Booker T.			
Washington School* ..	627,545	627,545	.....
Alexis I. duPont Special.	900,000	540,000	360,000
Alfred I. duPont #7	4,025,000	2,415,000	1,610,000

Eden #101	50,000	30,000	20,000
Frankford #206*	75,000	75,000	.....
Georgetown Special	140,000	84,000	56,000
Hartly #96	301,520	180,912	120,608
Wm. W. M. Henry #133* ..	605,000	605,000	.....
Wm. C. Jason #192* ...	20,000	20,000	.....
Laurel Special	250,000	150,000	100,000
Laurel Special—P. L. Dunbar School*	75,000	75,000	.....
Lewes Special—DuPont Ave. School*	50,000	50,000	.....
Lord Baltimore #28	15,000	9,000	6,000
Magnolia #50	72,000	43,200	28,800
Marshallton #77	1,300,000	780,000	520,000
Milford Special	575,000	345,000	230,000
Milford Special— Benjamin Banneker School*	300,000	300,000	.....
Millsboro #23	187,500	112,500	75,000
Millsboro #204*	92,000	92,000	.....
Millside #132*	5,000	5,000	.....
Milton #8	177,000	106,200	70,800
Mt. Pleasant Special ...	2,988,650	1,793,190	1,195,460
Newark Special	4,150,000	2,490,000	1,660,000
Newport #21	87,500	52,500	35,000
Newport #106*	84,000	84,000	.....
Oak Grove #130	550,000	330,000	220,000
Rose Hill- Minquadale #47	3,200,000	1,920,000	1,280,000
Seaford Special—Fred. Douglass School*	47,000	47,000	.....
Smyrna Special	900,000	540,000	360,000
Smyrna Special—Thomas D. Clayton School* ...	80,000	80,000	.....
Stanton #38	2,300,000	1,380,000	920,000
Wilmington	1,500,000	900,000	600,000
Wilmington—Facilities for Orthopedically Handicapped*	250,000	250,000	.....

New Castle County—			
Facilities for Orthopedically Handicapped*	358,860	358,860	.....
Vocational Facilities			
Kent County*	1,750,000	1,750,000	.....
Sussex County*	1,125,000	1,125,000	.....
John M. Clayton #97 ...	550,000	330,000	220,000
Selbyville #32	1,025,000	615,000	410,000
Harrington Special	1,545,000	927,000	618,000
Seaford Special	1,630,000	978,000	652,000
Dover Special	250,000	150,000	100,000
Newport School #106* ..	226,000	226,000	.....
Rehoboth #200	100,000	60,000	40,000
Consolidated School District comprising Delaware City #52, Commodore MacDonough #53, and Port Penn #63 providing the consolidation becomes effective	2,950,000	1,770,000	1,180,000
Total	\$45,094,875	\$29,429,687	\$15,665,188

Section 14. Except in the case of a school district for which a local share is not shown by the foregoing table, the State share apportioned to a school district shall not be expended unless the local share for such school district shall have been deposited with the State Treasurer on or before December 31, 1959.

No school construction shall be started under authority of this Act after December 31, 1959; and no moneys shall be borrowed by the State under authority of this Act after December 31, 1959 except such moneys as are necessary to complete school construction started prior to December 31, 1959.

Section 15. No school construction shall be paid for with funds appropriated by this Act or with funds for which a state share is provided by this Act if:

The asterisk (*) following the name of a school in the table above indicates that a local share is not required before the state share shall be expended for the construction of such school.

(a) the cost of any classroom (which term shall not be construed to include any laboratory, shop, gymnasium, cafeteria, or other special purpose room) included in such construction exceeds thirty thousand dollars (\$30,000.00), or

(b) the cost of construction includes the cost of a swimming pool or any part thereof.

Section 16. Any school district which is entitled under the provisions of this Act to an apportionment of a state share and which is required to provide a local share is hereby authorized to issue its bonds for the purpose of raising money to pay its local share and raising such additional amount, if any, as such school district may desire to expend for school construction. If such bonds are issued, they shall be issued by the Board of Trustees or Board of Education of the school district pursuant to the provisions of Chapter 21, Title 14, Delaware Code, except in the case of the City of Wilmington, in which case the local share to be contributed by the Board of Public Education in Wilmington may be raised by the proper authorities of said City by issuing bonds pursuant to the provisions of Chapter 163, Volume 32, Laws of Delaware, as amended. Instead of issuing bonds as hereinbefore provided, any school district may pay its local share by using the proceeds of the sale of bonds heretofore authorized or issued, or by using gifts or any other moneys on hand which are not required by law to be used for some other purpose.

Section 17. The State Board of Education shall determine the present necessity for any school construction program in the said several school districts and, in so doing, shall take into consideration the number of pupils, actual or potential, in the school district, the feasibility and possibility of the consolidation of school districts, the present and future possibility of overcrowding of school facilities within the school district, the condition and quality of existing school facilities within the district, and all other matters and conditions pertinent to the determination of the present necessity of the school construction program, including the reasonable future development or retardation of the school district. In making a determination of necessity, the said State Board of Education shall do so on a basis

calculated to maintain the desired standard of education within the school district. In making such determination of necessity, the State Board of Education shall have the authority to make a determination of necessity of a school construction program for a school district which will have a lesser total cost than the maximum total cost for such school district set forth in Section 13 of this Act. Whenever a determination of necessity of a school construction program is made in an amount less than the total maximum cost for such school district as set forth in Section 13 of this Act, the state share and the local share shall be reduced in the proportions they bear to the total maximum cost set forth in that section.

Section 18. Whenever the State Board of Education shall make a determination of necessity for a school construction program within a school district, it shall certify that fact to the State Treasurer together with the amount of the total cost, the state share, and the local share, if any, and shall send a copy of such certification to the State Auditor of Accounts and the School Building Commission of such school district. Upon the receipt by the State Treasurer of the certification of said determination, the said school construction program shall be deemed to be authorized and the provisions of this Act for the issuance of state and local bonds to provide the funds for school construction programs shall be in full force and effect with respect to such school construction program, provided, however, that, except in cases where a local share is not required by Section 13 of this Act, such school construction program shall not be carried out until the local share shall have been deposited with the State Treasurer as provided in Section 13. The issuing officers may at any time after the State Treasurer receives such certificate proceed to issue bonds or notes of the State to provide the funds for the State share thereof, whether or not the requisite local share shall have been actually deposited with the State Treasurer pursuant to Section 13, but the proceeds of said bonds or notes shall not be expended until the requisite local share shall have been so deposited.

Section 19. After making the certificate required by Section 18 the said State Board of Education is hereby authorized and directed to consider the final plans, estimates of costs, and

specifications of any school construction program and to approve or modify such plans, estimates and specifications, and also to amend such certificate, provided that nothing herein shall be construed to give said State Board of Education the authority to increase the total state share of such program beyond the maximum limit set forth in Section 13 of this Act. In the event that said certificate shall be amended as herein provided, the fact of such amendment shall be communicated to the State Treasurer, and copies thereof shall be sent to the State Auditor of Accounts and the School Building Commission of the school district.

Section 20. In the event that two or more existing school districts shall consolidate themselves or be consolidated into one school district, the maximum total cost, the maximum state share, and the maximum local share of a school construction program for such consolidated district shall be the totals of said amounts appearing in Section 13 of this Act for the school districts so consolidating. Such consolidated district shall be deemed to be a school district within the meaning of this Act.

Section 21. The moneys paid to the State Treasurer by a school district as its local share pursuant to Section 13 of this Act shall be deposited by the State Treasurer in the Farmers' Bank of the State of Delaware at Dover and shall be expended only for school construction in such district. Each of said local shares 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.

Section 22. The moneys hereby appropriated for use in defraying the cost of any school construction program and the moneys hereby appropriated for the costs and expenses incident to the issuance of said bonds and notes shall not revert to the State Treasury at the end of any fiscal year but shall remain available for said purposes until the school construction program has been completed.

Section 23. There is hereby created a commission for each school district to be known as the "School Building Commission". The School Building Commission of each school district shall be composed of the members of the Board of Trustees or Board of

Education of such school district and two members of the State Board of Education ex-officio, the latter two to be appointed by the State Board of Education, except (1) in the City of Wilmington, where the Board of Education in Wilmington shall be the School Building Commission, and except (2) in school districts which do not have Board of Trustees or Boards of Education, where the School Building Commission shall be composed of three residents of the school district appointed by the Governor and two members of the State Board of Education appointed by the State Board of Education. No act of a School Building Commission shall be binding unless a majority of the members of such Commission shall concur therein.

Section 24. The State Board of Education shall render such assistance to School Building Commissions as they may request in the preparation of their tentative and final plans for school construction under this Act.

Section 25. The final plans, specifications and estimates of costs for school construction under this Act must be approved by the State Board of Education.

Section 26. It shall be the province and duty of the School Building Commission for any particular district to cause the school construction program authorized under this Act for such school district to be carried out. Such School Building Commission shall have power to make and enter into all contracts for school construction and for labor, materials, supplies, instrumentalities, furniture and equipment required to accomplish any such school construction program (including purchase of all educational supplies necessary for the initial operation of schools so built, altered, or added to), provided that no contract involving expenditure of five hundred dollars (\$500.00) or more shall be entered into unless the same shall be properly advertised and given to the lowest and best bidder therefor, the School Building Commission reserving the right to reject any and all bids.

Section 27. The School Building Commission in each school district shall supervise, or cause to be supervised by some one or more of its employees, the school construction program in such school district.

Section 28. The Secretary of the State Board of Education or a person designated by him shall be the Secretary of each of said School Building Commissions, except the School Building Commission in the City of Wilmington, and as such Secretary he shall be the accountant of such School Building Commission. The School Building Commission shall cause such secretary to inaugurate and maintain a system of accounting which shall show in detail the expenditures of the School Building Commission, the cost of school construction, and such other details as the State Board of Education may from time to time require. Each School Building Commission shall have power to employ an engineer or engineers, an architect or architects, and such other employees as it shall deem essential to the proper and expeditious performance of its duties under this Act, to fix their salaries and length of service, and to dismiss them for any cause which it shall deem sufficient.

Section 29. Any School Building Commission may require a bond from any of its employees and any person contracting for school construction.

Section 30. All bills for the expenses of the School Building Commission of any school district for carrying out the school construction program of such school district under this Act, except the City of Wilmington, must be marked "approved", and such approval must be signed by the chairman or vice-chairman of such School Building Commission and attested by the Secretary or acting secretary of such Commission.

Section 31. The School Building Commission of each School district, shall, when and as funds are required (and not until then) for the payment of the expenses of carrying out the school construction program in such school district contemplated by this Act, including expenses of engineers, architects and other employees of such School Building Commission, draw warrants on the State Treasurer for the moneys required, which warrants shall be signed by the chairman or vice-chairman and attested by the secretary or acting secretary of such School Building Commission; such warrants shall be delivered to the State Auditor of Accounts, who shall thereupon deliver them to the State Treasurer, and the State Treasurer shall pay the same. In pay-

ing warrants as aforesaid the State Treasurer shall be governed by the certificate of the State Board of Education made as hereinbefore provided as to the cost of the school construction program in such school district and as to what portion of such cost shall be paid out of the moneys hereby appropriated as the State's share of such cost and what portion thereof shall be paid out of the local share of the cost.

Section 32. Before any contracts are entered into by the building commission of any school district, the contracts shall be reviewed by the State Board of Education to determine the extent to which the construction programs described in the certificate of necessity are being provided.

Section 33. The carrying out of school construction programs in the City of Wilmington shall be within the exclusive jurisdiction of the Board of Public Education in Wilmington. Said Board of Public Education in Wilmington is authorized and empowered to make all contracts and to do all things necessary or proper for the purpose of carrying out such construction programs in the City of Wilmington; provided that the cost thereof to be paid under this Act shall not exceed in the aggregate the total of the State share certified by the State Board of Education pursuant to Sections 18 and 19 of this Act and the local share deposited pursuant to Section 14 of this Act by the Board of Public Education in Wilmington; and provided further that all of the provisions of Sections 17, 18, 19, 25, and 32 of this Act relating to school construction programs shall apply to the school construction programs in the City of Wilmington.

Section 34. The Board of Public Education in Wilmington shall keep accurate detailed accounts of the cost of all school construction in the City of Wilmington under the provisions of this Act and of all moneys expended therefor. Such accounts shall be deemed to be public records.

Section 35. Whenever lands shall be required for school construction under this Act 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 carrying out of any school construction for any special school

district outside of the City 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 school construction under this Act in any other school district in this State the local School Building Commission is authorized to acquire such land.

Such land may be acquired by contract with the owner or owners thereof at a fair value or by condemnation proceedings instituted by the appropriate official body, but such condemnation proceedings shall not be instituted against any land, building, franchise, easement or other property of a public utility used by it in providing its service to the public.

The cost of such lands shall be deemed to be part of the cost of such school construction.

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 in any special school district shall be vested in the Board of Public Education in Wilmington or in the Board of Education of such special school district, as the case may be.

Section 36. 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 2303, Title 14, Delaware Code.

Section 37. The funds appropriated and apportioned by this Act for particular school districts shall be in addition to and not in lieu of any funds which may be made available for any of the named school districts by a Supplementary School Building Program Act of 1957 or any other Act of the General Assembly.

Section 38. If any clause, sentence, section, provision or part of this Act shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction,

such judgment shall not impair, invalidate or affect the remainder of this Act, which shall remain in full force and effect.

Section 39. This Act shall be known as the School Building Program Act of 1957.

Approved July 22, 1957.

CHAPTER 284

APPROPRIATION

AUTHORIZING BOND ISSUE FOR HIGHWAY
IMPROVEMENTS AND BUILDINGS

AN ACT TO AUTHORIZE THE STATE OF DELAWARE TO BORROW A CERTAIN SUM OF MONEY TO PROVIDE FOR HIGHWAY IMPROVEMENTS AND FOR BUILDINGS UNDER THE JURISDICTION OF THE STATE HIGHWAY DEPARTMENT BY ACQUIRING LANDS AND RIGHTS-OF WAY, CONSTRUCTING AND RECONSTRUCTING HIGHWAYS, BRIDGES, BY PROVIDING BUILDINGS AND IMPROVEMENTS INCIDENTAL THERETO AND TO ISSUE BONDS AND NOTES THEREFOR AND APPROPRIATING SAID FUNDS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members elected to each House concurring therein):

Section 1. The Governor, Secretary of State, and State Treasurer of the State of Delaware, herein sometimes referred to as the Issuing Officers, shall borrow upon the faith and credit of the State of Delaware a sum of money not in excess of Twenty Two Million Dollars (\$22,000,000.00), which shall be used for the purpose of construction and reconstruction of roads, highways, and bridges, and to provide buildings required by any division of the State Highway Department and for the acquisition of land, rights-of-way, and the surveying, grading, and landscaping thereof, and for the costs of labor, material, equipment, supplies and for dams, locks, sewers, watermains, and underpasses incidental and necessary to the foregoing; and the Issuing Officers shall sell, execute and deliver bonds in conformity with the provisions of this Act to an amount not to exceed the said sum of Twenty Two Million Dollars (\$22,000,000.00). The bonds may be issued all at one time, or from time to time, in such series and amounts as the Issuing Officers shall determine to be required, subject to the provisions contained in this Act. Said sum of money may be borrowed and said bonds may

be issued in addition to any sums authorized to be borrowed or bonds authorized to be issued for the purposes hereinbefore described by any other law now in effect.

Section 2. In anticipation of the issuance of bonds, the Issuing Officers may issue and sell notes of the State of Delaware at either public or private sale for not less than par and accrued interest. Said notes shall bear interest at a rate not exceeding 3 per cent per annum. They may be renewed from time to time by the issuance and sale of new notes, but all such notes shall mature and be paid not later than June 30, 1959. The total amount of said notes outstanding at any one time, together with the total amount of said bonds theretofore issued, shall not exceed Twenty Two Million Dollars (\$22,000,000.00).

Said notes may be redeemed at par and accrued interest prior to their maturity, if the right of the State to do so shall have been reserved by an express provision in the notes. The principal of said notes shall be paid out of the proceeds of the sale of said bond or notes.

Section 3. The bonds and notes issued in accordance with the provisions of this Act shall be direct general obligations of the State, and the public faith and credit of the State of Delaware are hereby expressly pledged for the full and complete payment of the debt, principal and interest by this Act authorized, of the bonds and notes hereby authorized to be issued and the coupons thereto attached, and the said bonds and notes shall be exempt from taxation by the State or any political subdivisions thereof for any purpose.

Section 4. The said bonds and notes shall recite that they are issued for the purposes set forth in Section 1 of this Act, that they are issued in pursuance of this Act and the Constitution of this State, and upon the sale and delivery of any such bond or note, such recitals shall be conclusive upon the State of Delaware and all and every other person whatsoever of the right, power and authority for the issuance of said bonds or notes and the legality and validity of such bonds or notes and of the principal debt and interest represented thereby, and the legality and validity of such bonds or notes thereafter shall

never be questioned in any court of law or equity by the State of Delaware or any person or persons for its use or in its behalf, and the provision shall be and become part of the contract and obligation represented by any such bonds or notes.

Section 5. The bonds issued under the authority of this Act shall be in denominations of One Thousand Dollars (\$1,000.00), or multiple thereof, as shall be decided by the Issuing Officers, or the majority of them, with coupons thereto attached for each half year's interest thereon. The said bonds shall be numbered consecutively, and shall bear such dates as the Issuing Officers shall fix and shall bear interest at such rate as shall be determined by the bid accepted by the Issuing Officers, which interest shall be payable semi-annually in each year that such bonds remain unpaid, at the Farmer's Bank of the State of Delaware, at Dover, upon presentation of a coupon representing such semi-annual interest.

Said bonds shall be in such form and may contain such other and further recital and be subject to such terms and conditions, with such privileges as to registration, conversion, reconversion, redemption and exchange, and may contain such other provisions as may be determined by said Issuing Officers.

The said bonds shall mature as the Issuing Officers may determine; provided, however, that the principal amount of said bonds, or any series thereof, shall be made to mature fully within twenty (20) years from the date of issue thereof.

The said bonds shall be executed on behalf of the State of Delaware by the Governor, the Secretary of State and the State Treasurer and shall have the impression of the Great Seal of the State thereon. The signatures of the Governor and the Secretary of State may be engraved or printed on such bonds, but the signature of the State Treasurer shall be in his own proper handwriting.

Attached interest coupons shall bear the signature of the State Treasurer which may be engraved, printed or written on such coupons. The coupons attached to each bond shall bear the same number as the bond to which they are attached.

The said bonds, with the coupons attached, may be issued notwithstanding that any of the officers executing them in the manner herein provided shall have ceased to hold office at the time of such issue or at the time of the delivery of the said bonds.

Section 6. For the purpose of designation and identification any bond issued under the authority of this Act shall be known and styled "State Highway Improvement Bond of 1957."

Section 7. The said bonds, as well as the interest coupons thereto attached, shall be issued in such form or forms as the Issuing Officers may adopt.

It shall be the duty of the State Treasurer to provide a record of the proper size and form to be retained in his office, in which he shall keep a record of all bonds which shall be paid and redeemed according to the number thereof, and in addition thereto he shall cause any such bond to be cancelled by making lines with red ink through the signatures of the Governor, Secretary of State and State Treasurer, and also by writing across the face thereof in red ink the following:

This bond paid and redeemed this.....day of
....., A. D. 19.....

.....
State Treasurer

As the said coupons are paid, it shall be the duty of the State Treasurer to mark the same in red ink across the face "Paid". All bonds paid and redeemed, as well as all coupons paid and cancelled as aforesaid, shall be safely kept by the State Treasurer so long as any bond authorized by this Act is unpaid and not redeemed.

Section 8. Whenever the bonds authorized by this Act may be issued in conformity with the provisions of this Act, the Issuing Officers are hereby directed to advertise that they will receive bids at such place or places that may be named in said advertisement for such bonds under such regulations as may be made in the discretion of the Issuing Officers. Sufficient notice of sale of said bonds shall be deemed to have been given if said

notice shall have been published at least once, ten or more days before the date of sale in at least one newspaper published in the State of Delaware and in a financial journal published in the City of New York, and no other publication of such notice of sale shall be necessary; and said bonds may be sold upon such terms and conditions as may be set forth in such notice of sale, provided that the purchase price shall be not less than par and accrued interest. If any of said bonds so offered for sale are not bid for, or if any insufficient price be bid for them, they may be subsequently disposed of under the direction of the Issuing Officers at private sale upon the best terms they can obtain for the same, provided that they shall not be sold at private sale for less than par and accrued interest.

Section 9. All moneys received from the sale of said bonds or notes shall be deposited by the State Treasurer in the Farmers' Bank of the State of Delaware at Dover, and shall be used exclusively in accordance with the provisions of this Act and for the purpose of paying the principal of notes issued under this Act.

In addition to any moneys appropriated by any other Act there is appropriated to the State Highway Department the sum of Twenty Two Million Dollars (\$22,000,000.00) or so much thereof as shall be received from the sale of the bonds and notes authorized hereby, which shall be used for the purposes set forth herein. Any of said funds remaining unexpended at the end of any fiscal year shall not revert to the General Fund but shall remain in said account to be used for the purposes set forth in this Act.

Section 10. There is appropriated from the General Fund such sums as may be necessary for the expenses incident to the issuance of the bonds and notes herein authorized, and such further sums as may be necessary to pay any interest which become due on such bonds and notes during the biennium ending June 30, 1959, and such further sums as may be necessary for the repayment of the principal of any of the said bonds which become due during the biennium ending June 30, 1959. Vouchers for the payment of the expenses incident to the issuance of bonds and notes and for interest and repayment of said notes shall be

signed by the Secretary of State by and with the approval of the Issuing Officers. Any moneys received from the premium and accrued interest on the sale of said bonds shall be deposited to the credit of the General Fund.

Section 11. The Budget Appropriation Bill which shall be enacted and approved by the General Assembly at the 120th Session and each and every subsequent biennial Session thereof, shall contain under the Debt Service Item provisions for the payment of interest and principal maturities of said bonds issued under the authority of this Act, and such of the revenues of the State of Delaware as are not prohibited by constitutional provision or committed by preceding statutes for other purposes are hereby pledged for the redemption and cancellation of said bonds and payment of interest thereon.

Approved July 22, 1957.

CHAPTER 285

APPROPRIATION

INCREASING SALARY OF INDUSTRIAL ACCIDENT
BOARD SECRETARY

**AN ACT TO AMEND CHAPTER 21, TITLE 19, DELAWARE
CODE RELATING TO WORKMEN'S COMPENSATION
BY PROVIDING FOR AN INCREASE IN SALARY TO
THE SECRETARY OF THE INDUSTRIAL ACCIDENT
BOARD; APPROPRIATIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 2105, Title 19, Delaware Code is amended to
read as follows:

(a) The Board may appoint a Secretary to be selected
by the Board at a salary of not more than \$5,000 per year,
and may remove the Secretary with or without cause, and
appoint a successor. The Secretary shall not be permitted to
receive any salary from any other public office.

Section 2. The sum of \$1,900.00 is hereby appropriated
for each of the fiscal years beginning July 1, 1957 and July 1,
1958.

Section 3. This Act is a supplementary appropriation and
the money appropriated shall be paid by the State Treasurer
out of the General Fund of the State of Delaware.

Approved July 22, 1957.

CHAPTER 286

AUTHORIZING BOND ISSUE FOR CAPITAL
IMPROVEMENTS**AN ACT AUTHORIZING THE STATE OF DELAWARE TO
BORROW A CERTAIN SUM OF MONEY FOR SUNDRY
CAPITAL IMPROVEMENTS AND EXPENDITURES IN
THE NATURE OF CAPITAL INVESTMENTS AND TO
ISSUE BONDS AND NOTES THEREFOR.**

WHEREAS, several agencies of the State of Delaware must expend large sums of money for the erection and construction of new buildings, for repairs and alterations to existing buildings, and for the equipment and furnishing of new and existing buildings, as well as for the purchase of machinery, and for other purposes; and

WHEREAS, said expenditures will be in the nature of capital improvements or investments; and

WHEREAS, a single issue of State bonds may be administered more efficiently and conveniently than several separate and smaller bond issues; NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. The Governor, the State Treasurer and the Secretary of State of the State of Delaware, hereinafter sometimes referred to as the Issuing Officers, are hereby authorized, and fully empowered to borrow upon the faith and credit of the State of Delaware a sum of money not in excess of Five Million Eight Hundred Fifty-five Thousand Dollars (\$5,855,000) in order to provide any or all of the funds in the amounts specified for the following purposes, or so much as shall be appropriated by the 119th General Assembly of the State of Delaware for such purposes:

- (a) To be expended by the State Board of Health for the construction of a building to include offices, a bacteriological laboratory and clinical facilities and for furnishing and equipping such building \$1,900,000

- | | |
|---|-----------|
| (b) To be expended by the State Board of Trustees of the Delaware State Hospital at Farnhurst for the erection, construction and equipping of a central kitchen at the Hospital for the Mentally Retarded at Stockley, Delaware. | 100,000 |
| (c) To be expended by the State Board of Trustees of the Delaware State Hospital at Farnhurst to replace and equip and furnish two obsolete cottages at the Hospital for the Mentally Retarded at Stockley, Delaware..... | 480,000 |
| (d) To be expended by the State Board of Trustees of the Delaware State Hospital at Farnhurst to build, equip and furnish a wing for the medical center at the Hospital for the Mentally Retarded at Stockley, Delaware..... | 125,000 |
| (e) To be expended by the State Board of Trustees of the Delaware State Hospital at Farnhurst for constructing, equipping and furnishing buildings under construction at the Delaware State Hospital at Farnhurst..... | 250,000 |
| (f) To be expended by the Board of Trustees of the University of Delaware for improvements on the University campus, constructing and equipping a dormitory building and for improving facilities at the University's Agricultural Experimental Substation in Sussex County | 800,000 |
| (g) To be expended by the State Highway Department for repairing, maintaining and reconstructing streets and roads in unincorporated suburban communities | 1,225,000 |
| (h) To be expended by the State Detention Home for Juveniles Building Commission to complete the construction of the State Detention Home for Juveniles | 65,000 |
| (i) To be expended by the State Soil Conservation Commission for the purchase of heavy earth-moving and other machinery and equipment for soil conservation work | 60,000 |

(j) To be expended by the Delaware State College for the erection of a classroom, laboratory and office building and for additions to the present library and for equipping and furnishing such buildings	850,000
	<hr/> \$5,855,000

The agencies or commissions to whom the above listed funds are appropriated and for whom the above listed funds have been borrowed may expend the said funds for the capital improvements and equipment listed above or for such other capital improvements or equipment as may be authorized by the General Assembly.

The said Issuing Officers are hereby authorized and fully empowered to sell, execute and deliver bonds in conformity with the provisions of this Act to an amount not to exceed the sum of Five Million Eight Hundred Fifty-five Thousand Dollars (\$5,855,000). The said bonds shall be issued in such series and amounts as the Issuing Officers shall determine.

Section 2. In anticipation of the issuance of bonds, the Issuing Officers may issue and sell notes of the State of Delaware at either public or private sale for not less than par and accrued interest. Said notes shall bear interest at a rate not exceeding 3 per cent per annum. They may be renewed from time to time by the issuance and sale of new notes, but all such notes shall mature and be paid not later than June 30, 1959. The total amount of said notes outstanding at any one time, together with the total amount of said bonds theretofore issued, shall not exceed Five Million Eight Hundred Fifty-five Thousand Dollars (\$5,855,000).

Said notes may be redeemed at par and accrued interest prior to their maturity, if the right of the State to do so shall have been reserved by an express provision in the notes. The principal of said notes shall be paid out of the proceeds of the sale of said bonds or notes.

Section 3. The bonds and notes issued in accordance with the provisions of this Act shall be direct general obligations of the State, and the public faith and credit of the State of Dela-

ware are hereby expressly pledged for the full and complete payment of the debt, principal and interest by this Act authorized, of the bonds and notes hereby authorized to be issued and the coupons thereto attached, and the said bonds and notes shall be exempt from taxation by the State or any political subdivision thereof for any purpose.

Section 4. The said bonds and notes shall recite that they are issued for the purposes set forth in Section 1 of this Act, that they are issued in pursuance of this Act and the Constitution of this State, and upon the sale and delivery of any such bond or note, such recitals shall be conclusive upon the State of Delaware and all and every other person whatsoever of the right, power and authority for the issuance of said bonds or notes and the legality and validity of such bonds or notes and of the principal debt and interest represented thereby, and the legality and validity of such bonds or notes thereafter shall never be questioned in any court of law or equity by the State of Delaware or any person or persons for its use or in its behalf, and this provision shall be and become part of the contract and obligation represented by any such bonds or notes.

Section 5. The bonds issued under the authority of this Act shall be in denominations of One Thousand Dollars (\$1,000.00), or multiple thereof, as shall be decided by the Issuing Officers, or the majority of them, with coupons thereto attached for each half year's interest thereon. The said bonds shall be numbered consecutively, and shall bear such dates as the Issuing Officers shall fix and shall bear interest at such rate as shall be determined by the bid accepted by the Issuing Officers, which interest shall be payable semi-annually in each year that such bonds remain unpaid, at the Farmers' Bank of the State of Delaware, at Dover, upon presentation of a coupon representing such semi-annual interest.

Said bonds shall be in such form and may contain such other and further recital and be subject to such terms and conditions, with such privileges as to registration, conversion, reconversion, redemption and exchange, and may contain such other provisions as may be determined by said Issuing Officers.

The said bonds shall mature as the Issuing Officers may determine; provided, however, that the principal amount of said bonds, or any series thereof, shall be made to mature fully within twenty (20) years from the date of issue thereof.

The said bonds shall be executed on behalf of the State of Delaware by the Governor, the Secretary of State and the State Treasurer or Deputy State Treasurer and shall have the impression of the Great Seal of the State thereon. The signatures of the Governor and the Secretary of State may be engraved or printed on such bonds, but the signature of the State Treasurer or his Deputy shall be in his own proper handwriting.

Attached interest coupons shall bear the signature of the State Treasurer or his Deputy which may be engraved, printed or written on such coupons. The coupons attached to each bond shall bear the same number as the bond to which they are attached.

The said bonds, with the coupons attached, may be issued notwithstanding that any of the officers executing them in the manner herein provided shall have ceased to hold office at the time of such issue or at the time of the delivery of the said bonds.

Section 6. For the purpose of designation and identification any bond issued under the authority of this Act shall be known and styled "Capital Improvement Bond of 1957".

Section 7. The said bonds, as well as the interest coupons thereto attached, shall be issued in such form or forms as the Issuing Officers may adopt.

It shall be the duty of the State Treasurer to provide a record of the proper size and form to be retained in his office, in which he shall keep a record of all bonds which shall be paid and redeemed according to the number thereof, and in addition thereto he shall cause any such bond to be cancelled by making lines with red ink through the signatures of the Governor, Secretary of State and State Treasurer or his Deputy and also by writing across the face thereof in red ink the following:

This bond paid and redeemed this.....day of
....., A. D. 19.....

.....
State Treasurer

As the said coupons are paid, it shall be the duty of the State Treasurer or his Deputy to mark the same in red ink across the face "Paid". All bonds paid and redeemed, as well as all coupons paid and cancelled as aforesaid, shall be safely kept by the State Treasurer so long as any bond authorized by this Act is unpaid and not redeemed.

Section 8. Whenever the bonds authorized by this Act may be issued in conformity with the provisions of this Act, the Issuing Officers are hereby directed to advertise that they will receive bids at such place or places that may be named in said advertisement for such bonds under such regulations as may be made in the discretion of the Issuing Officers. Sufficient notice of sale of said bonds shall be deemed to have been given if said notice shall have been published at least once ten or more days before the date of sale in at least one newspaper published in the State of Delaware and in a financial journal published in the City of New York, and no other publication of such notice of sale shall be necessary; and said bonds may be sold upon such terms and conditions as may be set forth in such notice of sale, provided that the purchase price shall be not less than par and accrued interest. If any of said bonds so offered for sale are not bid for, or if any insufficient price be bid for them, they may be subsequently disposed of under the direction of the Issuing Officers at private sale upon the best terms they can obtain for the same, provided that they shall not be sold at private sale for less than par and accrued interest.

Section 9. All moneys received from the sale of said bonds or notes shall be deposited by the State Treasurer in the Farmers' Bank of the State of Delaware at Dover, and shall be used exclusively in accordance with the provisions of this Act and for the purpose of paying the principal of notes issued under this Act.

Section 10. There is appropriated from the General Fund such sums as may be necessary for the expenses incident to the issuance of the bonds and notes herein authorized, and such

further sums as may be necessary to pay any interest which may become due on such bonds and notes during the biennium ending June 30, 1959, and such further sums as may be necessary for the repayment of the principal of any of the said bonds which become due during the biennium ending June 30, 1959. Vouchers for the payment of the expenses incident to the issuance of bonds and notes and for interest and repayment of said notes shall be signed by the Secretary of State by and with the approval of the Issuing Officers. Any moneys received from the premium and accrued interest on the sale of said bonds shall be deposited to the credit of the General Fund.

Section 11. The Budget Appropriation Bill which shall be enacted and approved by the General Assembly at the 120th Session and each and every subsequent biennial Session thereof, shall contain under the Debt Service Item provisions for the payment of interest and principal maturities of said bonds issued under the authority of this Act, and such of the revenues of the State of Delaware as are not prohibited by constitutional provision or committed by preceding statutes for other purposes are hereby pledged for the redemption and cancellation of said bonds and payment of interest thereon.

Approved July 22, 1957.

CHAPTER 287

APPROPRIATION

TEACHING EXCEPTIONAL CHILDREN

AN ACT TO AMEND TITLE 14, DELAWARE CODE, ENTITLED "EDUCATION" IN REGARD TO EXCEPTIONAL CHILDREN AND APPROPRIATING FUNDS.

WHEREAS, it is the obligation of the State of Delaware to provide educational and training opportunities for all of its children but at this time certain children of limited ability and certain others of more than usual ability are not receiving an adequate education; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 31, Title 14, of the Delaware Code is amended by changing the title of that chapter to read:

CHAPTER 31. EXCEPTIONAL CHILDREN

Section 2. § 3101, § 3102, § 3103, § 3104, and § 3105 of Chapter 31, Title 14, of the Delaware Code are amended to read as follows:

§ 3101. Definitions

As used in this chapter:

"Handicapped children" means children between the chronological ages of 4 and 21 who are physically handicapped, or maladjusted, or mentally handicapped.

"Educable mentally handicapped children" means children who, because of retarded intellectual development as determined by individual psychological examination, are incapable of being educated profitably and efficiently through the regular classroom program, but who may be expected to benefit from special educational facilities designed to make them economically useful and socially adjusted.

"Trainable mentally handicapped children" means children who are incapable of being educated or trained properly as determined by individual psychological examination in special classes for educable mentally handicapped children in public schools and state institutions but who may be expected to benefit from training in a group setting designed to further their social adjustment and economic usefulness in their homes or in a sheltered environment.

"Physically handicapped children" means children who suffer from any physical disability making it impracticable or impossible for them to benefit from or participate in the regular classroom program of the public schools and whose proper education requires a modification of the regular classroom program.

"Maladjusted children" means children who are truant, incorrigible, delinquent, or in need of a special educational program designed to prevent them from becoming truant, incorrigible, or delinquent, or children who, upon the recommendation and approval of the chief administrative officer of a school district and upon the recommendation and approval of the Director of Child Development and Guidance, and upon commitment by courts of competent jurisdiction are assigned to such classes, schools or institutions.

"Gifted children" means children between the chronological ages of 4 and 21 who are endowed by nature with high intellectual capacity. "Gifted children" are those children who have the native capacity for high potential intellectual attainment and scholastic achievement.

"Talented children" means children between the chronological ages of 4 and 21 who have demonstrated superior talents, aptitudes, or abilities. "Talented children" are those children who have demonstrated outstanding leadership qualities and abilities, or whose performance is consistently remarkable in mechanics, manipulative skills, the art of expression of ideas, orally or written, music, art, human relations or any other worthwhile line of human achievement.

§ 3102. Rules and regulations

The State Board of Education shall make and adopt rules and regulations for the education, training and transportation of handicapped, gifted, and talented children.

§ 3103. Special classes and facilities

The State Board of Education and the local school boards shall provide and maintain, under appropriate regulations, special classes and facilities wherever possible to meet the needs of all handicapped, gifted, and talented children recommended for special education or training who come from any geographical area within the State that can be served by such special facilities.

§ 3104. Use of funds

The State Board of Education shall use, or transfer for use to local school districts and state institutions, any fund appropriated to it for any costs for the education and training of handicapped, gifted, and talented children.

§ 3105. Report and examination of handicapped, gifted and talented children not being properly educated and trained

The principals, superintendents, teachers, and visiting teachers in every school district, in accordance with the rules of procedure prescribed by the State Board of Education, shall secure information and report to the State Board of Education, as it may direct, on or before the 15th day of May of each year, and thereafter throughout the year as new cases are discovered, every child within any school district between the chronological ages of 4 and 21, who, because of apparent exceptional physical or mental condition, is not now being properly educated and trained, and thereafter the State Board of Education as it may direct, with the aid of cooperating agencies, shall examine such child and report whether the child is a fit subject for special education and training.

Section 3. Chapter 31, Title 14, Delaware Code is amended by adding a new section as follows:

§ 3108. Advisory Committee

The Governor shall appoint an advisory committee on the needs of exceptional children to serve in an advisory capacity to the State Board of Education and the Board of Trustees of The Delaware State Hospital at Farnhurst.

Section 4. § 1703, Title 14 Delaware Code, amended by striking out the second paragraph of that section and inserting in lieu thereof a new paragraph as follows:

In the cases of exceptional children the following conditions for the calculations of the number of units shall prevail: classes for the educable mentally handicapped, 1 unit for 15 children; classes for the trainable mentally handicapped, 1 unit for 6 children; classes for the socially and emotionally maladjusted, 1 unit for 15 children; classes for the partially sighted, 1 unit for 10 children; classes for the orthopedically handicapped, 1 unit for 10 children; classes for the partially deaf or hard of hearing, 1 unit for 8 children. When classes for the blind are established as approved by the State Board of Education and the Delaware Commission for the Blind, the unit for classes for the blind shall be 8. A major fraction shall be considered a unit and shall consist of any fraction greater than one-half. The number of children mentioned in this paragraph shall not be counted in any other calculation of units.

Section 5. To carry out the provisions of the Act, there is appropriated to the State Board of Education for use or transfer to school districts or institutions which establish and maintain special classes or special facilities for the handicapped, gifted, and talented children the sum of \$250,000 for the fiscal year ending June 30, 1958, and a further sum of \$280,000 for the fiscal year ending June 30, 1959.

Section 6. This Act is a supplementary appropriation act and funds hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 24, 1957.

CHAPTER 288

APPROPRIATION

DELAWARE STATE HOSPITAL FOR CARE OF
RETARDED PERSONS

AN ACT TO AMEND TITLE 16, DELAWARE CODE, ENTITLED "HEALTH AND SAFETY" TO AUTHORIZE THE STATE BOARD OF TRUSTEES OF THE DELAWARE STATE HOSPITAL AT FARNHURST TO OPERATE CENTERS FOR THE DAYTIME CARE OF SEVERELY RETARDED PERSONS AND TO APPROPRIATE FUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 55, Title 16, Delaware Code, is amended by adding the following new section:

§ 5526. Centers for severely retarded

The State Board of Trustees of the Delaware State Hospital at Farnhurst may establish and operate centers for the daytime care of severely mentally retarded persons at appropriate locations within the State and provide transportation to and from such centers. Severely mentally retarded persons are those of any age deemed to be neither educable nor trainable in the public schools. Rules and regulations of the State Board of Trustees of the Delaware State Hospital at Farnhurst shall govern the operation of such centers.

Section 2. There is appropriated for the operation of daytime centers as described in Section 1, the sum of \$80,000 for the fiscal year ending June 30, 1958, and the sum of \$85,000 for the fiscal year ending June 30, 1959.

Section 3. This is a supplementary appropriation and the funds herein appropriated shall be paid out of the General Fund of the State of Delaware.

Approved July 24, 1957.

CHAPTER 289

RELATING TO INTEREST RATE ON BONDS

AN ACT FURTHER PROVIDING FOR THE ISSUANCE OF BONDS OF THE STATE OF DELAWARE AUTHORIZED BY CHAPTERS 449 AND 529 OF VOLUME 50, LAWS OF DELAWARE, AND RELATING TO THE INTEREST RATE.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Notwithstanding anything contained in Chapter No. 449 of Volume 50, Laws of Delaware, approved on July 14, 1955, and Chapter No. 529 of Volume 50, Laws of Delaware, approved on November 8, 1955, the bonds authorized by such chapters, but not yet issued, may bear interest at such rate or rates, either more or less than three per centum per annum, as may be determined by the Issuing Officers authorized to issue such bonds.

Approved August 14, 1957.

CHAPTER 290

CHANGING AGE LIMITS FOR MALADJUSTED
CHILDREN'S CARE

**AN ACT TO AMEND CHAPTER 53, TITLE 16, DELAWARE
CODE, BY CHANGING THE AGE LIMITS FOR MALAD-
JUSTED CHILDREN AT GOVERNOR BACON HEALTH
CENTER.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 5304, Sub-section (1) of Title 16, Delaware Code, is amended by striking out the words "four and sixteen" and inserting in lieu thereof the words "three and eighteen".

Approved August 19, 1957.

CHAPTER 291

RELATING TO SPECIAL EMERGENCY FUNDS OF
DELAWARE STATE HOSPITAL**AN ACT TO AMEND CHAPTER 51, TITLE 16, DELAWARE
CODE, ENTITLED "DELAWARE STATE HOSPITAL"
AND RELATING TO SPECIAL EMERGENCY FUNDS OF
THE DELAWARE STATE HOSPITAL AT FARNHURST.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The last sentence of § 5112 (b), Title 16, Delaware Code is repealed and a new sentence shall be enacted in lieu thereof to read as follows:

The funds shall be drawn upon by the Board of Trustees for the actual expenses for operating the Hospital.

Section 2. § 5112 (c), Title 16, Delaware Code, is repealed.

Approved December 20, 1957.

CHAPTER 292

RELATING TO SPECIAL ACCOUNT OF HOSPITAL FOR
MENTALLY RETARDED

**AN ACT TO AMEND CHAPTER 55, TITLE 16, DELAWARE
CODE, ENTITLED "MENTALLY RETARDED" AND RE-
LATING TO THE SPECIAL ACCOUNT OF THE HOSPI-
TAL FOR THE MENTALLY RETARDED AT STOCKLEY,
DELAWARE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The last sentence of § 5507 (b), Title 16, Dela-
ware Code, is repealed and a new sentence is enacted in lieu
thereof to read as follows:

This fund shall only be used for the actual expenses for
operating the Hospital for the Mentally Retarded at Stockley,
Delaware.

Approved December 20, 1957.

CHAPTER 293

REDUCING REVOLVING FUND OF STATE BOARD OF
EDUCATION**AN ACT TO AMEND CHAPTER 262, VOLUME 51, LAWS OF
DELAWARE, RELATING TO THE APPROPRIATIONS
CONTAINED THEREIN.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 262, Volume 51, Laws of Delaware, is hereby amended by striking out the figures "\$250,000.00" as the same appear in Section 2 thereof and by substituting the figures "\$101,286.50" in lieu thereof.

Section 2. Chapter 262, Volume 51, Laws of Delaware, is hereby further amended by striking out the figures "\$100,000.00" as the same appear in Section 4 thereof and by substituting the figures "\$15,000.00" in lieu thereof.

Approved December 20, 1957.

CHAPTER 294

RELATING TO PAYMENT OF INCOME TAX REFUNDS

AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO THE INCOME TAX AND THE PAYMENT OF INTEREST ON REFUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 1183 (b), Title 30, Delaware Code, is hereby repealed and a new subsection (b) is enacted herein to read as follows:

(b) 90 days after the time the payment was made, if the tax was paid in full, to the date of refund, interest shall be allowed the taxable at the rate of $1/3\%$ per month or fraction of a month.

Section 2. Section 1183 (c), Title 30, Delaware Code, is hereby repealed and a new subsection (c) is enacted herein to read as follows:

(c) If the tax was paid in installments interest shall be allowed at the rate of $1/3\%$ per month or fraction of a month beginning 90 days from the date of the most recent payments to the extent of the overpayment.

Approved December 20, 1957.

CHAPTER 295

REDUCING PUBLIC WORKS PROJECTS FUNDS OF STATE
HIGHWAY DEPARTMENTAN ACT TO REDUCE CERTAIN GENERAL FUND APPROPRIATIONS AND AUTHORIZATIONS TO THE STATE
HIGHWAY DEPARTMENT FOR CERTAIN PUBLIC
WORKS PROJECTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The appropriations and authorizations from the General Fund of the State of Delaware to the State Highway Department for the following public works be and hereby are reduced by the following sums:

New Castle Dike and Tide Gates	\$ 23,346.77
Rehoboth Boardwalk	25,000.00
Woodland Beach	2,008.42
Slaughter Beach	644.26
Port Penn Dikes	51,947.96
Certain public works as appropriated in House Bill No. 224 of the 118th General Assembly.	66,398.74
Survey State Lands	30,000.00
Slaughter Beach sluice gate	673.17
New Castle Flood Control	125,000.00
Dredging inlet—Broadkill River	23,500.00
Parking lot, Sussex Correctional Institution..	2,410.00
Little Mill Creek—Christiana	76,000.00
Garrison Pond	47,216.00
Millsboro Pond	44,250.00
Betts Pond	33,863.00
Haven Lake	42,862.13
Blackbird Pond	7,000.00
TOTAL	\$602,120.45

Section 2. Nothing in this act shall be construed as canceling any legal obligation or contract by which the State of Delaware has become obligated.

Section 3. Should the Budget Commission determine that any legal obligation or contract does exist on the part of the State of Delaware on the public works projects set forth in Section 1 of this Act, as of the time of the passage of this Act, then to the extent of such legal contract or obligation, but not in excess of the appropriation therefor, monies may be expended therefor.

Approved December 20, 1957.

CHAPTER 296

**SUSPENDING ALL GENERAL FUND APPROPRIATIONS
AND AUTHORIZATIONS FOR FISCAL YEAR 1959****AN ACT TO SUSPEND ALL GENERAL FUND APPROPRIA-
TIONS AND AUTHORIZATIONS APPLICABLE TO THE
FISCAL YEAR 1959.**

WHEREAS, the present fiscal situation of the State of Delaware is critical and makes it necessary to review and to reappraise the appropriations, authorizations and expenditures in the light of present conditions, AND

WHEREAS, the appropriations and authorizations for the fiscal year 1959 cannot be expended prior to July 1, 1958, AND

WHEREAS, the General Assembly will be in session January 6, 1958 thereby providing adequate time to reevaluate and reconsider proper reductions or changes in authorizations for the expenditure of funds, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That all General Fund appropriations and authorizations applicable to the fiscal year 1959 be and hereby are suspended until May 1, 1958 at which time they shall become effective unless specifically changed by the affirmative act of the General Assembly.

Approved December 20, 1957.

CHAPTER 297

REDUCING APPROPRIATION OF NEW CASTLE HISTORIC
BUILDINGS COMMISSION FUND

**AN ACT AMENDING CHAPTER 43, VOLUME 51, LAWS OF
DELAWARE, RELATING TO THE NEW CASTLE HIS-
TORIC BUILDINGS COMMISSION AND DIRECTING THE
COMMISSION TO TRANSFER A PORTION OF THE AP-
PROPRIATION TO THE GENERAL FUND OF THE
STATE OF DELAWARE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 43, Volume 51, Laws of Delaware, is amended by striking out the words and figures "Sixty Thousand Dollars (\$60,000.00)" as the same appear therein and substituting the words and figures "Ten Thousand Dollars (\$10,000.00)".

Section 2. The New Castle Historic Buildings Commission is directed to forthwith transfer \$50,000 of its appropriation to the General Fund of the State of Delaware.

Approved December 20, 1957.

CHAPTER 298

RELATING TO CORPORATION INCOME TAX

**AN ACT TO LEVY, ASSESS AND COLLECT A TAX UPON
THE NET INCOME OF EVERY CORPORATION TRANS-
ACTING OR CONDUCTING BUSINESS WITHIN THE
STATE OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware:

The general purpose of this Act is to impose a tax for the use of the State of Delaware measured by the net income derived by every corporation from business activities conducted within the State.

Section 1. Title 30, Delaware Code, is amended by adding a new chapter thereto to be known as Chapter 19.

CHAPTER 19. CORPORATION INCOME TAX**§ 1901. Definitions**

As used in this chapter—

“Board” shall mean the State Tax Board;

“Commercial domicile” means the principal place from which the trade or business of the taxpayer is directed or managed;

“Commissioner” shall mean the State Tax Commissioner;

“Corporation” includes a joint stock company or association and any business conducted by a trustee or trustees wherein interest or ownership is evidenced by certificate or other written instrument, and any dissolved corporation which continues to conduct business;

“Domestic corporation” means any corporation organized under the laws of this State;

"Entire net income" means the amount of taxable income computed under the provisions of the Internal Revenue Code of 1954 (Title 26, U. S. C. A. 1954), except that (a) no deduction shall be allowed for the tax imposed by this chapter, or for any net operating loss sustained prior to January 1, 1958, and (b) there shall be excluded interest from investments, dividends, and gains and losses from the sale of stocks, securities and other intangible assets not held primarily for sale in the course of the taxpayer's business;

"Foreign corporation" means any corporation other than a domestic corporation;

"Income year" means the taxable year for which the taxpayer computes its net income for purposes of the Federal Income tax;

"Taxpayer" means any corporation subject to the tax imposed by this chapter;

"State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

§ 1902. Imposition of tax on corporations; exemptions

(a) Except as provided in paragraph (b), every domestic or foreign corporation shall annually pay a tax of five per cent on its taxable income derived from business activities carried on within this State and from property located in this State during the income year. Any receiver, referee, trustee, assignee or other fiduciary, or any officer or agent appointed by any court, who conducts the business of any corporation, shall be subject to the tax imposed by this chapter in the same manner and to the same extent as if the business were conducted by the corporation.

(b) The following corporations shall be exempt from taxation under this chapter:

1. Fraternal beneficiary societies, orders or associations,

(A) operating under the lodge system or for the exclusive benefit of the members of a fraternity itself operating under the lodge system, and

(B) providing for the payment of life, sick, accident, or other benefits to the members of such society, order or association, or their dependents.

2. Cemetery corporations and corporations organized or trusts created for religious, charitable, scientific, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual.

3. Business leagues, chambers of commerce, fire companies, merchants' associations, or boards of trade not organized for profit, and no part of the net earnings of which inures to the benefit of any private stockholder or individual.

4. Civic leagues or organizations not organized for profit, but operated exclusively for the promotion of social welfare.

5. Clubs organized and operated exclusively for pleasure, recreation, and other non-profitable purposes, not part of the net earnings of which inures to the benefit of any private stockholder or member.

6. A corporation maintaining a statutory corporate office in the State but not doing business within the State of Delaware.

7. Insurance companies paying taxes upon gross premiums to the Insurance Commissioner.

§ 1903. Allocation and apportionment of net income

(a) If the entire business of the corporation is transacted or conducted within the State of Delaware, its taxable income shall be its entire net income.

(b) If the business activities of the corporation are partly within and partly without the State of Delaware, its taxable income shall be that portion of its entire net income which is allocated and apportioned to the State of Delaware in accordance with the following provisions:

1. Rents and royalties from tangible property shall be allocated to the state of situs of the property.

2. Patent and copyright royalties shall be allocated proportionately to the states in which the product or process protected by the patent is manufactured or used, or in which the publication protected by the copyright is produced or printed.

3. Gains and losses from the sale of real property shall be allocated to the state of situs of the property.

4. Gains or losses from the sale of intangible property, to the extent included in determining net income, shall be allocated to the commercial domicile of the corporation.

5. The remainder of the net income of the corporation shall be apportioned to the State of Delaware on the basis of the ratio obtained by taking the arithmetic average of these three ratios:

(A) The average of the value, at the beginning and end of the income year, of all the real and tangible personal property, owned or rented, in the State of Delaware by the taxpayer, expressed as a percentage of the average of the value at the beginning and end of the income year, of all such property of the taxpayer both within and without the State of Delaware, provided that any property, the income from which is separately allocated under paragraphs (1) and (3) above, or which is not used in the taxpayer's business, shall be disregarded. For the purposes of this paragraph, property owned by the taxpayer shall be valued at its original cost to the taxpayer; and property rented by the taxpayer shall be valued at eight times the annual rental.

(B) Wages, salaries and other compensation paid by the taxpayer to employees within the State of Delaware, except general executive officers, during the income year expressed as a percentage of all such wages, salaries and other compensation paid within and without the State of Delaware during the income year to all employees of the taxpayer, except general executive officers.

(C) Gross receipts from sales of tangible personal property physically delivered within this State to the purchaser or his agent, and gross income from other sources within this State for the income year expressed as a percentage of all such gross receipts from sales of tangible personal property and gross income from other sources both within and without the State for the income year; provided that any receipts or items of income that are excluded in determining the taxpayer's entire net income or are directly allocated under paragraphs (1) to (4) above, shall be disregarded.

(c) If the allocation and apportionment provisions set forth in this section assign more than a fair and equitable proportion of the taxpayer's net income to this State, the Tax Commissioner, in his discretion, may permit the exclusion of any one or more of the factors specified above, or the inclusion of one or more additional factors, or both; or the use of a separate accounting or of any other method necessary to produce a fair and equitable result.

§ 1904. Returns

A tentative return, covering estimated income tax liability for the current income year, to be in such form and containing such information as the Tax Commissioner shall prescribe, shall be filed with the Tax Commissioner as follows:

In the case of a calendar year taxpayer, on or before the first day of April of the current income year; and

In the case of a fiscal year taxpayer on or before the first day of the fourth month of the current income year.

A final return in such form and containing such information as the Tax Commissioner shall prescribe shall be filed with the Tax Commissioner as follows: In the case of a calendar year taxpayer, on or before the first day of April of the following year; and in the case of a fiscal year taxpayer, on or before the first day of the fourth month following the close of the fiscal year.

The first returns under this chapter shall be due as follows: In the case of a calendar year taxpayer, on or before April 1, 1958, and this tentative return shall include an estimate of the taxpayer's taxable income for the calendar year 1958; in the case of a fiscal year taxpayer, on or before the first day of the fourth month of the taxpayer's fiscal year beginning in 1958, and this tentative return shall include an estimate of the taxpayer's liability for such current income year, provided, also that a fiscal year taxpayer shall also file a return with respect to income earned in the period between January 1, 1958, and the close of the taxpayer's fiscal year in 1958.

Whenever in his judgment good cause exists, the Commissioner may allow further time for filing a return with interest at the rate of 4% per annum from the time the return was due to the date of filing thereof and payment of the tax due as shown by the report.

Every return shall have annexed thereto a certification by the president, vice-president, treasurer, assistant treasurer, chief accounting officer or any other officer of the taxpayer duly authorized so to act to the effect that the statements contained therein are true to the best of his knowledge and belief.

§ 1905. Payment of tax

The tax imposed by this chapter shall be payable as follows:

(a) Calendar year corporations—fifty per cent of the estimated tax liability shall be paid with the tentative return filed on April 1 of the current income year and the balance of the tax as computed in the final return on April 1 next following the close of the income year.

(b) Fiscal year corporations—for the fiscal years beginning in 1958 and thereafter, fifty per cent of the estimated tax liability shall be paid with the tentative return filed on the first day of the fourth month after the beginning of the current income year and the balance of the tax as computed in the final return on or before the first day of the fourth month following the close of such income year; provided that every fiscal year corporation shall, on or before the first day of the fourth month following the close of its fiscal year ending in 1958, file a return and pay the tax imposed by this chapter on that proportion of its net income for its fiscal year ending in 1958 as the number of days from January 1, 1958, to the close of the fiscal year in 1958 bears to 365.

§ 1906. Consolidated returns

An affiliated group of corporations may file a consolidated return for the taxable year in lieu of separate returns; provided, that all the corporations which constitute such affiliated group at any time during the period for which the return is made and which are subject to taxation under this chapter shall consent to the making of such consolidated return. The Tax Commissioner may prescribe such rules and regulations as he may deem necessary in order that the tax liability of any affiliated group of corporations making a consolidated return and of each corporation in the group, liable to taxation under this chapter, both during and after the period of affiliation, may be determined, computed, assessed, collected and adjusted in such manner as clearly to reflect the net income to prevent avoidance of tax liability.

“An affiliated group of corporations” shall mean a group of corporations which are eligible to file a consolidated return for Federal income tax purposes.

In the event that for any income year an affiliated group of corporations files a consolidated return for Federal income tax purposes, but does not file a consolidated return pursuant to this chapter, the tax liability of each corporation of the group shall be determined as if it had filed a separate return for purposes of the Federal income tax.

§ 1907. Amended federal return; change by Treasury Department

If a taxpayer files an amended Federal income tax return, he shall within 30 days file an amended return with respect to the tax imposed under this chapter, together with a copy of the amended federal return. If the net income reported by the taxpayer to the Treasury Department for federal income tax purposes is changed or corrected by the Treasury Department, or the tax computed on the return is redetermined by the Treasury Department such changes, corrections or redeterminations shall be reported to the Tax Commissioner within 30 days after such action by the Treasury Department becomes final.

§ 1908. Audit and reaudit of tax

The Tax Commissioner shall audit and state an account within five years after a report is filed for any tax imposed by this chapter, and is authorized to audit and state such an account at any time where a report is not filed. Such audit and other information available to the Tax Commissioner shall be the basis for the assessment of a tax where a report is not filed. If the Tax Commissioner does not audit and state an account within five years after a report is filed, an account for the tax shall be deemed audited and stated as set forth in such report and shall be final for all purposes, except as otherwise provided in this chapter. In auditing and stating accounts the Tax Commissioner may consider any report made pursuant to the provisions of this chapter and any other data which he may deem pertinent, and may make an estimate of the tax due from any taxpayer.

At any time within five years after the filing of a report the Tax Commissioner may reaudit and restate such account if it appears that the same is incorrect, and he may reaudit and restate such account at any time if he has reason to believe that any report on which the original audit and statement was based was wilfully false or fraudulent, or if a report was not filed at the time of the original audit and statement and he has reason to believe that a tax or an additional tax is due. Such reaudit and restatement shall be made in the same manner as if an audit and statement had not been made, and the Tax Commis-

sioner shall have the same powers in connection with such reaudit as with respect to the original audit, but no lien for any additional tax based on such reaudit shall be enforceable against property which prior to the restatement of the account had been transferred in good faith to a bona fide transferee for value.

Where, before the expiration of the period prescribed herein for the audit or reaudit of an account, the taxpayer has consented in writing that such period be extended, an account may be audited and stated, or reaudited and restated, at any time within such extended period. The period so extended may be further extended by subsequent consent in writing made before the expiration of the extended period.

The Tax Commissioner shall ascertain, from any amended return or report made pursuant to section 1907 and from any other information in his possession, the entire net income of the taxpayer for the fiscal or calendar year for which an amended return was filed or a change or correction made by the Treasury Department. The Tax Commissioner shall have the power to reaudit and restate the account of the taxpayer for taxes based upon the entire net income as amended, changed or corrected for such fiscal or calendar year. If from such reaudit and restatement it appears that the taxpayer has paid an excess of tax under this chapter, such excess shall be credited or refunded in the manner provided in this chapter. If from such reaudit and restatement it appears that an additional tax is due, in the event that an amended return or report was filed as required by section 1907, such additional tax shall be payable within thirty days after service of the notice hereinafter prescribed; provided, however, if no such amended return or report was filed as required by section 1907, any additional tax resulting from a change in the amount of net income originally returned to the United States Treasury Department together with the penalties and additional amounts prescribed by this chapter shall be due and payable on demand.

Notice of audit and statement or reaudit and restatement may be served personally, or by mail addressed to the taxpayer at the postoffice address given in the last report filed by it pursuant to the provisions of this chapter, unless subsequently to

the filing of such report the Tax Commissioner shall have been notified in writing of a change in address, in which event such service shall be made by mailing the notice to such new address, or such notice may be served by publication at least once in each of two successive weeks in a newspaper published in the county in which the corporation maintains its principal office.

§ 1909. Claims for abatement or refund

Claims for abatement or refund shall be in the manner and form as follows:

(a) A taxable may apply to the Tax Commissioner, Tax Board, and the Superior Court, in order named, as provided, for refund or abatement of the taxes imposed by this chapter alleged to have been erroneously or illegally assessed or collected or of any interest or penalty alleged to have been assessed or collected without authority, or of any sum alleged to have been excessive or in any manner wrongfully collected from the taxable at any time within five years from the date such return was originally required to be filed or 30 days from the date of payment of any additional tax.

(b) The Tax Board shall grant a hearing thereon and if it shall determine that the tax, interest or penalties, are excessive or incorrect, it shall resettle the same according to the law and the facts and adjust the computation of tax, interest or penalties accordingly. The Tax Commissioner shall notify the taxable of such determination and shall refund to the taxable the amount paid in excess of taxes, interest and penalties found by it to be due.

(c) If the Tax Commissioner fails to act upon or rejects any claim for abatement or refund of taxes alleged to have been illegally or erroneously assessed or paid, within 60 days from the filing of such claim, the taxable shall have and possess rights of appeal to the Tax Board and a further remedy as provided in section 328, Title 30, Delaware Code.

Payment of refunds shall be in the manner and form as provided in section 1183 (a), (b) and (d), Title 30, Delaware

Code; excepting nevertheless that no interest shall be computed until after the expiration of 90 days from the date the overpayment was made.

§ 1910. Lien of tax

The amount of any tax including penalty and interest due under this chapter shall, until paid, constitute a lien on the real property of the taxpayer upon the filing by the Commissioner in the Superior Court of the county in which the taxpayer's principal place of business in this State is located, a certificate of assessment setting forth the amount of the tax including penalties and any interest due hereunder which has become final. The certificate of assessment upon being docketed in the judgment docket of the said Court as hereinbefore set forth shall have the full force and effect of a judgment.

§ 1911. Collection of tax

(a) In addition to other remedies set forth in this chapter action may be brought at any time by the Attorney General at the instance of the Tax Commissioner, in the name of the State, to recover the amount of any taxes, penalties and interest due under this chapter.

§ 1912. Violations and penalties

(a) If any taxes, penalties or interest due under this article are not paid, or any report required is not filed, and the Tax Commissioner is satisfied that the failure to make such payment or file such report is intentional, it may so report to the Attorney General, who shall immediately bring an action in the name of the people of the State, for the forfeiture of the charter or franchise of any corporation failing to make such payment, or file such report, and if it be found that such failure was intentional, judgment shall be rendered in such action for the forfeiture of such charter and for its dissolution if a domestic corporation and if a foreign corporation for the annulment of its franchise to do business in this State.

(b) In any case where additional tax is found to be due, if it appears that the return was made in good faith and understatement of the tax is not due to any fault of the taxable there

shall be no penalty added because of such understatement but interest shall be added to the amount of the deficiency at the rate of one-third of one per cent for each month or fraction of a month.

(c) If it appears that the understatement of tax is due to negligence on the part of the taxable, there shall be added to the amount of the deficiency a penalty of five per cent thereof and, in addition, interest at the rate of one-third of one per cent per month or fraction of a month, which interest shall be on the amount of tax only.

(d) If it appears that the return of income is grossly understated or is false or fraudulent, there shall be added to the tax on the additional income discovered to be taxable a penalty of one hundred per cent, and in addition, interest added at the rate of one-third of one per cent per month or fraction of a month which interest shall be on the amount of tax only.

(e) If any taxable, without intent to evade any tax imposed by this chapter fails to file a return of income, or pay a tax if one is due, at the time required by or under the provisions of this chapter, but shall voluntarily file a return of income and pay the tax due within thirty days thereafter, there shall be added to the tax a penalty equal to five per cent thereof and in addition interest at the rate of one-third per cent per month or fraction of a month, which interest shall be on the amount of tax only.

If any taxable wilfully fails or refuses to file a return of income or to pay a tax if one is due within 30 days of the time required by or under the provisions of this chapter, there shall be added to the tax, a penalty of one hundred per cent thereof, and in addition, interest added at the rate of one-third per cent per month or fraction of a month, which interest shall be on the amount of tax only.

(f) Any person, or corporation or any officer or employee of any corporation, who with intent to evade any requirement of this chapter or any lawful requirement of the Tax Department thereunder, fails to pay any tax or to make, sign or verify any

return or to supply any information required by or under the provisions of this chapter, or who, with like intent, shall make, render, sign or verify any false or fraudulent return or statement or shall supply any false or fraudulent information, shall be fined not more than \$500 or imprisoned not more than 6 months or both. The penalties provided by this paragraph shall be additional to all other penalties in this chapter provided.

(g) Any taxable who refuses or neglects to make the return required to be made under this chapter within 30 days after the last day for making such return, or who refuses or neglects to pay the tax assessed against such taxable within 30 days after it becomes due, shall be fined not more than \$500 or imprisoned not more than 6 months, or both.

(h) The Tax Board shall have power to compromise any penalty for which it is authorized to bring action under the foregoing provisions and all penalties collected by the Tax Department either by compromise or suit shall be paid to the State Treasurer and the same shall go into and become part of the General Fund.

(i) The failure to do any act required by or under the provisions of this chapter shall be deemed an act committed in part at the office of the Tax Department in Dover. The certificate of the Tax Commissioner to the effect that a tax has not been paid, that a return has not been filed or that information has not been supplied, as required by or under the provisions of this chapter, shall be prima facie evidence that such tax has not been paid, that such return has not been filed or that such information has not been supplied.

(j) If any taxable, who has failed to file a return or who has filed an incorrect or insufficient return and has been notified by the Tax Department of this delinquency, refuses or neglects within 30 days after such notice to file a proper return or files a fraudulent return, the income of the taxable shall thereupon be determined by the Tax Department according to its best information and belief and the tax shall be levied, assessed, collected and paid, together with penalty equal to one hundred per cent of the amount of the tax, together with interest at the rate

of one-third of one per cent per month or fraction of a month on the amount of tax plus the penalty. The Tax Board may in its discretion allow further time for filing of a return in such cases.

(k) If a taxable has failed, without good cause to file a return within the time prescribed by law, or has filed a fraudulent return or having filed an incorrect return has failed, after notice, to file a proper return, the Tax Commissioner shall give full effect to the penalty provided in paragraph (j) of this section and shall not reduce the tax, interest and penalty below double the amount for which the taxable is found to be properly assessed but the Tax Board shall have power to reduce this penalty provided by paragraph (j) of this section to not less than twenty-five per cent of the amount of the tax with interest added at one-third of one per cent per month, or fraction of a month, which interest shall be on the amount of the tax plus the penalty.

(l) The interest provided for in this section shall in all cases be computed from the time when the return was originally required to be filed to the date of payment.

(m) In case of an underpayment of the tax required to be paid at the time the tentative return is filed, there shall be added to the tax for the taxable year an amount determined at a rate of one-third of one per cent upon the amount of the underpayment for each month or fraction thereof during which the tentative tax remains unpaid.

The amount of the underpayment shall be the excess of—

1. The amount of the payment which would be required to be made if the estimated tax were equal to 70 per cent of the tax shown on the final return for the income year or, if no return was filed, 70 per cent of the tax for such year, over

2. The amount paid.

Notwithstanding the foregoing, there shall be no addition to the tax if the tentative tax payment equals or exceeds the amount

which would be due if the estimated tax for the income year were equal to whichever of the following amounts is the lesser—

1. The tax shown on the return of the taxpayer for the preceding income year;

2. An amount equal to 70 per cent of the tax for the income year computed by placing on an annualized basis the taxable income for the first two months of the income year.

(n) The Superior Court shall have exclusive jurisdiction of all offenses under this chapter.

§ 1913. Liability of transferee for tax

The transferee of property from a taxpayer subject to this chapter shall be liable for the tax imposed herein, to the extent of the value of the property transferred, if such transfer was made to hinder, avoid or defeat the collection of such tax from the taxpayer.

§ 1914. Limitations of time

The provisions of the statutes of limitations relative to the limitation of time of enforcing a civil remedy shall not apply to any proceeding or action taken to levy, appraise, assess, determine or enforce the collection of any tax or penalty prescribed by this chapter, provided, however, that as to real estate in the hands of persons who are owners thereof who would be purchasers in good faith but for such tax or penalty and as to the lien on real estate of mortgages held by persons who would be holders thereof in good faith but for such tax or penalty, all such taxes and penalties shall cease to be a lien on such real estate as against such purchasers or holders after the expiration of ten years from the date such taxes became due and payable. The limitations herein provided for shall not apply to any transfer from a corporation to a person or corporation with intent to avoid payment of any taxes, or where with like intent the transfer is made to a grantee corporation, or any subsequent grantee corporation, controlled by such grantor or which has any community of interest with it, either through stock ownership or otherwise.

§ 1915. Administration by State Tax Commissioner

(a) The State Tax Commissioner shall have power and authority to make and enforce such necessary rules and regulations not inconsistent with the law as he may deem necessary for the enforcement of the provisions of this chapter; to examine the books and records of the taxable; to subpoena witnesses; to examine the books and records of a transferee or grantee corporation and notwithstanding the provisions of section 1185, Title 30, Delaware Code, to exchange information concerning tax returns and tax liability with officials of other states and the Commissioner of Internal Revenue as provided in section 1186, Title 30, Delaware Code.

§ 1916. Short title

This Act shall be entitled "Delaware Corporate Income Tax Law of 1958".

§ 1917. Constitutionality

If any part or parts of this Act shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this Act. The Legislature hereby declares that it would have passed the remaining parts of this Act if it had known that such part or parts thereof would be declared unconstitutional.

§ 1918. Time of taking effect

The tax shall be first effective with respect to income earned subsequent to December 31, 1957.

Approved December 20, 1957.

CHAPTER 299

RELATING TO RATES OF INCOME TAX

AN ACT AMENDING CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO RATES OF INCOME TAX.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 1111, Chapter 11, Title 30, Delaware Code, is hereby repealed and a new section 1111 enacted in lieu thereof to read as follows:

§ 1111. Rates of tax

(a) There shall be levied, assessed, collected and paid annually by every taxable a tax on the net income of the preceding calendar year, subject to the exemptions hereinafter named, to be computed as follows:

One and one-half per cent of the amount of net income not in excess of \$1,000; two per cent of the amount of net income in excess of \$1,000 but not in excess of \$2,000; three per cent of the amount of net income in excess of \$2,000 but not in excess of \$3,000; four per cent of the amount of net income in excess of \$3,000 but not in excess of \$4,000; five per cent of the amount of net income in excess of \$4,000 but not in excess of \$5,000; six per cent of the amount of net income in excess of \$5,000 but not in excess of \$6,000; seven per cent of the amount of net income in excess of \$6,000 but not in excess of \$8,000; eight per cent of the amount of net income in excess of \$8,000.

(b) Except as otherwise specifically provided in this Act, the effective date of this act shall be January 1, 1957.

Approved December 20, 1957.

CHAPTER 300

RELATING TO HORSE RACING

AN ACT TO AMEND CHAPTER 3, TITLE 28, DELAWARE CODE, RELATING TO HORSE RACING.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 322 (c), Chapter 3, Title 28, Delaware Code, is amended by striking out all of said subsection (c) and substituting in lieu thereof the following:

(c) The Commission shall, on or before the 15th day of January of each year, award all dates for racing in this State within the current year, but the dates so awarded shall not exceed 55 days in the aggregate, and the decision of the Commission on the award of all dates shall be final.

Section 2. § 365, Chapter 3, Title 28, Delaware Code, is amended by striking out all of said section and substituting in lieu thereof the following:

§ 365. Tax on pari-mutual and totalizator pools

Every person engaged in the business of conducting a racing meet under this chapter shall pay as a tax to this State 4½ per cent of the total contributions to all pari-mutuel and totalizator pools conducted or made on any and every race track licensed under this chapter and on every race at such track, plus one-half of the odd cents of all redistributions to be made on pari-mutuel or totalizator pool contributions exceeding the sum equal to the lowest multiple of 10, such odd cents to be calculated upon the basis of each dollar wagered. The tax shall be paid by certified check and shall be transmitted by the licensee to the Commission. If the Commission finds it correct it shall transmit the check to the State Treasurer.

Section 3. § 366 (d), Chapter 3, Title 28, Delaware Code, is amended by striking out all of subsection (d) and substituting in lieu thereof the following:

(d) In addition to the commissions authorized to the licensee under subsections (a) and (b) of this section (amounting in all to $4\frac{1}{2}$ per cent of the total contributions to the pari-mutuel or totalizator pools), the licensee shall have the right to retain further commissions of not exceeding 3 per cent of the total contributions to the pari-mutuel or totalizator pools, or, in its discretion any part of said such additional 3 per cent, and to use the further commissions of 3 per cent or part thereof for any lawful corporate purpose.

Section 4. This Act shall become effective January 1, 1958.

Approved December 20, 1957.

CHAPTER 301

RELATING TO REFUNDS ON CIGARETTES

AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO REFUNDS ON CIGARETTES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5316, Title 30, Delaware Code, is hereby repealed and a new § 5316 is enacted in lieu thereof to read as follows:

§ 5316. Refunds

Whenever any cigarette upon which stamps have been placed by a wholesale dealer, have been sold and shipped by him into another state for resale, or have become unfit for use and consumption, or unsaleable, or have been destroyed, such dealer shall be entitled to a refund on the actual amount of tax paid by him with respect to such cigarettes. If the Tax Department is satisfied that any dealer is entitled to a refund, it shall certify the proposed amount of such refund to the Tax Board for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund or pay to him cash as approved by the Board. The Department may adopt, prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refund as it deems advisable.

Approved December 20, 1957.

CHAPTER 302**RELATING TO CIGARETTE TAX LEVY AND RATE****AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO CIGARETTE TAX LEVY AND RATE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5303, Title 30, Delaware Code, is hereby repealed and a new § 5303 is enacted in lieu thereof to read as follows:

§ 5303. Cigarette tax levy and rate

There shall be paid a tax on all cigarettes possessed in this State by any person for sale at the rate of one and one-half cents per 10 cigarettes or fraction thereof. This tax shall be imposed upon only one sale of the same package of cigarettes.

Approved December 20, 1957.

CHAPTER 303

RELATING TO PERMIT FOR SALE OF CIGARETTES

AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO PERMIT FOR SALE OF CIGARETTES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5305, Title 30, Delaware Code, is hereby repealed and a new § 5305 is enacted in lieu thereof to read as follows:

§ 5305. Permit for sale of cigarettes

No person shall engage in the sale of cigarettes at wholesale within this State nor shall any person engage in the sale of cigarettes at retail within this State unless a cigarette permit has been issued to him as prescribed in this chapter.

Approved December 20, 1957.

CHAPTER 304

**REPEALING PROVISION FOR TAX EXEMPTION ON BEER
SOLD TO. U. S. ARMED FORCES****AN ACT REPEALING SECTION 582, TITLE 4, DELAWARE
CODE, RELATING TO TAX EXEMPTION OF INSTRU-
MENTALITIES OF THE UNITED STATES ARMED
FORCES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 582, Title 4, Delaware Code, is hereby repealed.

Approved December 20, 1957.

CHAPTER 303

RELATING TO PERMIT FOR SALE OF CIGARETTES
AN ACT TO AMEND TITLE 30, DELAWARE CODE, RE-
LATING TO PERMIT FOR SALE OF CIGARETTES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 5305, Title 30, Delaware Code, is hereby repealed and a new § 5305 is enacted in lieu thereof to read as follows:

§ 5305. Permit for sale of cigarettes

No person shall engage in the sale of cigarettes at whole-sale within this State nor shall any person engage in the sale of cigarettes at retail within this State unless a cigarette permit has been issued to him as prescribed in this chapter.

Approved December 20, 1957.

CHAPTER 304

REPEALING PROVISION FOR TAX EXEMPTION ON BEER
SOLD TO. U. S. ARMED FORCESAN ACT REPEALING SECTION 582, TITLE 4, DELAWARE
CODE, RELATING TO TAX EXEMPTION OF INSTRU-
MENTALITIES OF THE UNITED STATES ARMED
FORCES.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 582, Title 4, Delaware Code, is hereby repealed.

Approved December 20, 1957.

CHAPTER 305

RELATING TO GAS, WATER AND OIL CORPORATIONS

AN ACT TO AMEND CHAPTER 13, TITLE 26, DELAWARE
CODE RELATING TO GAS, WATER AND OIL CORPOR-
ATIONS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House thereof concurring therein):

Section 1. § 1301, Title 26, Delaware Code is amended by striking out and repealing the second sentence thereof, and inserting and enacting in lieu thereof the following:

"Such pipes, mains and conduits shall be laid at least eighteen inches below the surface of the same and shall not in anywise unnecessarily obstruct or interfere with public travel or damage public or private property."

Approved January 16, 1958.

CHAPTER 306

NEW CASTLE

AN ACT TO FURTHER AMEND THE CHARTER OF THE CITY OF NEW CASTLE, AS AMENDED, BY INCREASING THE COMPENSATION OF THE CITY CLERK.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House thereof concurring therein):

Section 1. Chapter 134, Volume 28, Delaware Laws, as amended by Chapter 30, Volume 31, Delaware Laws, as further amended by Chapter 122, Volume 35, Delaware Laws, as further amended by Chapter 241, Volume 46, Delaware Laws, is further amended by striking the words "not less than Two Thousand Dollars nor more than Twenty-Four Hundred Dollars," as they now appear in the last paragraph of Section 1 thereof, as amended, and inserting in lieu thereof the words "not less than Three Thousand Dollars, nor more than Thirty-six Hundred Dollars,".

Approved January 27, 1958.

CHAPTER 307

RELATING TO POSSESSION OF GAME

**AN ACT TO AMEND SECTION 716, TITLE 7, DELAWARE
CODE RELATING TO POSSESSION OF GAME.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 716, Title 7, Delaware Code is amended by adding the following subsection to be known as subsection (4) after subsection 3, as follows:

(4) Game birds and animals killed or taken legally during the hunting season within the provisions of this chapter and stored in refrigeration for food.

Approved January 27, 1958.

CHAPTER 308

MIDDLETOWN

AN ACT TO AMEND "AN ACT TO RE-INCORPORATE THE TOWN OF MIDDLETOWN" AND RELATING TO THE DUTIES AND POWERS OF THE ALDERMAN, AND THE JAIL OF SAID TOWN.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members of each Branch thereof concurring therein):

Section 1. Chapter 128, Volume 33, Laws of Delaware, is amended by striking out all of Section 17 and inserting in lieu thereof a new Section 17 which shall be as follows:

Section 17. DUTIES AND POWERS OF ALDERMAN.
It shall be the duty of the Alderman to execute all laws and ordinances enacted for the government of The Town of Middletown and to carry into effect all proper orders and instructions of the Town Council made in pursuance of this Act or any law of the State of Delaware, or in pursuance of any ordinance that Council may legally make and establish. He shall have all powers and jurisdiction of a Justice of the Peace within the said Town and shall have jurisdiction and cognizance of all breaches of the peace or other offenses in said Town so far as to arrest and hold to bail or fine or imprison offenders, or both; also of all forfeitures and penalties which may be prescribed by any law of the State of Delaware or by any ordinance of Council duly passed and established for the government of said Town; and also of all neglect, omissions or defaults of any Town Constable, member of the Board of Assessment, Treasurer or any other officer or person whose duty it may be to collect, receive, pay over or account for any money belonging to said Town or to execute or obey any law or ordinance thereof. It shall be the duty of said Alderman upon complaint made before him of any infraction or violation of any ordinance enacted by said Council to issue his warrant to any one or more of the police force in said Town or the County Police or the County Constable residing therein commanding him to bring before the Alderman for trial the person or persons so accused, and if found guilty to impose such fines

and penalties as shall be fixed by Council by ordinance. The fees of the Alderman for any service under this Section shall be the same as those established by law for a Justice of the Peace for the like service and for any service or duty for which no fee may be provided by the laws of Delaware, the fee may be established by ordinance or resolution of the Town Council. If the Alderman shall resign, remove from the said Town or be disqualified as herein otherwise provided or shall not be re-elected to office, he shall deliver to his successor in office, within two days after the appointment or election of such successor, all books, papers and other records belonging to his office and shall pay over to the Treasurer of the Town all moneys in his hands belonging to the Town within five days after his resignation, or removal from the Town, disqualification or end of his term, as the case may be. Upon his neglect or failure to deliver said books and records as aforesaid, or to pay over to the Treasurer of the Town all moneys belonging to the Town as aforesaid, or both, he shall be deemed guilty of a misdemeanor and, upon conviction thereof by indictment, shall be fined not less than Two Hundred Dollars (\$200.00), nor more than Two Thousand Dollars (\$2,000.00).

The Alderman shall, at the first regular meeting of Council in each month, report to Council all fines imposed by him during the preceding month and on the same day pay to the Treasurer of The Town of Middletown all such fines, penalties and all money in his hands belonging to said Town, and received by him during said time, and upon default in making such report, or paying over such fines and penalties, for a period of twenty days after such report is to be made as aforesaid or such fines and penalties and other moneys belonging to said Town are to be paid as aforesaid, he shall be deemed guilty of a misdemeanor and, upon conviction thereof by indictment, shall be fined not less than Two Hundred Dollars (\$200.00) nor more than Two Thousand Dollars (\$2,000.00).

Section 2. Further amend Chapter 128, Volume 33, Laws of Delaware, by adding thereto a new section which shall be Section 27 of said Chapter and Volume.

Section 27. The Town Council of said Town shall have full power and authority to build, acquire, improve and main-

tain in said Town a suitable place as a prison or jail and any justice of the peace or the Alderman of the said Town acting under the provisions of this act or carrying into execution any judgment or sentence pronounced under its authority or the authority of any ordinance or resolution adopted by virtue of the powers herein conferred may commit to said prison or jail, and for want of said suitable prison or jail or in the event it is deemed best for any reason in the discretion of the Alderman or justice of the peace, to the New Castle County Correctional Institution and Council shall have power to pay and shall pay to such person or body as is or may be hereafter named by law to receive the same such sums of money as is proper and lawful for the keeping of such Town of Middletown prisoners in said New Castle County Correctional Institution.

Approved January 27, 1958.

CHAPTER 309

LAUREL

AN ACT TO AMEND CHAPTER 277, VOLUME 49, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF LAUREL" BY INCREASING THE ANNUAL SALARY OF THE MAYOR AND COUNCILMEN.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members of each Branch thereof concurring therein):

Section 1. That the tenth paragraph of Section 7 of Chapter 277, Volume 49, Laws of Delaware, shall be amended by striking out and deleting the said tenth paragraph, and by inserting in lieu thereof the following:

"The Mayor shall receive an annual salary of Five Hundred Dollars (\$500.00)."

Section 2. That the eleventh paragraph of Section 7 of Chapter 277, Volume 49, Laws of Delaware, shall be amended by striking out and deleting the said eleventh paragraph, and by inserting in lieu thereof the following:

"Each member of the council shall receive an annual salary of Two Hundred Fifty Dollars (\$250.00)."

Approved January 27, 1958.

CHAPTER 310

WILMINGTON

AN ACT TO AUTHORIZE THE MAYOR AND COUNCIL OF WILMINGTON TO ISSUE NEGOTIABLE NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS PREVIOUSLY AUTHORIZED FOR LAWFUL PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members of each Branch thereof concurring therein):

Section 1. Whenever the Council of the Mayor and Council of Wilmington shall have authorized the issuance of bonds by an Ordinance duly adopted pursuant to lawful authority, the Council may borrow money in anticipation of the issuance of such bonds so authorized and, for such purpose, may issue, and from time to time, renew negotiable bond anticipation notes of the Mayor and Council of Wilmington, of an aggregate principal amount not exceeding the principal amount of such bonds authorized by such Ordinance. The Council shall authorize such notes by a Resolution or Resolutions which shall determine the date on which such notes are to be payable, the maximum principal amount thereof and the rate of maximum rate of interest to be borne thereby and the manner of their signing. The Council in such Resolution may delegate to the City Treasurer authority to sell the notes thereby authorized, either at public or private sale, and to determine within the limitations prescribed by such Resolution the rate of interest to be borne by such notes and the principal amount thereof. The faith and credit of the Mayor and Council of Wilmington are hereby pledged to the payment of the principal of and interest on any notes issued pursuant to this Act.

Section 2. Moneys raised by the issuance of notes in anticipation of the issuance of bonds shall be used only to finance the purpose or purposes for which the proceeds of the bonds may be used and such proceeds shall be applied, to the extent necessary, to pay and retire such notes.

Approved January 31, 1958.

CHAPTER 311

REFUNDING TAXES TO FRANK AND HELEN JOHNSON

**AN ACT AUTHORIZING AND DIRECTING THE SYMRNA
SPECIAL SCHOOL DISTRICT TO REPAY TO FRANK P.
AND HELEN JOHNSON CERTAIN SCHOOL TAX OVER-
PAYMENTS.**

WHEREAS, it appears that Frank P. and Helen Johnson overpaid their school taxes to the Smyrna Special School District in the amount of \$116.00 in 1953, \$102.00 in 1954, \$88.00 in 1955, and \$77.50 in 1956.

NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Smyrna Special School District is authorized and directed to pay to Frank P. and Helen Johnson the sum of \$383.50, representing school tax overpayments for the years 1953-1956 inclusive.

Approved February 4, 1958.

CHAPTER 312

SUPPLEMENTARY APPROPRIATION—SCHOOLS

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE STATE BOARD OF EDUCATION, CERTAIN
SCHOOL DISTRICTS AND THE WILMINGTON BOARD
OF EDUCATION FOR THE FISCAL YEAR ENDING
JUNE 30, 1958.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the State Board of Education, certain school districts and the Wilmington Board of Education the sum of \$1,205,436.66 for the fiscal year ending June 30, 1958.

	Year Ending June 30, 1958
STATE BOARD OF EDUCATION	
Service Bureau	
Rent	\$ 620.00
Student Driver Training	
Salaries	2,850.00
Summer Music Program	1,800.00
Contingency Fund to be transferred to school districts, if needed	25,000.00
Handicapped Children	
John G. Leach School Salaries	13,612.87
John G. Leach School—All Costs	1,500.00
PUBLIC SCHOOLS—SPECIAL SCHOOL DISTRICTS	
Caesar Rodney	
Salaries	
Clerical	91.38
Instructional	21,706.39
Capital Outlay	700.00
All Other Costs	4,550.00
Substitutes	3,000.00
	<hr/>
	30,047.77

Claymont

Salaries

Administrative	8,070.00
Clerical	2,240.00
Instructional	36,587.50
Health	300.00
Capital Outlay	1,100.00
All Other Costs	7,150.00
Substitutes	5,000.00

 60,447.50

Dover

Salaries

Clerical	504.01
Instructional	26,457.33
Janitorial	4,530.44
Capital Outlay	600.00
All Other Costs	3,900.00
Substitutes	3,402.00

 39,393.78

Alexis I. du Pont

Salaries

Instructional	9,900.00
Capital Outlay	100.00
All Other Costs	650.00
Substitutes	1,967.00

 12,617.00

Georgetown

Salaries

Instructional	8,943.50
Capital Outlay	300.00
All Other Costs	1,950.00
Substitutes	1,800.00

 12,993.50

Harrington

Salaries

Instructional	23,603.25
Janitorial	1,494.95

Health	100.00
Capital Outlay	500.00
All Other Costs	650.00
Substitutes	625.00
	<hr/>
	26,973.20
Laurel	
Salaries	
Clerical	48.75
Instructional	16,080.63
Janitorial Salaries	1,446.22
Capital Outlay	400.00
All Other Costs	2,600.00
Substitutes	2,000.00
	<hr/>
	22,575.60
Lewes	
Salaries	
Clerical	1,052.50
Instructional	17,186.27
Capital Outlay	500.00
All Other Costs	3,250.00
Substitutes	1,500.00
	<hr/>
	23,488.77
Milford	
Salaries	
Clerical	340.00
Instructional	22,565.00
Janitorial	14,950.00
Capital Outlay	700.00
All Other Costs	4,550.00
Substitutes	4,800.00
	<hr/>
	47,905.00
Mount Pleasant	
Salaries	
Clerical	605.38
Instructional	59,724.73
Capital Outlay	1,200.00

All Other Costs	7,800.00
Substitutes	3,696.00
	<hr/>
	73,026.11
New Castle	
Salaries	
Clerical	3,061.00
Instructional	21,800.00
Capital Outlay	600.00
All Other Costs	3,900.00
Substitutes	3,447.00
	<hr/>
	32,808.00
Newark	
Salaries	
Clerical	2,000.00
Instructional	69,800.00
Capital Outlay	1,700.00
All Other Costs	11,050.00
Substitutes	14,500.00
	<hr/>
	99,050.00
Rehoboth	
Salaries	
Instructional	12,110.00
Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	900.00
	<hr/>
	14,510.00
Seaford	
Salaries	
Clerical	2,554.75
Instructional	21,604.14
Capital Outlay	500.00
All Other Costs	3,250.00
Substitutes	3,000.00
	<hr/>
	30,908.89

Smyrna

Salaries

Clerical	1,315.00
Instructional	8,758.33
Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	1,700.00

13,273.33

LOCAL SCHOOL DISTRICTS

Arden #3

Salaries

Instructional	55.00
Substitutes	300.00

355.00

Corbit #61

Salaries

Instructional	368.00
Substitutes	200.00

568.00

Henry C. Conrad #131

Salaries

Clerical	871.78
Instructional	29,206.63
Health	766.27
Capital Outlay	800.00
All Other Costs	5,200.00
Substitutes	675.00

37,519.68

Gunning Bedford, Jr.

Salaries

Clerical	1,813.00
Instructional	3,704.54
Substitutes	2,100.00

7,617.54

Alfred I. duPont #7

Salaries	
Clerical	5,681.00
Instructional	88,866.10
Janitorial	17,061.17
Capital Outlay	1,800.00
All Other Costs	11,700.00
Substitutes	8,000.00
	<hr/>
	133,108.27

Marshallton #77

Salaries	
Clerical	240.00
Instructional	12,497.50
Janitorial	3,325.00
Health	1,100.00
Capital Outlay	700.00
All Other Costs	4,550.00
Substitutes	5,400.00
	<hr/>
	27,812.50

Middletown #60

Salaries	
Clerical	109.57
Instructional	10,274.20
Janitorial	218.82
Substitutes	1,000.00
	<hr/>
	11,602.59

Newport #21

Salaries .....	.....
Substitutes	2,100.00
	<hr/>
	2,100.00

Oak Grove #130

Salaries	
Clerical	780.00
Instructional	26,656.20
Janitorial	2,899.68
Capital Outlay	500.00

All Other Costs	3,250.00
Substitutes	4,485.00
	<hr/>
	38,570.88
Richardson Park #20	
Capital Outlay	100.00
All Other Costs	650.00
	<hr/>
	750.00
Rose Hill-Minquadale #47	
Salaries	
Clerical	115.75
Instructional	8,188.10
Janitorial	4,914.93
Health	626.38
Capital Outlay	500.00
All Other Costs	3,250.00
Substitutes	2,700.00
	<hr/>
	20,295.16
Stanton #38	
Capital Outlay	400.00
All Other Costs	2,600.00
Substitutes	1,200.00
	<hr/>
	4,200.00
Townsend #81	
Salaries	
Clerical	105.00
Janitorial	1,113.98
Health	300.00
Capital Outlay	100.00
All Other Costs	650.00
Substitutes	600.00
	<hr/>
	2,868.98
Millside #132	
Salaries	
Instructional	25,173.04
Capital Outlay	400.00

All Other Costs	2,600.00
Substitutes	600.00
	<hr/>
	28,773.04
Newport #106	
Salaries	
Instructional	14,229.28
Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	1,140.00
	<hr/>
	16,869.28
Middletown #120	
Salaries	
Clerical	733.04
Janitorial	329.13
Health	400.00
	<hr/>
	1,462.17
Clayton #119	
Salaries	
Instructional	3,693.00
Janitorial	149.00
Capital Outlay	100.00
All Other Costs	650.00
Substitutes	450.00
	<hr/>
	5,042.00
Felton #54	
Salaries	
Administrative	400.00
Instructional	3,010.00
Janitorial	3,300.00
Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	800.00
	<hr/>
	9,010.00
Frederica #32	
Salaries	
Instructional	5,810.00

Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	2,000.00
	<hr/>
	9,310.00

Wm. Henry #133

Salaries	
Administrative	200.00
Clerical	1,430.00
Instructional	29,126.32
Janitorial	3,699.04
Capital Outlay	700.00
All Other Costs	4,550.00
Substitutes	810.00
	<hr/>
	40,515.36

Bridgeville #90

Salaries	
Clerical	635.00
Janitorial	412.47
Health	100.00
Substitutes	500.00
	<hr/>
	1,647.47

Delmar #163

Salaries	
Clerical	580.00
Instructional	4,433.46
Health	400.00
Substitutes	3,500.00
	<hr/>
	8,913.46

John M. Clayton #97

Salaries	
Clerical	25.00
Janitorial	400.00
Substitutes	400.00
	<hr/>
	825.00

Greenwood #91

Salaries

Instructional	3,908.74
Substitutes	2,000.00

 5,908.74

Lincoln #3

Salaries

Instructional	232.84
Capital Outlay	100.00
All Other Costs	650.00
Substitutes	270.00

 1,252.84

Lord Baltimore #28

Salaries

Clerical	100.00
Substitutes	975.00

 1,075.00

Millsboro #23

Salaries

Clerical	220.08
Instructional	3,846.00
Capital Outlay	200.00
All Other Costs	1,300.00
Substitutes	1,000.00

 6,566.08

Milton #8

Salaries

Clerical	900.00
Instructional	1,251.00
Janitorial	545.00
Health	23.50
Capital Outlay	100.00
All Other Costs	650.00
Substitutes	1,140.00

 4,609.50

Selbyville #32

Salaries	
Instructional	1,294.42
Capital Outlay	500.00
All Other Costs	650.00
Substitutes	960.00
	<hr/>
	3,404.42

Bridgeville #220

Capital Outlay	100.00
All Other Costs	650.00
Substitutes	440.00
	<hr/>
	1,190.00

Millsboro #204

Salaries	
Janitorial	150.00
Capital Outlay	100.00
All Other Costs	650.00
	<hr/>
	900.00

Wm. C. Jason #192

Salaries	
Clerical	29.84
Instructional	704.66
Janitorial	2,185.18
Capital Outlay	300.00
All Other Costs	1,950.00
Substitutes	1,480.00
	<hr/>
	6,649.68

Selbyville #210

Salaries	
Instructional	779.70
Substitutes	450.00
	<hr/>
	1,229.70

1-2-3-Teacher Schools—
State Board of Education

Substitutes 2,500.00

2,500.00

Christiana #44

Salaries

Janitorial 2,320.00

2,320.00

WILMINGTON BOARD OF EDUCATION

Salaries

Administrative 16,691.00

Clerical 2,100.00

Instructional 110,470.00

Janitorial 12,400.00

Capital Outlay 1,300.00

All Other Costs 8,450.00

Substitutes 21,282.00

172,693.00

TOTAL \$1,205,436.66

Section 2. This is a supplementary appropriation Act, and the sums hereby appropriated shall be paid out of the General Fund of the State of Delaware.

Approved February 5, 1958.

CHAPTER 313

RELATING TO COLLECTION OF SCHOOL TAXES

AN ACT TO AMEND TITLE 14, CHAPTER 19, DELAWARE CODE ENTITLED "EDUCATION" RELATING TO COLLECTION OF SCHOOL TAXES BY PROVIDING FOR THE ELIMINATION OF THE ABATEMENT OF TAXES FOR EARLY PAYMENT, AND BY PROVIDING FOR A PENALTY FOR LATE PAYMENT OF TAXES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That Title 14, Chapter 19, Section 1918, paragraph (a) Delaware Code be and it hereby is repealed, and a new subparagraph (a) be enacted and substituted in lieu thereof as follows:

(a) The Receiver of Taxes and County Treasurer shall collect such taxes in the same manner and at the same time as provided by law for the collection of taxes for other purposes, provided, however, that after June 30, 1957 in New Castle County the Receiver of Taxes and County Treasurer shall allow no abatement or discount upon any taxes levied for school purposes required to be collected by them; and for all tax years commencing after June 30, 1958 shall after the thirtieth day of September in the year in which the tax rolls shall be delivered to them, add to the taxes to be paid thereafter a penalty of one-half of one per cent per month until the same shall be paid.

Approved February 5, 1958.

CHAPTER 314

WILMINGTON

AN ACT TO AMEND CHAPTER 119, VOLUME 28, LAWS OF DELAWARE, ENTITLED "AN ACT PROVIDING FOR THE COLLECTION OF TAXES FOR THE CITY OF WILMINGTON" BY AMENDING SECTION 9 THEREOF.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House of the General Assembly concurring therein):

Section 1. That Section 9 of Chapter 119, Volume 28, Laws of Delaware, entitled "AN ACT PROVIDING FOR THE COLLECTION OF TAXES FOR THE CITY OF WILMINGTON" be and the same is hereby amended by striking out Section 9 thereof and inserting in lieu thereof a new Section 9 to read as follows:

"Section 9. All the City and School taxes shall be due and payable during the months of July and August of each year and without any abatement for payment in said months. A penalty of one half of one per cent per month shall become and be payable on all taxes not paid on or before August 31 of the year in which the assessment shall have been laid. Said penalties shall be added to the taxes and shall be applicable until all taxes shall have been paid."

Section 2. The provisions of this Act shall be effective for all tax years commencing after June 30, 1958.

Approved February 5, 1958.

CHAPTER 315

RELATING TO CORPORATION INCOME TAX

AN ACT TO AMEND CHAPTER 19, TITLE 30, DELAWARE CODE, RELATING TO CORPORATION INCOME TAX.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 1901, Title 30, Delaware Code, is amended as follows:

(a) By changing the definition of "corporation" to read as follows:

"Corporation" includes a joint stock company or any association which is taxable as a corporation under the federal income tax law.

(b) By eliminating the definition of "entire net income".

(c) By inserting the following paragraph after the definition of "foreign corporations":

"Federal income tax" means the tax imposed on corporations by the federal Internal Revenue Code of 1954 (Title 26, U. S. C. A. 1954) as now enacted or as it may hereafter be amended from time to time.

(d) By inserting the following paragraph after the definition of "taxpayer":

"Treasury Department" means the Treasury Department of the United States.

Section 2. Subsection (a) of section 1902, Title 30, Delaware Code, is amended to read as follows:

(a) Every domestic or foreign corporation that is not exempt under subsection (b) of this section shall annually pay a tax of five per cent on its taxable income, computed in accord-

ance with section 1903 of this title, which shall be deemed to be its net income derived from business activities carried on and property located within Delaware during the income year. Any receiver, referee, trustee, assignee or other fiduciary, or any officer or agent appointed by any court, who conducts the business of any corporation, shall be subject to the tax imposed by this chapter in the same manner and to the same extent as if the business were conducted by the corporation.

Section 3. Subsection (b) of section 1902, Title 30, Delaware Code, is amended by adding at the end thereof:

8. Corporations whose activities within Delaware are confined to the maintenance and management of their intangible investments and the collection and distribution of the income from such investments or from tangible property physically located outside of Delaware.

Section 4. Section 1903, Title 30, Delaware Code, is amended to read as follows:

§ 1903. Computation of taxable income

(a) The "entire net income" of a corporation for any income year means the amount of its federal taxable income for such year as computed for purposes of the federal income tax, adjusted by eliminating—

1. any deduction for the tax imposed by this chapter or for any net operating loss sustained prior to January 1, 1958;

2. dividends received on shares of stock or voting trust certificates;

3. interest income (including discount) other than interest on notes, bonds, accounts receivable, conditional or other sales contracts, or other instruments which evidence obligations to pay money, not regularly traded on a securities exchange or in an over-the-counter securities market, acquired in the regular and usual course of business by corporations engaged in the business of selling goods or services, lending money, financing the purchase of goods or purchasing com-

mercial paper or evidences of indebtedness arising from the sale of goods or services; provided that an obligation representing an advance or loan between corporations which are members of an affiliated group of corporations, as defined in section 1906 of this title, shall not be deemed to have been acquired in the course of the taxpayer's business, if the debtor corporation agrees to eliminate the interest paid thereon in determining its entire net income;

4. gains and losses from the sale or other disposition of stocks, securities, and other intangible assets not held primarily for sale to customers in the course of the corporation's business.

(b) "Taxable income" subject to taxation under this chapter means the portion of the entire net income of a corporation which is allocated and apportioned to the State of Delaware in accordance with the following provisions:

1. Rents and royalties (less applicable or related expenses) from tangible property shall be allocated to the state in which the property is physically located.

2. Patent and copyright royalties (less applicable or related expenses) shall be allocated proportionately to the states in which the product or process protected by the patent is manufactured or used, or in which the publication protected by the copyright is produced or printed.

3. Gains and losses from the sale or other disposition of real property shall be allocated to the state in which the property is physically located.

4. Gains and losses from the sale or other disposition of tangible property for which an allowance for depreciation is permitted for federal income tax purposes shall be allocated to the state where the property is physically located or is normally used in the taxpayer's business.

5. Gains and losses from the sale or other disposition of intangible property, to the extent included in determining entire net income, shall be allocated to the commercial domicile of the corporation.

6. Interest (including discount), to the extent included in determining entire net income under subsection (a) of this section, less related or applicable expenses, shall be allocated to the state where the transaction took place which resulted in the creation of the obligation with respect to which the interest was earned.

7. If the entire business of the corporation is transacted or conducted within the State of Delaware, the remainder of its entire net income shall be allocated to Delaware. If the business of the corporation is transacted or conducted in part without the State of Delaware, such remainder shall be apportioned to the State of Delaware on the basis of the ratio obtained by taking the arithmetic average of these three ratios:

(A) The average of the value, at the beginning and end of the income year, of all the real and tangible personal property, owned or rented, in the State of Delaware by the taxpayer, expressed as a percentage of the average of the value, at the beginning and end of the income year, of all such property of the taxpayer both within and without the State of Delaware, provided that any property, the income from which is separately allocated under paragraph 1 of this subsection, or which is not used in the taxpayer's business, shall be disregarded. For the purposes of this paragraph, property owned by the taxpayer shall be valued at its original cost to the taxpayer; and property rented by the taxpayer shall be valued at eight times the annual rental.

(B) Wages, salaries and other compensation paid by the taxpayer to employees within the State of Delaware, except general executive officers, during the income year expressed as a percentage of all such wages, salaries and other compensation paid within and without the State of Delaware during the income year to all employees of the taxpayer, except general executive officers.

(C) Gross receipts from sales of tangible personal property physically delivered within this State to the purchaser or his agent (but not including delivery to the United States mail or to a common or contract carrier for shipment

to a place outside Delaware), and gross income from other sources within this State for the income year expressed as a percentage of all such gross receipts from sales of tangible personal property and gross income from other sources both within and without the State for the income year; provided that any receipts or items of income that are excluded in determining the taxpayer's entire net income or are directly allocated under paragraphs 1 to 6 of this subsection shall be disregarded.

(c) If the allocation and apportionment provisions set forth in this section assign more than a fair and equitable proportion of the taxpayer's entire net income to this State, the Tax Commissioner, in his discretion may permit the exclusion of any one or more of the factors specified above, or the inclusion of one or more additional factors, or both; or the use of a separate accounting or of any other method necessary to produce a fair and equitable result.

(d) In determining the taxable income of a fiscal year taxpayer for that portion of its fiscal year ending within 1958 which falls within the calendar year 1958, the taxpayer may at its election treat such period as though it were the entire fiscal year, or it may compute its taxable income for the entire fiscal year and pay the tax herein imposed on that portion of the taxable income so determined which the number of days from January 1, 1958 to the close of the fiscal year in 1958 bears to 365.

Section 5. Subsection (b) of section 1905 of Title 30, Delaware Code is amended by striking out everything after the word "provided" and inserting in lieu thereof the following: "that every fiscal year corporation shall, on or before the first day of the fourth month following the close of its fiscal year ending in 1958, file a return and pay the tax imposed on its taxable income for such year, computed as provided in section 1903 (d) of this title."

Section 6. Section 1907, Title 30, Delaware Code, is amended by changing the figure "30" contained therein to the figure "90".

Section 7. Section 1908 of Title 30, Delaware Code, is amended to read as follows:

§ 1908. Assessment and collection of deficiencies; notice; petition for redetermination of deficiency

(a) As soon as practicable after a return is filed, the Tax Commissioner shall examine it, and shall determine the correct amount of tax. If the tax found due shall be greater than the amount shown on the return to be due, notice of the deficiency shall be mailed to the taxpayer by registered mail. Within thirty days after such notice is mailed the taxpayer may file a petition with the Tax Commissioner for a redetermination of the tax. The taxpayer shall be granted a hearing, where it is requested in the petition. If the taxpayer does not file a timely petition with the Tax Commissioner, final assessment of the deficiency shall be made and shall be paid within ten days after notice and demand from the Tax Commissioner.

(b) If the taxpayer files a timely petition with the Tax Commissioner, the amount redetermined as the deficiency by the Tax Commissioner—even though larger than the amount shown in the previous notice thereof—shall be assessed. The assessment shall become final upon the expiration of thirty days after notice has been given to the taxpayer by registered mail unless the taxpayer has, prior to the expiration of such period, filed an appeal to the Tax Board for a redetermination of the assessment. If an appeal to the Tax Board for a redetermination of the assessment has been filed, the deficiency, if any, found by the Tax Board or by the Superior Court, if an appeal is made from the determination of the Tax Board in accordance with the provisions of section 328 of this title, shall be finally assessed, and shall be paid within ten days of the date of notice thereof to the taxpayer by registered mail.

(c) No proceeding in court for the collection of a deficiency shall be begun until the assessment is final and until the time prescribed for the payment of the assessment has expired.

(d) If the taxpayer is notified that because of a mathematical error appearing upon the face of the return an amount of tax in excess of that shown upon the return is due, then, not-

withstanding the provisions of subsections (a) and (b) of this section, such excess shall be paid within ten days after such notice is mailed to the taxpayer.

(e) A "deficiency" means the amount (other than an amount described in subsection (d) of this section) by which the tax imposed by this law exceeds the amount shown as the tax by the taxpayer upon its return, or if no amount is shown as the tax by the taxpayer upon its return, or if no return is made by the taxpayer, the amount determined by the Tax Commissioner to be the correct amount of the tax.

Section 7. Section 1909 of Title 30 of the Delaware Code is amended to read as follows:

§ 1909. Period of limitation upon assessment

(a) Except as provided below, the amount of tax imposed by this chapter shall be assessed within three years after the last day prescribed for filing the return or, if later, the date the return was filed.

(b) In the case of a false or fraudulent return with intent to evade tax, or a failure to file a return, the tax may be assessed at any time.

(c) Where before the expiration of the time prescribed in subsection (a) of this section for the assessment of the tax, both the Tax Commissioner and the taxpayer have consented in writing to its assessment after such time, the tax may be assessed at any time prior to the expiration of the period agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

(d) If the amount of taxable income reported for federal income tax purposes for any year is changed or corrected by the Treasury Department, nothing herein shall prevent the Tax Commissioner from assessing any additional tax that is attributable to such change or correction at any time prior to the expiration of one year after the report required by section 1907 of this title is filed.

Section 8. Section 1910 of Title 30, Delaware Code, is re-numbered Section 1915 and a new Section 1910 is inserted to read as follows:

§ 1910. Interest and additions to the tax in case of deficiencies

(a) Interest upon the amount determined as a deficiency, at the rate of one-third of one per cent per month or fraction of a month from the date prescribed for the payment of the tax to the date the deficiency is assessed, shall be assessed at the same time as the deficiency and shall be paid within ten days after notice and demand from the Tax Commissioner.

(b) If any part of any deficiency is due to negligence, but without intent to defraud, five per centum of the total amount of the deficiency (in addition to such deficiency) shall be assessed, collected, and paid in the same manner as if it were a deficiency.

(c) If any part of any deficiency is due to fraud with intent to evade tax, then 100 per centum of the total amount of the deficiency (in addition to such deficiency) shall be assessed, collected, and paid in the same manner as if it were a deficiency.

(d) In case of an underpayment of the tax required to be paid at the time a tentative return is filed, there shall be added to the tax for the taxable year interest at the rate of one-third of one per cent upon the amount of the underpayment for each month or fraction thereof during which the tentative tax remains unpaid. The amount of the underpayment shall be the excess of—

(1) the amount of the payment which would be required to be made if the estimated tax were equal to 70 per cent of the tax shown on the final return for the income year or, if no return was filed, 70 per cent of the tax for such year, over

(2) the amount paid.

Notwithstanding the foregoing, there shall be no addition to the tax if the tentative tax payment equals or exceeds the amount which would be due if the estimated tax for the income year were equal to whichever of the following amounts is the lesser—

(1) the tax shown on the return of the taxpayer for the preceding income year; or

(2) an amount equal to 70 per cent of the tax for the income year computed by placing on an annualized basis the taxable income for the first two months of the income year.

Section 9. Section 1911 of Title 30, Delaware Code, is renumbered as Section 1916 and a new Section 1911 is inserted to read as follows:

§ 1911. Addition to the tax in case of non-payment

(a) Where the amount determined by the taxpayer as the tax imposed by this law, or any part of such amount, is not paid on or before the date prescribed for its payment, there shall be collected interest upon such unpaid amount at the rate of one-third of one per cent per month or a fraction of a month from the date prescribed for its payment until it is paid.

(b) Where a deficiency, or any interest, penalty, or additional amount assessed in connection therewith, is not paid in full within ten days from the date of notice and demand from the Tax Commissioner, there shall be collected interest upon the unpaid amount at the rate of one third of one per cent per month or fraction of a month from such date until it is paid.

Section 10. Section 1912 of Title 30, Delaware Code, is amended to read as follows:

§ 1912. Refunds

(a) Where there has been an overpayment of any tax imposed by this chapter for any income year, the amount of such overpayment may be credited against any liability in respect of any income tax or installment thereof (whether such tax was assessed as a deficiency or otherwise), on the part of the taxpayer who made the overpayment, and the balance shall be refunded to such taxpayer. Unless the taxpayer has theretofore filed a claim therefor with the Tax Commissioner, no such credit or refund shall be allowed after the expiration of six months following the expiration of the period during which the Tax Com-

missioner may, under Section 1909 of this Title, make an assessment (except in the case of a false or fraudulent return) of additional tax for such a year.

(b) A claim for refund shall be deemed to be filed within the period prescribed in subsection (a) of this section, if based upon a change or correction of the taxable income reported for federal income tax purposes and is filed within one year after the taxpayer has agreed to such changes or corrections.

(c) If the Tax Commissioner rejects the claim in whole or in part, or fails to act upon it within six months from the filing of such claim, the taxpayer may appeal to the Tax Board. The taxpayer may appeal from the determination of the Tax Board in accordance with the provisions of Section 328 of this title.

(d) Interest shall be allowed and paid upon such overpayment at the rate of one-third of one per cent per month or fraction of a month from 90 days after the date of such overpayment was made until the date of refund.

Section 11. Section 1913, Title 30, Delaware Code is amended to read as follows:

§ 1913. Penalties—late filing, failure to file returns, false and fraudulent return, failure to maintain records

(a) Any person who willfully fails, neglects, or refuses to make a return or to pay the tax as herein prescribed, or who shall refuse to permit the Tax Commissioner to examine the books, papers and records of any corporation liable to pay tax under this chapter, shall be fined not more than \$500 or imprisoned not more than six months or both. Such penalty shall be in addition to any other penalties imposed by this chapter.

(b) Any person, who shall wilfully make a false and fraudulent return of net income made taxable by this chapter shall be fined not more than \$500 or imprisoned not more than 6 months or both. Such penalty shall be in addition to any other penalties imposed by this chapter.

(c) Any corporation which fails to maintain and keep for a period of five years after any return is filed under this chapter,

such record or records of its business within this State for the period covered by such return as may be required by the Tax Commissioner, shall be fined \$500. Such penalty shall be in addition to any other penalties imposed by this chapter.

(d) The Superior Court shall have exclusive jurisdiction of all offenses under this chapter.

Section 12. Section 1914, Title 30, Delaware Code is amended to read as follows:

§ 1914. Court action to compel furnishing of information

If any corporation, or any officer or employee thereof required under this law to pay any tax or make any return shall refuse to supply any information or exhibit any books or records when requested to do so by the Tax Commissioner or his agent, the Superior Court shall have jurisdiction by appropriate process to compel such testimony or production of books, papers, or other data.

Section 13. Section 1915, Title 30, Delaware Code, is renumbered as Section 1917.

Section 14. Section 1916, Title 30, Delaware Code, is renumbered as Section 1918.

Section 15. Section 1917, Title 30, Delaware Code, is renumbered as Section 1919.

Section 16. Section 1918, Title 30, Delaware Code, is renumbered as Section 1920.

Approved February 5, 1958.

CHAPTER 316

REGULATING ADVERTISEMENTS OF FARMERS
MARKETS**AN ACT TO AMEND CHAPTER 3 TITLE 11 OF THE DELA-
WARE CODE RELATING TO SPECIFIC CRIMES BY
REGULATING CERTAIN ADVERTISING OF "FARMERS
MARKET" AND "FARMERS AUCTION MARKET."**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the Members elected to each House concurring therein):

Section 1. That Chapter 3, Title 11 of the Delaware Code is hereby amended by adding after § 566 thereof the following new section: .

§ 567. No person shall designate, display any sign designating, or advertise any business as a "farmers' market", "farmers' auction market," or use words in connection therewith the general import of which would indicate or tend to indicate to the public at large that farm products are dealt with therein unless such farm products are the principal commodities displayed and offered for sale or sold in the operation of such business.

Any person violating the provisions of this Act shall be guilty of a misdemeanor and shall be fined not less than \$10.00 nor more than \$100.00 for each such violation.

Justices of the Peace shall have jurisdiction of any offense under this section.

Approved February 6, 1958.

CHAPTER 317

EXEMPTION OF BROOKLAND TERRACE CIVIC CLUB
FROM TAXATION

AN ACT TO AMEND CHAPTER 81, TITLE 9, DELAWARE
CODE RELATING TO THE EXEMPTION OF THE
BROOKLAND TERRACE CIVIC CLUB FROM TAXATION
UPON ITS REAL PROPERTY.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 8105, Title 9, Delaware Code is amended by
adding thereto the following:

"Brookland Terrace Civic Club."

Approved February 6, 1958.

CHAPTER 318

AUTHORIZING BOND ISSUE TO CONSTRUCT AN
ADDITIONAL COUNTY BUILDING FOR
NEW CASTLE COUNTY

AN ACT TO AUTHORIZE THE LEVY COURT OF NEW CASTLE COUNTY, TO PLAN, CONSTRUCT, EQUIP AND FURNISH AN ADDITIONAL COUNTY BUILDING FOR NEW CASTLE COUNTY AND TO ISSUE BONDS TO FINANCE THE COST THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Levy Court of New Castle County is authorized to plan, construct, equip and furnish an additional County Building for New Castle County suitable for use as offices for county officers and county agencies on a site acquired in Mill Creek Hundred for that purpose, and to issue its bonds to finance, either in whole or in part, the cost thereof.

Section 2.

(a) The Levy Court may issue bonds of New Castle County to finance the cost of constructing such additional building and may include in such cost all costs and estimated costs of the issuance of bonds, all planning, engineering, inspection, fiscal and legal expenses, and all costs and estimated costs of equipping and furnishing such additional building.

(b) The rate of interest of the bonds may be determined in advance of sale, or the bonds may be offered for sale at a rate of interest to be fixed by the successful bidder for such bonds.

(c) The bonds shall be payable within forty years after the date of the bonds. The interest coupons and face amount of the bonds shall be payable at a branch of the Farmers Bank of Delaware located in New Castle County. The full faith and credit of New Castle County shall be pledged to the payment of such bonds and the interest thereon. The Levy Court shall annually appropriate to the payment of such bonds and the interest thereon the amounts required to pay such bonds and interest as the same become due and payable.

(d) Pending the preparation of the definitive bonds, interim receipts or certificates in such form and with such provisions as the Levy Court determines may be issued to the purchasers of bonds sold pursuant to this Act.

(e) The Levy Court shall advertise the bonds for sale in at least two issues in each of two newspapers, one of which shall be a newspaper of general circulation published in the City of Wilmington, Delaware, and the other a newspaper of general circulation published in the City of New York, inviting bids for the bonds. The advertisements shall state the total amount of the proposed issue, the denomination of the bonds, the place of payment of the bonds and interest, the place and date of opening bids, and the conditions under which the bonds are to be sold. The Levy Court may give notice of the sale of the bonds in such other manner as it may decide.

(f) The Levy Court may require each bid for the bonds to be accompanied by a certified check in an amount not in excess of two percent (2%) of the total amount of the issue. After the bonds are awarded or sold to the successful bidder or bidders therefor, the Levy Court shall return to the unsuccessful bidder or bidders the certified check or checks with the bid or bids.

(g) The Levy Court shall direct and effect the preparation and printing of the bonds and shall prescribe the form of the bonds and the coupons for the payment of the interest thereto attached. The bonds shall be signed by the President of the Levy Court, countersigned by the Clerk of the Peace, and sealed with the official seal of the Levy Court.

(h) The validity of the bonds shall not be dependent on nor affected by the validity or regularity of any proceedings relating to the planning and construction of such additional County Building. The resolution authorizing the bonds may provide that the bonds shall contain a recital that they are issued pursuant to this Act, which shall be conclusive evidence of their validity and regularity of their issuance.

Approved February 6, 1958.

CHAPTER 319

**RELATING TO NON-PAYMENT OF FINES AND COSTS
AN ACT TO AMEND CHAPTER 41, TITLE 11, DELAWARE
CODE, RELATING TO NON-PAYMENT OF FINES AND
COSTS; IMPRISONMENT AND DISCHARGE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 4103, Title 11, Delaware Code, is hereby repealed and a new § 4103 enacted in lieu thereof to read as follows:

§ 4103. Non-payment of fines and costs; imprisonment and discharge

(a) Upon sentencing any person convicted of crime to pay a fine or costs, or to pay restitution money, the Superior Court, any Court of Common Pleas, the Family Court for New Castle County, the Juvenile Court of Kent and Sussex Counties, or the Municipal Court of the City of Wilmington, may, if no term of imprisonment for non-payment of such fine, or costs, or restitution money, shall be otherwise fixed by law, make an order that in default of the payment of such fine, or costs, or restitution money, such person shall be imprisoned for a term not exceeding one year and then discharged.

(b) Upon sentencing any person convicted of crime to pay a fine or costs, or to pay restitution money, a justice of the peace, any municipal or alderman's court other than the Municipal Court of the City of Wilmington or any other statutorily-created court having jurisdiction in criminal cases, may, if no term of imprisonment for non-payment of such fine, or costs, or restitution money, shall be otherwise fixed by law, make an order that in default of the payment of such fine, or costs, or restitution money, the person so sentenced shall be imprisoned, if the fine shall not exceed \$100, for a term not exceeding thirty days, or, if the fine shall exceed \$100, for a term not less than thirty days or more than ninety days, and then discharged.

(c) If no such order of imprisonment for non-payment of any such fine, or costs, or restitution money shall have been made by the court, justice of the peace, or alderman imposing the sentence, such court, justice of the peace or alderman, as the case may be, may make an order discharging the prisoner from custody upon petition of the prisoner and proof of his inability to pay the fine, restitution money, and costs.

Approved February 6, 1958.

CHAPTER 320

REQUIRING HIGHWAY DEPARTMENT TO INSTALL A
TRAFFIC LIGHT CONTROL FOR TALLEYVILLE
FIRE COMPANY

AN ACT TO REQUIRE THE STATE HIGHWAY DEPART-
MENT TO INSTALL A TRAFFIC LIGHT CONTROL FOR
THE TALLEYVILLE FIRE COMPANY, INC., AT TAL-
LEYVILLE, NEW CASTLE COUNTY, DELAWARE.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The State Highway Department is hereby authorized and directed to install a traffic light control in the Fire Hall of the Talleyville Fire Company, Inc., at Talleyville, New Castle County, Delaware, which will, when operated, instantly cause the traffic lights on the southbound lane of the Concord Pike and Silverside Road near the said Fire Hall to turn red for all traffic and stay red for a necessary period before returning to their normal operation.

Section 2. There is hereby appropriated to the State Highway Department the sum of \$1250.00 for the sole purpose of installing the aforesaid traffic light control. Such sum shall be paid by the State Treasurer out of the General Fund from money not otherwise appropriated. Any portion of the said sum of \$1250.00 which shall remain unused after the installation of the aforementioned traffic light control shall revert to the General Fund of the State of Delaware.

Approved February 6, 1958.

CHAPTER 321

PERMITTING CIVIL ACTION AGAINST PARENTS FOR
DAMAGE DONE BY CHILDREN**AN ACT TO AMEND CHAPTER 39, TITLE 10, DELAWARE
CODE, ENTITLED "PLEADING AND PRACTICE" BY
PERMITTING A CIVIL ACTION AGAINST THE PAR-
ENTS OF CHILDREN WHO MALICIOUSLY DESTROY
OR DAMAGE PROPERTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 39, Title 10, Delaware Code, is amended
by adding a new section at the end of said chapter to read as
follows:

**§ 3923. Malicious destruction of property by minors; recovery
of damages from parents**

Any municipal corporation, county, town, school district,
and agency of the State of Delaware or any person, partnership,
corporation or association, or any religious organization whether
incorporated or unincorporated, shall be entitled to recover
damages in an action in assumpsit in an amount not to exceed
Three Hundred Dollars (\$300.00) in a court of competent juris-
diction from the parents of any minor under the age of 18 years,
living with the parents, who shall maliciously or wilfully de-
stroy or damage property, real, personal, or mixed, belonging
to such municipal corporation, county, town, school district, or
agency of the State of Delaware, or person, partnership, corpor-
ation or association or religious organization.

Approved February 6, 1958.

CHAPTER 322

PROVIDING THAT OLD DETENTION HOME BE USED
FOR PERSONS ON PROBATION**AN ACT TO AMEND CHAPTER 489, VOLUME 50 LAWS OF
DELAWARE, (1955-56) AND TO PROVIDE FOR THE
USE OF THE OLD DETENTION HOME AS A TEMPOR-
ARY PLACE OF RESIDENCE FOR PERSONS ON PRO-
BATION OR RELEASED FROM CORRECTIONAL IN-
STITUTIONS.**

WHEREAS, it has been recognized that there are many persons who are placed upon probation or who are released from the correctional institutions of this State, who have no place to stay pending their obtaining employment and no financial or other resources to help them in making an adjustment to the Community, and that such persons require assistance in their family, work, mental and emotional problems; and

WHEREAS, the old Detention Home located at 308 West Street, Wilmington can be advantageously used as a temporary residence, to assist for short periods of time, offenders placed upon probation or released from our correctional institutions so they may become adjusted to the community under some supervision; and

WHEREAS, said use of the old Detention Home would be within the public interest by assisting in the rehabilitation of offenders so they can become contributing, law abiding citizens in the community, resulting in savings to the State and community; and

WHEREAS, The Prisoners Aid Society of Delaware has agreed to make use of the old Detention Home for the purposes above stated, costs to be borne by the Society and without cost to the State.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 2 of Chapter 489, 50 Laws of Delaware is hereby repealed.

Section 2. The Governor of the State of Delaware, acting in the name of the State of Delaware, is hereby authorized to lease the premises and old Detention Home located at 308 West Street, Wilmington, Delaware, together with any furnishing not required for the new Detention Home, to The Prisoners Aid Society of Delaware for the purpose of using and operating the same as a place of accommodation for persons released from any correctional institution or placed upon probation by any Court in this State, said lease to be for a period not exceeding three years, without rent, but under such terms and conditions as the Governor in his judgment shall deem proper under the circumstances, so long as the said use and operation shall be without cost or expense to the State of Delaware.

Section 3. The Prisoners Aid Society of Delaware, at the expiration of one year of use of said premises, and at such other times as it may be called upon, shall report to the Governor and the General Assembly with respect to the use of said premises and with respect to the need, desirability and feasibility of the continued use of said premises as a temporary residence for persons released from the State's Correctional Institutions or who have been placed upon probation, and with such recommendations as shall appear proper.

Approved February 6, 1958.

CHAPTER 323

EXEMPTING MUNICIPALLY OWNED REAL ESTATE
FROM TAXATION**AN ACT TO AMEND CHAPTER 81, TITLE 9, DELAWARE
CODE, BY EXEMPTING MUNICIPALLY OWNED REAL
ESTATE FROM TAXATION BY COUNTIES OR OTHER
POLITICAL SUBDIVISIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Section 8103, Title 9, Delaware Code, is amended by inserting after the words "any county of this State," where it first appears in this statute, the words and the comma, "or owned by any municipality of this State and held for public use," so that the said statute will thereafter read as follows:

"Property belonging to this State, or the United States, or any county of this State, or owned by any municipality of this State and held for public use, or any church or religious society, and not held by way of investment, or any college or school and used for educational or school purposes, or any corporation created for charitable purposes and not held by way of investment, except as otherwise provided, shall not be liable to taxation and assessment for public purposes by any county or other political subdivision of this State."

Approved February 6, 1958.

CHAPTER 324

AUTHORIZING TOWNSEND SCHOOL TO MAKE
TAX REFUNDSAN ACT TO AUTHORIZE THE TOWNSEND SCHOOL DIS-
TRICT TO MAKE CERTAIN TAX REFUNDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Townsend School District is hereby authorized to refund to William F. Coleman, sums not to exceed \$162.65 for school taxes for the years 1952 through 1955 which taxes were erroneously collected in respect to property and persons located within the Townsend School District.

Approved February 6, 1958.

CHAPTER 325

REFUNDING MONEY TO INSURANCE COMPANIES

AN ACT REFUNDING CERTAIN MONIES TO INSURANCE COMPANIES BY THE STATE INSURANCE COMMISSIONER, SAID MONIES HAVING BEEN COLLECTED BY AUTHORITY OF ACTS OF THE 118TH GENERAL ASSEMBLY SUBSEQUENTLY DECLARED UNCONSTITUTIONAL.

WHEREAS, the 118th General Assembly of the State of Delaware, amended Chapter 27, Title 18, Delaware Code, relating to a special tax on the gross premiums of fire insurance companies for the purpose of assisting in the maintaining of fire companies, and

WHEREAS, the 118th General Assembly of the State of Delaware, amended Chapter 27, Title 18, Delaware Code, by providing for a special tax on the gross premiums of insurance companies for the purpose of providing a police pension fund, and

WHEREAS, thereafter in 1955-1956 certain monies were paid by insurance companies pursuant to the acts hereinbefore mentioned, and

WHEREAS, a preliminary injunction was granted by the Chancellor of the State of Delaware enjoining the Insurance Commissioner from paying over to the State Treasurer the monies raised under these acts, and

WHEREAS, the Supreme Court of the State of Delaware on April 12, 1957 determined that the said acts were unconstitutional, and

WHEREAS, those plaintiffs who joined in the said litigation resulting in the decision of the Supreme Court declaring the said acts unconstitutional, have been refunded the taxes imposed upon them by the said acts by order of said Court, and

WHEREAS, the State Insurance Commissioner has in special accounts the sum of \$40,517.48 collected by virtue of a 1½% fire department tax and the sum of \$20,542.65 collected as a 2% police pension tax, and

WHEREAS, it is just and equitable that the monies retained by the State Insurance Commissioner should be refunded to those companies who have heretofore paid these unconstitutional taxes, and

WHEREAS, it is the intent of this Act to refund to the insurance companies concerned the monies paid by them and collected by the Insurance Commissioner by virtue of the above mentioned acts, NOW, THEREFORE

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all Members of each House elected thereto concurring therein):

Section 1. The Insurance Commissioner of the State of Delaware is hereby directed to pay over to and return those taxes collected during the calendar years 1955-1956 by virtue of section 2705, Title 18, Delaware Code, and section 2711, Title 18, Delaware Code, being the fire department tax (1½%) and the police pension tax (2%) respectively, in the amounts hereinafter set forth and to the companies hereinafter listed.

Section 2. The refunds herebefore mentioned shall be paid by the Insurance Commissioner of the State of Delaware from Special Fund No. 389 (fire department tax 1½%) and Special Fund No. 372 (police pension tax 2%).

	SOURCE	
	Fire Department Tax (1½%)	Police Pension Tax (2%)
Millers National Ins. Co., 20 N. Wacker Dr., Chicago 6	\$ 118.84	\$ 35.24
Cantwell Mutual Ins. Co., Odessa, Del.	1,522.99	....
The Harford Mutual Inc. Co., 200 N. Main, Belair, Md.	2,805.15	67.94
The Ohio Ins. Co., 136 N. 3rd St., Ham- ilton, Ohio	220.51	....

Virginia Surety Co. Inc., 228 Superior, Toledo 4, Ohio .....	....	81.13
Manufacturers Mutual Fire Ins. Co., 76 Westminster, Providence	714.99	....
Perkiomen Mutual Ins. Co., 373 Main St., Collegeville, Penna.	295.34	....
Pacific Indemnity Co., 3450 Wilshire Blvd., Los Angeles 54 .....	....	7.01
Continental Casualty Co., 310 S. Mich- igan Ave., Chicago 4	7.41	840.69
The American Druggists Ins. Co., American Bldg., Cincinnati 2	109.86	....
Citizens Casualty Co. of N. Y., 33 Maiden Lane, N. Y. 38	47.39	664.58
Penn Mutual Fire Ins. Co., 15 E. Gay St., West Chester, Pa.	2,833.25	....
Phila. Manufacturers Mut. Ins. Co., 121 S. Broad, Phila., Pa.	644.66	....
Automobile Mut. Ins. Co. of America, 10 Weybasset St., Prov. R. I.	88.94	....
Republic Inc. Co., 3415 Cedar Springs, Dallas, Tex.	1,988.60	....
Northampton Mut. Ins., Co., 512 Drake Bldg., Easton, Pa.	92.30	....
Selected Risks Indemnity Co., Wantage Ave., Branchville, N. J.	524.89	4,636.00
Affiliated F. M. Ins. Co., 700 Turks Head Bldg., Providence, R. I.	331.89	....
Caroline Cas. Ins. Co., 262 E. Morehead St., Burlington, N. C.	135.71	2,560.89
American Fidelity Co., 1750 Elm St., Manchester, N. H. ....	....	331.36
Blackstone Mutual Ins. Co., 229 Water- man St., Providence, R. I.	139.69	....
Kent County Mutual Ins. Co., 305 S. State, Dover, Del.	3,816.39	....
Protection Mut. Ins. Co., 231 S. LaSalle St., Chicago	132.01	....
Arkwright Mut. Fire Ins. Co., 60 Bat- tery-march St., Boston, Mass.	177.94	....

Selected Risks Ins. Co., Wantage Ave., Branchville, N. J.	724.18	....
Universal Ins. Co., 111 John St., N. Y. 38, N. Y.	334.85	....
Lititz Mut. Ins. Co., Center Square, Lititz, Penna.	251.97	....
National Casualty Co., 422 Majestic Bldg., Detroit 26, Mich. ....	....	1.43
Firemen's Mut. Ins. Co., 150 S. Main St., Providence 1, R. I.	3,940.40	....
The Ohio Casualty Ins. Co., 136 N. 3rd, Hamilton, O.	639.14	3,828.45
Chester Co. Mut. Ins. Co., 251 E. Lin- coln Hwy., Coatesville, Pa.	1,806.25	8.87
The Chesapeake Ins. Co., National Bank Bldg., Easton, Md.	6,300.07	....
Houston Fire & Cas. Ins. Co., 2209 S. Main, Fort Worth, Tex.	37.30	22.69
National Grange Mut. Liability Co., Insur. Bldg., Keene, N. H.	252.75	616.13
Colonial Surety Co., 1510 Chestnut St., Phila., Pa.	3,246.89	....
U. S. Liability Ins. Co., Broad & Arch St., Phila. 7, Pa.	86.63	....
General Fire & Casualty Co., 1790 Broadway, N. Y. 19, N. Y.	1.89	76.36
Factory Mut. Liab. Ins. Co. of Amer., 10 Weybasset St., Prov., R. I. ....	....	531.40
Del. State Grange Mut. Fire Ins. Co., 115 N. State, Dover, Del.	342.83	....
The Century Indemnity Co., 670 Main St., Hartford, Conn. ....	....	632.56
Harleysville Mut. Cas. Co., Harleys- ville, Pa. ....	....	5,191.61
Ideal Mut. Ins. Co., 60 Hudson St., N. Y. 13, N. Y. ....	....	78.34
N. J. Manufacturers Cas. Ins. Co., 363 W. State, Trenton 8, N. J. ....	....	15.64
Boston Manuf. Mut. Ins. Co., 225 Wy- man St., Waltham 54, Mass.	388.03	....

Pa. Mfrs. Assn. Fire Ins. Co., 1103 Finance Bldg., Phila. 2, Pa.	19.09	....
Pa. Mfrs. Assn. Gas Ins. Co., 1103 Finance Bldg., Phila. 2, Pa. ....	....	219.30
Grangers Mut. Ins. Co., E. Main St., Middletown, Md.	468.50	....
Atlantic Mut. Ins. Co., 49 Wall St., N. Y. 5, N. Y.	361.23	44.69
Centennial Ins. Co., 49 Wall St., N. Y. 5, N. Y.	540.51	12.08
Allied Mut. Fire Ins. Co. of Utica, Box 530, Utica 1, N. Y.	6.06	....
Merchants & Business Mens Mut. Ins. Co., 2201 N. Front, Harrisburg 1 ...	1,572.91	....
Farmers Mut. F. I. Co. of Mill Creek Hd., Wilmington 8, Del.	282.72	....
Washington Co. Ins. Co., 51 S. Main, Washington, Pa.	8.12	....
Pa. Thresherman & Farmers Mut. F. I. Co., 1842 Derry St., Harrisburg, Pa.	207.62	....
Germantown Fire Ins. Co., Germantown Mkt., Sq., Phila. 44, Pa.	96.21	....
United Fire Ins. Co., 1313 S. Mich. Ave., Chicago 5, Ill.	34.04	....
West American Ins. Co., 208 W. 8th St., Los Angeles, Cal. ....	....	1.36
Transportation Ins. Co., 310 S. Mich. Ave., Chicago 4, Ill. ....	....	1.08
National Auto Ins. Co., 620 W. 10th St., Wilmington, Del. ....	....	18.20
Harleysville Mut. Ins. Co., Harleysville, Pa.	1,780.39	....
General Ins. Corp., 2209 S. Main, Fort Worth, Tex. ....	....	.46
Shelby Mut. Ins. Co., 23 W. Main, Shelby, Ohio	21.09	17.16
Southern Ins. Co., 2808 Fairmount, Dallas, Tex.	13.97	....

Balboa Ins. Co., 1010 W. Jefferson Blvd., Los Angeles 7, Cal.	3.09	....
	<hr/>	<hr/>
	\$40,517.48	\$20,542.65

Approved February 6, 1958.

CHAPTER 326

RELATING TO TRUST FUNDS

**AN ACT TO AMEND SECTION 3521, TITLE 12, DELAWARE
CODE RELATING TO ACCOUNTING AND DISTRIBUTION OF TRUST FUNDS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 3521, Title 12 Delaware Code is amended by adding the following new sentence at the end of such section:

Notwithstanding the foregoing provisions of this section, the trustee of an inter-vivos trust, to whom property shall have been bequeathed or devised by a Will, shall not be required to file any accounts with respect to such property so bequeathed or devised, except upon an order of the Court of Chancery, for cause shown, expressly requiring an accounting by such trustee; nor shall a successor trustee of an inter-vivos trust appointed by the Court of Chancery be required to file any accounts with respect to the property held in such trust, except as may be otherwise provided in the order of the Court of Chancery appointing such successor trustee or upon an order of the Court of Chancery, for cause shown, expressly requiring an accounting by such successor trustee.

Approved February 14, 1958.

CHAPTER 327

WILMINGTON PUBLIC SCHOOLS

AN ACT TO AMEND "AN ACT TO PROVIDE FOR THE ORGANIZATION AND CONTROL OF THE PUBLIC SCHOOLS OF THE CITY OF WILMINGTON", BEING CHAPTER 92, VOLUME 23, LAWS OF DELAWARE, AS AMENDED, BY CHANGING THE PROCEDURE APPLICABLE TO THE EXERCISE OF THE RIGHT OF EMINENT DOMAIN BY AND AND IN BEHALF OF THE BOARD OF PUBLIC EDUCATION IN WILMINGTON.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House of the General Assembly concurring therein):

Section 1. That Section 20, Chapter 92, Volume 23, Laws of Delaware, as amended by Chapter 163, Volume 32, Laws of Delaware, as further amended by Chapter 204, Volume 37, Laws of Delaware, be and the same is hereby amended by adding to said Section 20 the following sub-paragraph (a) :

(a) That notwithstanding any of the provisions in the foregoing paragraph, said Section 20, Chapter 92, Volume 23, Laws of Delaware, shall be from the date of the enactment of this amendment subject to and governed by Chapter 61, Title 10, Delaware Code 1953.

Approved February 21, 1958.

CHAPTER 328

STATE HIGHWAY DEPARTMENT

AN ACT TO AMEND PARAGRAPH (8), SUBSECTION (C), SECTION 132, TITLE 17, DELAWARE CODE, PERTAINING TO THE POWER OF THE STATE HIGHWAY DEPARTMENT TO GRANT FRANCHISES AND LICENSES TO USE THE STATE HIGHWAYS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Paragraph (8), subsection (c), section 132, Title 17, Delaware Code, is amended to read as follows:

(8) Exclusively grant franchises and licenses to public service corporations, or to corporations furnishing gasoline or petroleum products to an air field installation operated by the Federal Government in Kent County to use under such conditions as may be prescribed, in whole or in part, the State highways for a term not exceeding 50 years; provided, that any franchise or license owned by any such corporation on April 2, 1917 shall not be affected by this chapter;

Approved February 24, 1958.

CHAPTER 329

RELATING TO ANNULMENT OF MARRIAGE OR DIVORCE
IN CARE AND MAINTENANCE OF CHILDREN

AN ACT TO AMEND CHAPTER 15, TITLE 13, DELAWARE CODE BY REMOVING NEW CASTLE COUNTY FROM THE ORIGINAL TERRITORIAL JURISDICTION OF THE SUPERIOR COURT WITH RESPECT TO DISTRIBUTION, CARE AND MAINTENANCE OF CHILDREN IN AN ACTION FOR ANNULMENT OF MARRIAGE OR DIVORCE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1510, Title 13, Delaware Code, is amended by striking out the words "within any of the Counties of this State" as they appear in the first line thereof and substituting in lieu the following:

"in and for Kent or Sussex County".

Approved March 24, 1958.

CHAPTER 330

RELATING TO NATIONAL GUARD

AN ACT TO AMEND CHAPTER I, TITLE 20, DELAWARE CODE RELATING TO THE DELAWARE NATIONAL GUARD.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 122, Title 20, Delaware Code is amended by adding thereto a new subsection after subsection (h) to be entitled subsection (i).

(i) He shall be assisted by an Assistant Adjutant General for Army who will be Assistant Chief of Staff for the Army Department and an Assistant Adjutant General for Air who will be Assistant Chief of Staff for Air. Each of their officers will hold rank of Brigadier General.

Approved March 24, 1958.

CHAPTER 331

RELATING TO FREDERICA SCHOOL

AN ACT TO AMEND CHAPTER 283, VOLUME 51, LAWS OF DELAWARE, TO PROVIDE THAT FREDERICA SCHOOL #32 BE PERMITTED TO FINANCE CAPITAL IMPROVEMENTS THEREUNDER AND APPROPRIATING THE NECESSARY FUNDS.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Section 13, Chapter 283, Volume 51, Laws of Delaware, is hereby amended by adding the following new entry to the table contained therein:

NAME OF DISTRICT	TOTAL COST	STATE SHARE	LOCAL SHARE
	Maximum	Maximum	Maximum
Frederica School #32	\$250,000	\$150,000	\$100,000

Section 2. Chapter 283, Volume 51, Laws of Delaware, is hereby further amended by changing the words and figures showing the totals, Maximum Total Cost—Maximum State Share and Maximum Local Share in Section 13 and in other sections of said chapter to reflect the amount of the authorization for Frederica School # 32 as provided in Section 1.

Approved March 24, 1958.

CHAPTER 332

RELATING TO MIDDLETOWN SCHOOL

AN ACT TO AMEND CHAPTER 283, VOLUME 51, LAWS OF DELAWARE, SO AS TO PROVIDE THAT MIDDLETOWN #60 SCHOOL DISTRICT BE PERMITTED TO FINANCE CAPITAL IMPROVEMENTS THEREUNDER AND APPROPRIATING THE NECESSARY FUNDS.

WHEREAS, Chapter 529, Volume 50, Laws of Delaware, provided for an appropriation for the Middletown #60 School District, and

WHEREAS, this appropriation lapsed because it was not acted upon by the Middletown #60 School District within the time required by Chapter 529, Volume 50, Laws of Delaware, and

WHEREAS, it is desired to reinstate the appropriation for the Middletown #60 School District, NOW THEREFORE

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the Members elected to each Branch concurring therein):

Section 1. Section 13, Chapter 283, Volume 51, Laws of Delaware, is hereby amended by adding the following new entry to the table contained therein:

NAME OF DISTRICT	Maximum TOTAL COST	Maximum STATE SHARE	Maximum LOCAL SHARE
Middletown School #60 ...	\$1,480,000	\$888,000	\$592,000

Section 2. Chapter 283, Volume 51, Laws of Delaware, is hereby further amended by changing the words and figures showing the totals, Maximum Total Cost—Maximum State Share and Maximum Local Share in Section 13 and in other sections of said chapter to reflect the amount of the authorization for Middletown School #60 as provided in Section 1.

Approved March 24, 1958.

CHAPTER 333

TRANSFERRING ACCOUNTS OF FORMER STATE
TREASURER TO THE GENERAL FUNDAN ACT AUTHORIZING THE STATE TREASURER TO
TRANSFER CERTAIN BALANCES IN THE ACCOUNTS
OF FORMER STATE TREASURER CLARENCE S. COL-
LINS, JR., TO THE GENERAL FUND OF THE STATE
OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is authorized to transfer to the credit of the General Fund of the State of Delaware the amount of Twelve Thousand Two Dollars and Fifty-six Cents (\$12,002.56) made up of certain balances for which the date for honoring any check or order drawn thereupon has expired by statute, such amount being the total of balances on deposit to the credit of the State of Delaware in the Farmers Bank in the name and in the accounts as follows:

Treasurer of the State of Delaware	
Clarence S. Collins, Jr.	\$ 2,049.29
Special IBM Payroll Account	\$ 7,626.62
U. C. C. Benefit Account	\$ 1,908.00
U. C. C. Clearing Account	\$ 25.05
Motor Fuel Refund Account	\$ 248.60
Motor Vehicle Licenses & Fees Refund Account.....	\$ 145.00
	<hr/>
Total	\$12,002.56

Approved March 26, 1958.

CHAPTER 334

RELATING TO SALE OF FIREWORKS

**AN ACT TO AMEND CHAPTER 69, TITLE 16, DELAWARE
CODE RELATING TO THE SALE OF FIREWORKS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 6901, Title 16, Delaware Code is amended by striking out the period after the word "title" in line 7 and inserting in lieu thereof the following:

"and also except as hereinafter provided in § 6906."

Section 2. Chapter 69, Title 16, Delaware Code is amended by adding a new section as follows:

§ 6906. Agricultural use

Nothing in this chapter shall prohibit the importation, sale, purchase or use of fireworks used or to be used solely and exclusively for the purpose of frightening birds from crops and such importation, sale, purchase or use shall be governed by rules and regulations to be prescribed by the Board of Agriculture.

Approved March 31, 1958.

CHAPTER 335

DELAWARE CITY

AN ACT TO AMEND CHAPTER 191, 45 LAWS OF DELAWARE "AN ACT TO REINCORPORATE THE TOWN OF DELAWARE CITY."

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 of the Legislature concurring therein):

Section 1. Section 4, Chapter 191, 45 Laws of Delaware is amended by adding a new paragraph to said section to read as follows:

To destroy or cause to be removed dwelling houses or other structures deemed by the Mayor and Council to be unsafe for public or private use or habitation due to fire hazard, structural weakness, or conditions dangerous to public health; the cost thereof to be entered in the regular tax book of said Town, against the name of the owner or owners of said property as soon as determined and to become a lien against the land on which said dwelling or structure was erected from the date of entry, and shall be collected in the same manner as hereinafter provided for the collection of taxes within the Town.

The new paragraph quoted above shall be placed immediately after the paragraph in said Section 4, Chapter 191, Laws of Delaware which presently reads:

To make and enforce within said town such fire, police and other regulations as are deemed expedient to protect persons and property, maintain the public peace, prevent crimes and promote the public morals;

Section 2. Section 4, Chapter 191, 45 Laws of Delaware is amended by striking out and repealing the next to the last paragraph in said section which begins "To make the violation of its ordinances a misdemeanor. . . ." and by substituting and enacting a new paragraph to read as follows:

To make the violation of its ordinances a misdemeanor in all proper cases, and to prescribe the punishment therefor by fine or imprisonment; provided that such fine shall not exceed One Hundred Dollars and such imprisonment a term of thirty days, excepting cases involving the violation of the motor vehicle code in the Town, where the Council of the Mayor and Council may enact ordinances providing penalties to those provided under State Law.

Section 3. Section 10, Chapter 191, 45 Laws of Delaware is amended by striking and repealing all of Section 10 and by substituting and enacting a new Section 10 to read as follows:

Section 10. The general municipal election shall be held in the Town Hall or some suitable building in said Town designated by the Mayor and Council on the first Tuesday in April of each and every year from one o'clock until seven o'clock in the afternoon. All persons desiring to be candidates at any municipal election shall file with the Secretary of the Council a written statement of their candidacy, at least, fifteen days prior to said election, and a vote cast for any person whose candidacy has not been filed, shall not be counted. The Secretary of the Council is authorized to accept a withdrawal notice signed by the candidate up until five days before the said municipal election. The Mayor shall, at least twenty days before any general election, give notice of such election, together with the officers to be elected thereat, by posting notices in five or more public places in said Town. There shall be an inspector and two judges, which judges shall also act as clerks at such election, elected by the Council. At such election every citizen of said Town, who shall have attained the age of twenty-one years and shall have resided in said Town for one year next preceding the day of election, and is a taxable thereof, shall have a right to vote; but no one shall be permitted to vote who has not paid all taxes due the said Town of Delaware City, ten days before the Town election. The inspector and judges of the election shall decide on the legality of the votes offered. Immediately after the election is closed the votes shall be read and counted in public, and the persons having the highest number of votes shall be declared duly elected and shall continue in office during the term for which they were chosen, or until their successors are duly chosen and qualified. Immediately after such election the per-

sons under whose superintendence the election is held, shall enter in a book to be provided for that purpose, a minute of such election, containing the names of the persons chosen Mayor, Members of Council or Treasurer, and shall subscribe the same and give the persons so elected, certificates of their election. The book containing such minutes shall be kept and preserved by the Council. All elections shall be by paper ballot or voting machine, and a plurality of votes cast shall make a choice. A failure to hold an election on an election day, or the omission to execute any authority conferred by this act, shall not dissolve the corporation, but the authority of each officer shall continue until the next general municipal election.

In the event an election is not contested, it shall and may be lawful to open the polls at one o'clock, P. M., and to close them at two o'clock, P. M.

Section 4. Section 12, Chapter 191, 45 Laws of Delaware is amended by striking the period after the words "proper authority" as it appears on line 22 of said section and by substituting therefor a comma and by adding the following words and period, "excepting cases involving the violation of the motor vehicle code in the Town, where the Mayor is empowered to impose the same fines and penalty exercised by a Justice of the Peace in accordance with the laws of the State of Delaware."

Section 5. Section 21, Chapter 191, 45 Laws of Delaware is amended by striking and repealing the first sentence of said paragraph 21 and by substituting and enacting in lieu thereof a new first sentence which shall read as follows:

The Council shall, on the first Monday of January of each year, elect an assessor who shall be a legally qualified voter of said town, and who shall, before entering upon the duties of his office, be duly qualified by oath or affirmation to perform the duties of his office to the best of his knowledge, and without favor or partiality.

Approved March 31, 1958.

CHAPTER 336

MILFORD

AN ACT TO AMEND CHAPTER 162, VOLUME 37, LAWS OF DELAWARE, ENTITLED "AN ACT CHANGING THE NAME OF 'THE TOWN OF MILFORD' TO 'THE CITY OF MILFORD', AND ESTABLISHING A CHARTER THEREFOR", MAKING PROVISION FOR SALARIES TO MEMBERS OF THE CITY COUNCIL AND THE MAYOR.

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. Section 4 of Chapter 162, Volume 37 Laws of Delaware, is hereby amended by striking out the last sentence of said Section reading, "No compensation shall be paid to councilmen or to the mayor", and adding to said section the following words and figures: "Each member of the Council shall receive as compensation for his services an annual salary of Two Hundred Fifty Dollars (\$250.00), and the Mayor shall receive as compensation for his services an annual salary of Five Hundred Dollars (\$500.00), the said salaries to be payable quarterly".

Approved March 31, 1958.

CHAPTER 337

RELATING TO DATES OF HARNESS RACING MEETS

**AN ACT TO AMEND SECTION 522, TITLE 28, DELAWARE
CODE RELATING TO THE AWARD OF DATES FOR
HARNESS RACING MEETS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Subsection (c) of Section 522, Title 28, Delaware Code is amended by deleting from the third sentence thereof the words "or with the horse racing dates awarded under Chapter 3 of this Title," so that said sentence, as amended, will read as follows:

"If the harness racing dates as applied for do not conflict with each other the Commission shall award the dates applied for, anything to the contrary herein contained not withstanding."

Approved March 31, 1958.

CHAPTER 338

RELATING TO NON-RESIDENT FISHING LICENSES

**AN ACT TO AMEND CHAPTER 5, TITLE 7, DELAWARE
CODE RELATING TO FISHING LICENSE REQUIRE-
MENTS FOR NON-RESIDENTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 507 (a) Title 7, Delaware Code is amended to
read as follows:

(a) Non-residents may fish in any tidal water within this
State without being licensed hereunder.

Approved March 31, 1958.

CHAPTER 339

RELATING TO HUNTING OR SHOOTING FROM
MOVING VEHICLES**AN ACT TO AMEND CHAPTER 7, TITLE 7, DELAWARE
CODE RELATING TO HUNTING OR SHOOTING FROM
MOTOR VEHICLES, BOATS OR FARM MACHINERY.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members elected to each House concurring therein):

Section 1. § 746, Title 7, Delaware Code is repealed.

Section 2. § 708, Title 7, Delaware Code is amended to read as follows:

(a) No person shall shoot at or kill any birds or animals protected by the laws of this State by means of any firearms at any time or place while such person is the occupant of any motor vehicle, motor or sail boat or is riding in or upon any piece of farm machinery. The presence of any person in or on any conveyance used in violation of this section shall be deemed to be a violation of this section.

(b) Whoever violates any of the provisions of this Section in the day time, between sunrise and sunset, shall be fined not less than \$25.00 nor more than \$50.00 for each offense. Whoever violates any provisions of this Section between sunset and sunrise of any day, shall be fined not less than \$50.00 nor more than \$100.00 for each offense. Upon failure to pay forthwith any fine imposed under the provisions of this Section, together with the costs of prosecution, the offender shall be imprisoned not more than 30 days unless the fine and costs are sooner paid.

(c) Justices of the Peace shall have jurisdiction to hear and determine violations of this Section.

Approved March 31, 1958.

CHAPTER 340

MILTON

AN ACT TO AMEND THE CHARTER OF THE "TOWN OF MILTON" AS ESTABLISHED BY CHAPTER 194, VOLUME 45, LAWS OF DELAWARE, BY INCREASING THE AMOUNT OF TAXES THAT MAY BE RAISED FOR MUNICIPAL PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each Branch thereof concurring therein):

Section 1. Section 26, subsection (36), Chapter 194, Volume 45, Laws of Delaware, establishing the Charter of the Town of Milton is amended by striking the following words and figures:

"Provided, that in no event shall the indebtedness of the Town, for any and all purposes, at any one time exceed in the aggregate twenty per centum (20%) of the assessed value of all real and personal property in the Town subject to assessment for the purpose of levying the annual tax hereinbefore mentioned."

and by substituting therefor the following words and figures:

"Provided, that in no event shall the indebtedness of the Town, for any and all purposes, at any one time exceed in the aggregate twenty-five per centum (25%) of the assessed value of all real and personal property in the Town subject to assessment for the purpose of levying the annual tax hereinbefore mentioned."

Section 2. All acts inconsistent herewith are hereby repealed.

Approved March 31, 1958.

CHAPTER 341

RELATING TO SERVICE OF PROCESS ON NON-RESIDENT
OWNERS OF MOTOR VEHICLES**AN ACT TO AMEND SECTION 3112 OF TITLE 10 OF THE
DELAWARE CODE RELATING TO SERVICE OF PRO-
CESS ON NON-RESIDENT OWNERS, OPERATORS OR
DRIVERS OF MOTOR VEHICLES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 3112 of Title 10 of the Delaware Code is amended by substituting the following subsection (b) for the presently designated subsection (b) :

(b) Service of the legal process provided for in this section, with the fee of \$2, shall be made upon the Secretary of State of this State in the same manner as is provided by law for service of 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 not later than seven days following the filing of the return of service of process in the Court in which the civil action is commenced or following the filing with the Court of the proof of the non-receipt of notice provided for in subsection (e) of this section, the plaintiff or a person acting in his behalf shall send by registered mail to the non-resident defendant a notice consisting of a copy of the process and complaint served upon the Secretary of State and the statement that service of the original of such process has been made upon the Secretary of State of this State, and that under the provisions of this Section such service is as effectual to all intents and purposes as if it had been made upon such non-resident personally within this State; and provided further that, (1), an affidavit made by or on behalf of the plaintiff of the defendant's non-residence and of the sending and date of mailing of the notice, and, (2) either the return receipt of defendant or his agent, or, if acceptance was refused by the defendant or his agent, (a), the original envelope bearing a notation by the postal authorities that receipt was refused, and, (b),

an affidavit by or on behalf of the plaintiff that notice of such mailing and refusal was sent to the defendant by ordinary mail within three days of the return of the original envelope, are filed in the action within ten days of the receiving by or on behalf of plaintiff from the postal authorities of either the defendant's return receipt or the original envelope bearing the notation that acceptance was refused.

Section 2. Section 3112 of Title 10 of the Delaware Code is amended by substituting the following subsection (f) for the presently designated subsection (f) :

(f) The time in which defendant shall serve his answer shall be computed from the date of the mailing of the registered letter which is the subject of the return receipt or other official proof of delivery or the notation of refusal of delivery ; provided, however, that the Court in which the action is pending may, at any time before or after the expiration of the prescribed time for answering, order such continuances as may be necessary to afford the defendant therein reasonable opportunity to defend the action.

Approved April 1, 1958.

CHAPTER 342

BOARD OF MANAGERS OF THE WILMINGTON
INSTITUTE**AN ACT TO AMEND CHAPTER 344, VOLUME 11, LAWS OF
DELAWARE RELATING TO THE COMPOSITION AND
CERTAIN POWERS OF THE BOARD OF MANAGERS OF
THE WILMINGTON INSTITUTE.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members elected to each House concurring therein):

Section 1. Section 2, Chapter 344, Volume 11, Laws of Delaware, as amended, said Act being entitled "AN ACT TO INCORPORATE THE YOUNG MEN'S ASSOCIATION FOR MUTUAL IMPROVEMENT, OF THE CITY OF WILMINGTON" (the name of the corporation later having been changed to "The Wilmington Institute" by virtue of the enactment of Chapter 516, Volume 11, Laws of Delaware) is amended to read as follows:

Section 2. The control of the funds, property and estate and the direction and management of the concerns of said corporation shall be vested in a Board of eighteen managers, to consist of the president of the Levy Court of New Castle County, and of the mayor, president of City Council, three members of the finance committee of City Council, president of the Board of Public Education, and the superintendent of Public schools, all of the City of Wilmington, and ten other persons to be elected by the stockholders of The Wilmington Institute.

The power and authority to sell and convey the real estate of said corporation and to execute and acknowledge or to authorize the execution and acknowledgment of a good and sufficient deed or deeds therefor, free and discharged from any and all liens and trusts whatsoever, is hereby vested in and granted to said corporation.

Approved April 1, 1958.

CHAPTER 343

INCREASING BENEFITS UNDER UNEMPLOYMENT
COMPENSATION**AN ACT TO AMEND CHAPTER 33, TITLE 19, DELAWARE
CODE RELATING TO UNEMPLOYMENT COMPENSA-
TION.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 3313, Title 19, Delaware Code is amended by striking and repealing all of subsection (b) and subsection (d) and by substituting and enacting in lieu thereof a new subsection (b) and (d) to read as follows:

(b) An individual's "weekly benefit amount" means an amount equal to one-twenty-fifth of his total wages for employment by employers paid during that quarter of his base period in which such total wages were highest, except that if such amount is more than \$40, the weekly benefit amount shall be \$40, or if less than \$7, shall be \$7, and if not a multiple of fifty cents, shall be computed to the next higher multiple of fifty cents.

(d) Any otherwise eligible individual shall be entitled during any benefit year to a total amount of benefits equal to whichever is the lesser of 26 times his weekly benefit amount or 29% of his wages for employment by employers paid during his base period. If such amount is not a multiple of fifty cents it shall be computed to the next higher multiple of fifty cents. In no event shall such total amount of benefits be less than 11 times the weekly benefit amount.

Approved April 1, 1958.

CHAPTER 344

RELATING TO ICE MILK

AN ACT TO AMEND CHAPTER 41, TITLE 16, DELAWARE CODE, ENTITLED "ICE CREAM" RELATING TO ICE MILK.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend § 4101, Chapter 41, Title 16, Delaware Code, by adding a new paragraph (c) as follows:

(c) As used in this Chapter, "Ice Milk" is defined as any frozen sweetened milk product which is made of the same ingredients as ice cream and in a manner similar to the process used in manufacturing ice cream, but which contains less than eight (8%) by weight of milk fat but not less than four per cent (4%) by weight of milk fat and not less than fourteen per cent (14%) by weight of total solids, no matter under what trade or coined name it may be sold or offered for sale. The finished product may contain not more than one-half of one per cent ($\frac{1}{2}$ of 1%) by weight of stabilizer and may contain not more than one-fifth of one per cent ($\frac{1}{5}$ of 1%) by weight of emulsifier.

Section 2. Amend § 4102, Chapter 41, Title 16, Delaware Code, by adding a new paragraph (b):

(b) No person shall sell, distribute, offer for sale or have in possession for selling or distribution any ice milk or ice milk mixture or compound which is adulterated or misbranded, except as permitted by Section 4103 of this title, or any package or container thereof unless it is plainly and distinctly marked as "ice milk" or "ice milk mixture" or "ice milk compound" and in letters as large as any other letters on said package or container and unless the name and address of the manufacturer is marked thereon.

Section 3. Amend § 4103, Chapter 41, Title 16, Delaware Code, by adding a new paragraph (b):

(b) Nothing contained in this chapter shall be construed to prohibit the selling and distributing by any person doing business in this State, of ice milk or ice milk mixture or compound containing less than the standards prescribed in Section 4101 of this title, in states where a lesser percentage of milk solids is allowed, and such person shall have the right to manufacture and possess ice milk or ice milk mixture or compound containing less than the standards prescribed in such section, only for the purpose of selling and distributing the same in other states.

Section 4. Amend § 4104, Chapter 41, Title 16, Delaware Code, by striking out Section 4104 thereof and by substituting in lieu thereof the following Section 4104:

§ 4104. Quality of ingredients and coloring

All ingredients used in ice cream, ice milk, ice cream mixtures, ice milk mixtures, ice cream preparations or ice milk preparations shall be of good quality and free from rancid or harmful preparations and no coloring shall be used except those certified by the United States Department of Agriculture.

Section 5. Amend § 4105, Chapter 41, Title 16, Delaware Code by inserting after the words "Ice cream" the words "or ice milk".

Section 6. Amend § 4106, Chapter 41, Title 16, Delaware Code, by adding after the words "ice cream" as the same appear therein, the words "or ice milk", in the first paragraph thereof.

Section 7. Amend § 4106, Chapter 41, Title 16, Delaware Code, by adding a new paragraph (b) as follows:

(b) It shall be unlawful for any person personally or by or through an agent, servant or employee to sell, offer for sale, expose for sale, or have in possession with intent to sell, ice milk packaged in containers of greater than one-half gallon capacity if the ice milk or any of its ingredients contains added color or any ingredient added for the purpose of imparting a characterizing flavor.

Approved April 2, 1958.

CHAPTER 345

RELATING TO SEALS

AN ACT TO AMEND CHAPTER 23, TITLE 10, DELAWARE CODE, PERTAINING TO THE OFFICE OF THE PROTHONOTARY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 23, Title 10, Delaware Code, is amended by adding after § 2322 a new section to be known as § 2323:

§ 2323. Seal

The Prothonotary of New Castle County may from time to time replace the seal or seals of his office. When such replacement is made the old seal or seals shall be destroyed in his presence.

Approved April 2, 1958.

CHAPTER 346

RELATING TO APPEALS TO SUPREME COURT

AN ACT TO AMEND CHAPTER 1, TITLE 10, OF THE DELAWARE CODE RELATING TO THE TIME FOR TAKING APPEALS TO THE SUPREME COURT.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 145, Title 10, of the Delaware Code is amended to read as follows:

§ 145. Time for appeal from final judgment of Court of Chancery or Orphans' Court

No appeal from a final judgment or decree of the Court of Chancery or Orphans' Court shall be received or entertained in the Supreme Court, unless the praecipe or notice of appeal is duly filed in the office of the clerk thereof within sixty days after the date of the judgment or decree. This section shall not affect the time for appeal from such judgments or decrees dated prior to the enactment hereof, which shall be subject to the six months' limitation heretofore in effect.

Section 2. § 147, Title 10, of the Delaware Code relating to the time for appeal from the Superior Court in criminal actions is amended to read as follows:

§ 147. Time for appeal from Superior Court in criminal actions

No appeal from the Superior Court in a criminal action shall be received or entertained in the Supreme Court, unless the praecipe or notice of appeal is duly filed in the office of the clerk thereof within sixty days after the imposition of sentence. This section shall not affect the time for appeal in any case where sentence was imposed prior to the enactment hereof, which shall be subject to the six months' limitation heretofore in effect.

Section 3. Subchapter III of Chapter 1, Title 10, of the Delaware Code is amended by adding thereto a new section, to be designated § 148, as follows:

§ 148. Time for appeal from Superior Court in civil actions

No appeal from a final judgment of the Superior Court in a civil action shall be received or entertained in the Supreme Court, unless the praecipe or notice of appeal is duly filed in the office of the clerk thereof within sixty days after the entry of such judgment. This section shall not affect the time for appeal from final judgments entered prior to the enactment hereof, which shall be subject to the six months' limitation heretofore in effect.

Approved April 2, 1958.

CHAPTER 347

ABOLISHING CAPITAL PUNISHMENT

**AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE
ENTITLED "CRIMES AND CRIMINAL PROCEDURE"
BY ABOLISHING CAPITAL PUNISHMENT.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Punishment by death for any crime in this State is hereby abolished.

Section 2. § 571, Title 11, Delaware Code is repealed and a new § 571 is inserted and enacted in lieu thereof to read as follows:

§ 571. Murder in the first degree

Whoever commits the crime of murder with express malice aforethought, or in perpetrating, or attempting to perpetrate the crime of rape, kidnapping or treason, is guilty of murder in the first degree and of a felony, and shall suffer life imprisonment and may be fined in such amount as the court, in its discretion, may determine.

Section 3. § 623 (a) and § 861, Title 11, Delaware Code are amended by striking out the word "death" wherever it appears in said sections and by inserting in lieu thereof the words "life imprisonment".

Section 4. § 781, Title 11, Delaware Code is repealed and a new § 781 is inserted and enacted in lieu thereof to read as follows:

§ 781. Rape; carnal knowledge and abuse of female under seven

Whoever commits the crime of rape; or

Whoever carnally knows and abuses a female child under the age of 7 years—

Shall be guilty of felony and shall suffer life imprisonment. If the jury at the time of rendering their verdict recommends the defendant to mercy, the court may impose a sentence for any period not less than 3 years, instead of life imprisonment.

Section 5. Chapter 39, Title 11, Delaware Code is amended by repealing § 3901, § 3909 and § 3910.

Section 6. Any Act or parts of an Act which are inconsistent with this Act are repealed to the extent of any such inconsistency.

Approved April 2, 1958.

CHAPTER 348

RELATING TO NON-RESIDENT INSURANCE AGENTS
AND BROKERS

AN ACT TO AMEND CHAPTERS 5 AND 21, TITLE 18,
DELAWARE CODE RELATING TO NON-RESIDENT
INSURANCE AGENTS AND BROKERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 514 (a), Title 18, Delaware Code is amended by adding at the end thereof the following sentence:

An agent of another state duly licensed to do business in Delaware can countersign his own policies covering property in Delaware provided his state has a similar reciprocal provision in favor of Delaware agents and if Delaware agents licensed to do business in that state would be entitled to the same commissions as a resident agent of that state would receive.

Section 2. § 2101 (f), Title 18, Delaware Code is amended by adding a new subparagraph to read as follows:

No examination shall be required of an applicant for a non-resident agent's or broker's license provided the applicant has previously qualified in his state under a qualification plan which in the judgment of the Commissioner is comparable to the qualification plan of this State.

Approved April 3, 1958.

CHAPTER 349

RELATING TO REGULATORY PROVISIONS FOR
INSURANCE COMPANIES**AN ACT TO AMEND CHAPTER 5, TITLE 18, DELAWARE
CODE RELATING TO THE REGULATORY PROVISIONS
FOR INSURANCE COMPANIES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 508, Title 18, Delaware Code is amended by
adding at the end of subsection (a) the following sentence:

The Commissioner may however, for good and sufficient
cause shown, extend the filing date of such annual statement for
a reasonable period of time.

Approved April 3, 1958.

CHAPTER 350

RELATING TO ASSESSMENT OF REAL ESTATE

AN ACT TO AMEND CHAPTER 83, TITLE 9 DELAWARE CODE PERTAINING TO THE VALUATION AND ASSESSMENT OF REAL PROPERTY IN NEW CASTLE COUNTY BY ELIMINATING THE REQUIREMENT THAT ASSESSMENT ROLLS BE PREPARED BY ELECTION DISTRICTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 8304 (c), Title 9, Delaware Code is amended to read as follows:

(c) In the case of New Castle County, the statements required by this section shall be so arranged that the assessments of property not included within any incorporated city or town shall be separate from those of property included in such city or town.

Approved April 3, 1958.

CHAPTER 351

RELATIVE TO REHOBOTH SCHOOL DISTRICT

**AN ACT TO AMEND CHAPTER 283, VOLUME 51, LAWS OF
DELAWARE, RELATIVE TO REHOBOTH SCHOOL DIS-
TRICT.**

*Be it enacted by the General Assembly of the State of
Delaware (three-fourths of all the Members elected to each
Branch concurring therein):*

Section 1. Section 13, Chapter 283, Volume 51, Laws of Delaware, is amended by striking out the word and figures "Rehoboth #200" as the same appear therein and by inserting in lieu thereof the words "Rehoboth Special".

Approved April 3, 1958.

CHAPTER 352

WILMINGTON

AN ACT TO AMEND CHAPTER 122, VOLUME 29, LAWS OF DELAWARE, ENTITLED "AN ACT PROVIDING FOR ASSESSMENT AGAINST ABUTTING PROPERTIES IN THE CITY OF WILMINGTON FOR A PORTION OF THE COST OF PAVING AND IMPROVING THE PUBLIC STREET ROADWAYS", AS AMENDED BY CHAPTER 58, VOLUME 51, LAWS OF DELAWARE, BY REPEALING ALL PROVISIONS REQUIRING AND MAKING MANDATORY NOTICES AND PUBLIC HEARINGS IN CONNECTION WITH THE PAVING, REPAVING OR GENERAL RESURFACING OF ANY STREET, BLOCK OR BLOCKS LOCATED WITHIN THE CITY OF WILMINGTON.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House of the General Assembly concurring therein):

SECTION 1. That Section 2 of Chapter 122, Volume 29, Laws of Delaware, as amended, be and the same is hereby amended by striking all of said Section, as amended, and inserting in lieu thereof a new Section to be known as Section 2 and reading as follows:

Section 2. The owner or owners of more than one-half of the frontage on any street or block or blocks of a street desiring the paving or repaving or general resurfacing of said street or block or blocks of said street may by petition presented to the Board of Directors of the Street and Sewer Department ask for the paving or repaving or general resurfacing of said street or block or blocks of said street and the said department may accept and file such petition and upon majority vote of said Board proceed with the paving, repaving or general resurfacing of the street, block or blocks mentioned in the said petition, provided, however, that the said Board of Directors of the Street and Sewer Department may, by a majority vote of said Board, give notice and conduct a public hearing as to the desirability or necessity of such paving, re paving or general resurfacing.

SECTION 2. That Section 3 of Chapter 122, Volume 29, Laws of Delaware, as amended, be and the same is hereby amended by striking all of said Section, as amended, and inserting in lieu thereof a new Section to be known as Section 3 and reading as follows:

Section 3. That whenever in the judgment of the Board of Directors of the Street and Sewer Department it becomes necessary or desirable to pave, repave or generally resurface any street or block or blocks of a street, the said Board may by a majority vote of all the members thereof proceed to do said work; provided, however, that the said Board may, by a majority vote of said Board, conduct a public hearing as to the desirability or necessity of such paving, repaving or general resurfacing, in which event notices shall be posted at the office of the Board and at least one in some conspicuous place in each block that is to be so improved, and so far as shall be practicable, notice shall be sent by mail to each person owning property in said street or block that is to be improved; such notices shall set forth the street or block or blocks that are to be improved, the kind of paving proposed, and the time and place when the Board will hold a public hearing on the subject.

SECTION 3. All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved April 3, 1958.

CHAPTER 353

WILMINGTON

**AN ACT TO AUTHORIZE AND EMPOWER THE MAYOR
AND COUNCIL OF WILMINGTON TO HAVE AND EXER-
CISE THE POWER TO ACQUIRE BY PURCHASE OR
THROUGH THE POWER OF CONDEMNATION LANDS
TO BE USED AS A DUMPING GROUND UPON WHICH
TO PLACE GARBAGE AND REFUSE.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all Members elected to each House of the General Assembly concurring therein):

SECTION 1. Whenever a majority of the members of the Department of Health shall recommend to the Council the acquisition of any land or lands to be used as a dumping ground upon which to place garbage and refuse, the Council shall, by a vote of two-thirds of all the members thereof have power to purchase the same. If an amicable arrangement satisfactory to two-thirds of all the members of the Council cannot be made for such purchase, then such land, which shall be adequately described, may, under a resolution passed by two-thirds of all the members of the Council, be taken by The Mayor and Council of Wilmington for said purpose in the same manner and subject to the same conditions and proceedings as are prescribed for condemning and taking land for the purpose of extending, widening, laying out or opening streets in the said City; provided, however, that all proceedings in Court in the exercise of the power of condemnation shall be subject to and governed by Chapter 61, Title 10, Laws of Delaware, 1953.

SECTION 2. Any sum of money which may be agreed upon, or assessed, as the value of such land, or any portion of such money, the payment of which shall not have been otherwise provided for, shall be included in the next annual estimates and appropriations of the Council; and The Mayor and Council of Wilmington shall have power to borrow by note or bonds all money necessary to achieve and carry out the purposes hereof,

all bond issues that may be authorized to carry out the purposes hereof shall be in accordance with the provisions of Chapter 92, Volume 35, Laws of Delaware, with all amendments thereto.

Approved April 3, 1958.

CHAPTER 354

RELATING TO BINGO REFERENDUM

AN ACT TO AMEND CHAPTER II, TITLE 28, DELAWARE CODE, ALSO KNOWN AS SECTION I, CHAPTER 65, VOLUME 51, LAWS OF DELAWARE, RELATING TO THE CONDUCT OF A BINGO REFERENDUM.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. § 1112, Title 28, Delaware Code, being a part of Section 1, Chapter 65, Volume 51, Laws of Delaware, is amended by striking the last paragraph and by inserting in lieu thereof the following:

"The Department of Elections of each county shall constitute a Board of Canvass for the purpose of canvassing the vote in any referendum held under this chapter.

The provisions of Title 15 and the Constitution of this State relating to the certification and canvassing of the vote in general elections shall be followed insofar as those provisions are applicable.

The Governor shall certify and proclaim the results of any such referendum at the time he certifies and proclaims the results of the general election pursuant to the provision of Section 5711 of Title 15.

The State Election Commissioner is empowered to prescribe such procedure and to make such rules and regulations, not inconsistent with this section or any other law of this State, as he may deem necessary to insure uniformity of method in the three counties in certifying and canvassing the vote in any referendum held under this chapter.

Approved April 3, 1958.

CHAPTER 355

REPEALING ACT CREATING BOARD OF ELECTRICAL
EXAMINERSAN ACT TO REPEAL CHAPTER 266, VOLUME 51, LAWS OF
DELAWARE (CHAPTER 14, TITLE 24, DELAWARE
CODE PERTAINING TO "ELECTRICAL CONTRACTORS".

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Chapter 266, Volume 51, Laws of Delaware which is also known as Chapter 14, Title 24, Delaware Code, is hereby repealed in its entirety.

NOTE: This bill became a law on April 2, 1958 without the approval of the Governor and in accordance with Section 18, Article 3, of the Constitution of Delaware.

CHAPTER 356

TRANSFERRING LAND TO COLORADO FUEL AND
IRON CORPORATIONAN ACT TO TRANSFER A CERTAIN TRACT OF PUBLIC
LAND TO THE COLORADO FUEL AND IRON CORPORATION.

WHEREAS, the State of Delaware is owner of a certain tract of land lying beneath the waters of Delaware River offshore from the property of The Colorado Fuel and Iron Corporation in New Castle County beyond the low water mark and containing 93 acres more or less; and

WHEREAS, The Colorado Fuel and Iron Corporation has offered to greatly improve said land by filling it so as to create fast land and has entered into an agreement with the State Highway Department to pay fair and adequate compensation for a conveyance of said land; and

WHEREAS, the General Assembly deems it to be in the best interest of the State of Delaware for said land to be filled thereby increasing the useable area of this State; NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State of Delaware does hereby grant and convey unto The Colorado Fuel and Iron Corporation, a corporation of the State of Colorado, its successors and assigns, all that certain piece or tract of land, situate in Brandywine Hundred, New Castle County and State of Delaware, more particularly bounded and described as follows:

BEGINNING at a point on the Northwest bank of the Delaware River, which point is distant the two following courses and distances from a point formed by the center line of the Wilmington and Philadelphia Turnpike with the Philadelphia, Baltimore and Washington Railway's South right of way line. (1) North 86° 26' 20" East 127.21 feet (2) along

the West boundary line of the land of Texas Company South 6° 03' 20" East 2651.16 feet thence from said point of beginning South 20° 08' 13" East 758.23 feet to a point 1,800 feet distant from the center line of the United States Government Channel, Marcus Hook Range as per Corps of Engineers, U. S. Army, Delaware River Survey of 1954, Drawing #25602; thence South 69° 51' 47" West 5,510.69 feet parallel to and 1,800 feet distant from the center line of the said United States Government Channel, Marcus Hook Range to a point; thence North 20° 08' 13" West 711.37 feet to the low water line of the Delaware River; thence Northeasterly along the low water line on the Northwest side of the Delaware River 5,515 feet more or less by various courses to the point of beginning and containing 93 acres more or less.

Being and intended to be all of the underwater property of the State of Delaware abutting the property now owned by The Colorado Fuel and Iron Corporation from the property of the said The Colorado Fuel and Iron Corporation to a line 1,800 feet distant from and parallel to the center line of the said United States Government Channel, Marcus Hook Range.

Section 2. The Governor and Secretary of State of the State of Delaware are hereby authorized and directed to execute a good and sufficient deed granting and conveying said piece or tract of land to The Colorado Fuel and Iron Corporation, a corporation of the State of Colorado.

Approved April 3, 1958.

CHAPTER 357

RELATING TO FAMILY COURT

AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE, BY EMPOWERING THE JUDGES OF THE FAMILY COURT TO APPOINT MASTERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 9, Title 10, Delaware Code, is amended by adding a new § 925 to read as follows:

§ 925. Masters; appointment; duties

The Judges, acting jointly, may appoint, commission and set the salaries of suitable persons to act as Masters in the Court, all of whom shall hold office at the pleasure of the Judges.

When requested by a Judge, a Master may hear, in the first instance, any case, cause or matter properly before him, and may order the issuance of legal process to compel the attendance of necessary parties and witnesses.

Upon the conclusion of such hearing the Master shall transmit to a Judge all papers relating to the case, together with his findings and recommendations in writing, notice in writing of which shall be given to the parties or to their attorneys; or in case the hearing shall relate to a child, then to the parent, guardian, custodian or next friend of the child, or to their attorney; or in case there be no parent, guardian, custodian, next friend or attorney for the child, then to a probation officer of the Family Court.

A Review de novo by a Judge with respect to the matter and to the Masters findings and recommendations thereof shall be allowed provided any above named person petitions in writing for the same within ten days from the date of the notice by the Master of his findings and recommendations.

In the event that no such hearing is requested within the ten day period aforesaid, the findings and recommendations of the Master, if and when confirmed by an Order of the Judge, shall become the judgment of the Court with rights of appeal reserved to all parties.

Approved April 3, 1958.

CHAPTER 358

RELATING TO CHARGES IN MUNICIPAL COURT IN
WILMINGTONAN ACT TO AMEND SECTION 5715, TITLE 11, DELAWARE
CODE CONCERNING THE MUNICIPAL COURT FOR
THE CITY OF WILMINGTON AND RELATING TO FEES,
COSTS, AND CHARGES IN SAID COURT.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the Members of each House concurring therein):

Section 1. Section 5715, Title 11, Delaware Code is amended by striking and repealing said section 5715 and by enacting in lieu thereof and substituting a new section 5715 to read as follows:

§ 5715. Fees, costs and charges

Fees, costs and charges which shall be taxed in criminal cases for services in the Municipal Court for the City of Wilmington, State of Delaware, shall be as follows:

For taking and filing affidavit or deposition	\$1.00
For issuing warrant of arrest for commitment	1.00
Taking and certifying any recognizance in any case of a criminal nature (for one or more) .....	.50
Issuing subpoena for witness (either side) for the first writ	1.00
Subsequent subpoena for either party .....	.50
(Each subpoena shall include all the witnesses named for same party before issuing it)	
For issuance of capias for Contempt of Court	3.65
Swearing and examining witnesses .....	.50
Entering a judgment in any cases of a criminal nature .....	.50
For service and return of warrant	1.50
For transportation of prisoner	1.00
For appearance of each City Police Officer	2.00
For appearance of judge in Municipal Court	2.50

All fees, costs and charges which are so taxed, and all fees, costs and charges, including the fee for the attendance of the City Solicitor and the Judge of the Municipal Court for the City of Wilmington, together with witness fees for the services or attendance of any City Police Officer in such Court shall be payable into the City Treasury.

The Clerk of the Court shall make out, by the first Tuesday of every month, a detailed statement of the causes tried in the Municipal Court during the month last past, having set out therein an itemized account of all fines, costs, charges and fees by this section made payable into the City Treasury and in his hands, which statement shall be examined by the City Auditor. Upon the approval of such statement by the City Auditor the Clerk of the Court shall forthwith pay into the hands of the City Treasurer all such fines, fees, costs and charges in his hands.

Approved April 3, 1958.

CHAPTER 359

APPROPRIATION

STATE PENSION PLAN AND SOCIAL SECURITY
CONTRIBUTIONS**AN ACT MAKING A DEFICIENCY APPROPRIATION FOR
STATE PENSION PLANS AND STATE'S SHARE OF
SOCIAL SECURITY CONTRIBUTIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby made a deficiency appropriation for the following purposes:

State Employees' Pension Plan

Benefits	\$ 90,000
Survivors' Pensions	35,000

State's Share of Social Security Contributions

Contributions	150,000
---------------------	---------

Section 2. This is a deficiency appropriation for the fiscal year ending June 30, 1958 and the money appropriated shall be paid by the State Treasurer out of the General Fund of the State of Delaware.

Approved May 16, 1958.

CHAPTER 360

TEMPORARY UNEMPLOYMENT ACT OF 1958

AN ACT TO AUTHORIZE AND DIRECT THE CHAIRMAN OF THE UNEMPLOYMENT COMPENSATION COMMISSION TO ENTER INTO AN AGREEMENT OR AGREEMENTS WITH THE SECRETARY OF LABOR OF THE UNITED STATES OF AMERICA TO DESIGNATE THE UNEMPLOYMENT COMPENSATION COMMISSION AS AGENT OF THE UNITED STATES OF AMERICA IN ADMINISTERING THE "TEMPORARY UNEMPLOYMENT COMPENSATION ACT OF 1958" ENACTED BY THE 85TH CONGRESS OF THE UNITED STATES OF AMERICA AND GRANTING THE UNEMPLOYMENT COMPENSATION COMMISSION NECESSARY POWER TO ACT AS SUCH AGENT.

WHEREAS, the 85th Congress of the United States of America has enacted legislation entitled the "Temporary Unemployment Compensation Act of 1958" (Public Law 441-85th Congress) providing for payment of temporary unemployment compensation benefits to unemployed workers who have exhausted their rights to benefits under state unemployment compensation laws; and,

WHEREAS, it is deemed advisable that unemployed Delaware workers be permitted to participate in this federal program; and,

WHEREAS, it is necessary for the General Assembly to authorize and direct an officer of the State of Delaware to enter into an agreement or agreements with the Secretary of Labor of the United States of America if such benefits are to be made available to the eligible unemployed Delaware workers; NOW THEREFORE,

Be it enacted by the 119th General Assembly of the State of Delaware:

Section 1. The Chairman of the Unemployment Compensation Commission of the State of Delaware is hereby authorized

and directed to enter into an agreement or agreements with the Secretary of Labor of the United States of America whereby the additional unemployment compensation benefits afforded by the "Temporary Unemployment Compensation Act of 1958" (Public Law 441-85th Congress) enacted by the 85th Congress of the United States of America, shall be made available to eligible unemployed Delaware workers and whereby the Unemployment Compensation Commission of the State of Delaware shall be designated to serve as agent of the United States of America in the State of Delaware as provided by said Act of Congress. Upon the execution of any such agreement, the Unemployment Compensation Commission of the State of Delaware shall have such powers as may be necessary to carry out its duties as such agent.

Approved June 17, 1958.

CHAPTER 361

RELATING TO NOTARIES FOR SERVICE
ORGANIZATIONS**AN ACT TO AMEND CHAPTER 43, TITLE 29, DELAWARE
CODE, RELATING TO THE APPOINTMENT OF NOTAR-
IES FOR SERVICE ORGANIZATIONS; LIMITATIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. § 4304, Title 29, Delaware Code, is amended by striking out subsection (b) thereof and inserting in lieu thereof a new subsection (b) to read as follows:

(b) Any such notary, so appointed, shall have no authority to perform any duties with respect to such office or to take affidavits or acknowledgments, except on documents and papers in connection with and for the benefit of any veteran, their families or dependents. The notaries public, so appointed, shall make no charge for any service rendered.

Approved June 17, 1958.

Resolutions

CHAPTER 362

HOUSE JOINT RESOLUTION

PROVIDING FOR A JOINT COMMITTEE TO ARRANGE FOR THE INAUGURATION OF THE HONORABLE J. CALEB BOGGS AS GOVERNOR OF THE STATE OF DELAWARE AND TO ARRANGE FOR THE ATTENDANCE OF OFFICIALS AND PERSONS TO REPRESENT THE STATE OF DELAWARE AT THE INAUGURATION OF HONORABLE DWIGHT D. EISENHOWER AS PRESIDENT OF THE UNITED STATES; AND APPROPRIATING FUNDS.

BE IT RESOLVED *by the House of Representatives, the Senate joining therein*, that there is hereby authorized to be selected a Joint Committee, to consist of five members of the House of Representatives and five members of the Senate,—the Senate members to consist of the President Pro Tem and four other members of the Senate to be appointed by the President of the Senate,—the House members to consist of the Speaker and four other members of the House to be appointed by the Speaker; the said Committee being hereby authorized and directed to make all necessary arrangements for the inauguration exercises attendant upon the inauguration of the Honorable J. Caleb Boggs as Governor of Delaware, and further to make all necessary plans and take all necessary action with respect to the representation of the State of Delaware at the inauguration of Honorable Dwight D. Eisenhower as President of the United States; and

BE IT FURTHER RESOLVED that full discretion and authority shall be reposed in the Joint Committee hereby authorized concerning the officials and persons of the State of Delaware to attend the inaugural exercises in Washington; and

BE IT FURTHER RESOLVED that the sum of \$15,000 is appropriated out of the General Fund to the expenses of the Joint Inaugural Committee in making all necessary arrangements in connection with the said inaugurations and the State Treasurer is directed to pay the said sum or any part thereof immediately upon receipt of warrants signed by the Chairman and Secretary of said Committee; and

BE IT FURTHER RESOLVED, that any part of the appropriation hereby made which may remain unexpended when the Joint Inaugural Committee has concluded its work and made its final report to the General Assembly shall revert to the General Fund.

Approved February 4, 1957.

CHAPTER 363

HOUSE JOINT RESOLUTION

ENDORSING THE COOPERATIVE PROGRAM OF THE FEDERAL GOVERNMENT AND THE CONFERENCE OF GOVERNORS TO DEFINE AND RESTORE TO THE STATES THEIR RESPECTIVE RIGHTS AND RESPONSIBILITIES.

WHEREAS, the President of the United States at a recent meeting of the Conference of Governors at Williamsburg, Virginia, proposed the re-examination of the rights and responsibilities of the various States of these United States, and

WHEREAS, the Conference of Governors unanimously approved the suggested proposal, and

WHEREAS, the Conference of Governors has created a Committee composed of nine Governors of these United States to examine and consider (a) those functions which the States are ready and willing to assume and finance that are now performed or financed wholly or in part by the Federal Government; (b) the Federal and State revenue adjustments required to enable the States to assume such functions and; (c) the identification of functions and responsibilities likely to require State or Federal attention in the future and the recommendation of the level of State effort, or Federal effort, or both, that will be needed to assure effective action, NOW, THEREFORE

BE IT RESOLVED *by the House of Representatives of the 119th General Assembly of the State of Delaware the Senate concurring therein*, that the 119th General Assembly of the State of Delaware endorses and supports the cooperative effort of the Federal Government and the Conference of Governors to restore to the States their proper rights and responsibilities, recognizing and endorsing the desire of the people of the State of Delaware to make their own decisions and resolve their own problems whenever possible.

BE IT FURTHER RESOLVED that the Governor of the State of Delaware send a copy of this Resolution to the President of the United States, The Honorable Dwight D. Eisenhower, Honorable William Stratton, Chairman of the Conference of Governors, United States Senator J. Allen Frear, United States Senator John J. Williams, United States Representative Harry G. Haskell, Speaker of the United States House of Representatives and the President of the United States Senate.

Approved July 22, 1957.

CHAPTER 364

HOUSE CONCURRENT RESOLUTION

**REQUEST TO THE GOVERNOR OF THE STATE OF DEL-
AWARE TO RETURN HOUSE BILL NUMBER 297 FOR
RECONSIDERATION.**

WHEREAS, the House of Representatives desires to give reconsideration to House Bill No. 297; and

BE IT RESOLVED *by the House of Representatives of the 119th General Assembly, the Senate concurring therein*, that the Governor of the State of Delaware respectfully be requested to return House Bill No. 297 to the House of Representatives for reconsideration by the General Assembly.

Approved June 11, 1957.

CHAPTER 365

SENATE JOINT RESOLUTION

**APPOINTING DIRECTORS ON THE PART OF THE STATE
FOR THE FARMERS BANK OF THE STATE OF DEL-
AWARE.**

BE IT RESOLVED *by the Senate of the 119th General Assembly of the State of Delaware, (the House of Representatives concurring therein)* as follows:

That Vernon B. Derrickson, Walter L. Wheatley and Henry V. P. Wilson, be and they are hereby appointed Directors, on the part of the State, of the Farmers Bank of the State of Delaware for the Principal Office at Dover; and that Aaron Finger, Charles F. Krug and Eugene Lammot 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; and that Charles D. Murphy, Jr., John G. Townsend, Jr., and William A. B. Dodd 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 July 22, 1957.

CHAPTER 366
CERTIFICATE OF DISSOLUTION
OF

NORTH EUROPEAN OIL CORPORATION

North European Oil Corporation, a corporation organized and existing under the General Corporation Law of the State of Delaware (hereinafter called the "Corporation"),

DOES HEREBY CERTIFY:

(1) This certificate is made and filed pursuant to the authority contained in paragraph (9) of the order of the Court of Chancery of the State of Delaware in and for New Castle County, dated May 1, 1957, and entered in the cause therein pending entitled "In the Matter of North European Oil Corporation, Civil Action No. 753", providing as follows:

"(9) Promptly after compliance with the provisions of the preceding paragraphs (4), (5) and (6) of this order, petitioner shall be dissolved. For this purpose it shall not be necessary that petitioner hold any meeting or vote of its stockholders but the certificate of dissolution may recite that it is made and filed pursuant to the order of this Court in this cause which shall be identified by the date of this order. Upon filing and recording the certificate of dissolution, petitioner shall make a report thereof to this Court, showing its compliance with all preceding provisions of this order which apply to petitioner."

A copy of said order is filed herewith but not attached hereto.

(2) All conditions precedent to the dissolution of the Corporation as set forth in said order have been duly complied with.

(3) The dissolution of the Corporation has been duly authorized by said order of the Court of Chancery.

(4) The names and residences of the directors and officers of the Corporation are as follows:

DIRECTORS

<i>Names</i>	<i>Residences</i>
William M. Chadbourne	550 Park Ave. New York, N. Y.
Philip T. Dalsimer	25 Briarcliff Drive Port Washington Long Island, N. Y.
Allen D. Graves	15 Conrad Road New Canaan, Conn.
John E. McCracken	435 East 57th St. New York, N. Y.
Samuel Metzger, Jr.	306 Windermere Ave. Interlaken, N. J.
Chester Naramore	91 Ellison Ave. Bronxville, N. Y.
George B. Palmer	408 Fairview Ave. Orange, N. J.
Stanley L. Sabel	Lakeshore Drive South Salem, N. Y.
John H. Van Kirk	Road's End Rumson Road Little Silver, N. J.

OFFICERS

<i>Names</i>	<i>Residences</i>
John H. Van Kirk	Road's End
Philip T. Dalsimer	Rumson Road
Stanley L. Sabel	Little Silver, N. J.
President	25 Briarcliff Drive
Vice President	Port Washington Long Island, N. Y.
Secretary and Treasurer	Lakeshore Drive South Salem, N. Y.

IN WITNESS WHEREOF, said North European Oil Corporation has caused its corporate seal to be hereunto affixed and this certificate to be signed by John H. Van Kirk, its President, and Stanley L. Sabel, its Secretary, this 3rd day of October 1957.

NORTH EUROPEAN OIL CORPORATION

By: John H. Van Kirk, President

By: Stanley Lare Sabel, Secretary

(Seal)

STATE OF NEW YORK }
COUNTY OF NEW YORK } SS:

BE IT REMEMBERED that on this 3rd day of October, A. D., 1957, personally came before me, a Notary Public in and for the County and State aforesaid, John H. Van Kirk, President of North European Oil Corporation, a corporation of the State of Delaware, the corporation described in and which executed the foregoing certificate, known to me personally to be such, and he, the said John H. Van Kirk, as such President, duly executed said certificate before me and acknowledged the said certificate to be his act and deed and the act and deed of said corporation; that the signatures of the said President and of the Secretary of said corporation to said certificate are in the handwriting of said officers, respectively, and that the seal affixed to said certificate is the common or corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office the day and year aforesaid.

(Seal)

HELEN OWENS, Notary Public

Published in accordance with Title 8, § 284, Delaware Code.

Proclamation

CHAPTER 367

PROCLAMATION

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

WHEREAS, the health of our citizens is of vital concern to the community and nation; and

WHEREAS, the month of November will mark the annual house-to-house campaign by the Muscular Dystrophy Associations of America, Inc., to combat the dread disease which has stricken more than 200,000 Americans—a majority of them children; and

WHEREAS, this campaign offers a source of hope that these youngsters, most doomed to crippling and death before reaching maturity, may yet be spared through the extensive research program made possible by contributions to the "March for Muscular Dystrophy"; and

WHEREAS, Chapters of Muscular Dystrophy Associations of America throughout the countries of the State of Delaware, together with the fire fighters of our state and many other organizations, are giving freely of their time and money to support this cause; and

WHEREAS, success of the appeal means important advances in the fight against this relentless crippler, all persons who can assist during the campaign are urged to do so, especially on the nights of November when the March for Muscular Dystrophy will be staged; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the month of November, 1956, as

MUSCULAR DYSTROPHY CAMPAIGN MONTH

I urge all of our people to support this campaign to the best of their ability; through rendering services to the Association or giving of their own means in this humanitarian campaign.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-fifth day of October in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 368
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, it has long been a national custom to commemorate November 11, the anniversary of the ending of World War I, by paying tribute to the heroes of that tragic struggle and by rededicating ourselves to the causes of peace; and

WHEREAS, in the intervening years the United States has been involved in two other great military conflicts, which have added millions of veterans living and dead to the honor rolls of this Nation; and

WHEREAS, the Congress passed a concurrent resolution on June 4, 1926, calling for the observance of November 11 with appropriate ceremonies, and later provided in an Act approved May 13, 1938, that the eleventh of November should be a legal holiday and should be known as Armistice Day; and

WHEREAS, in order to expand the significance of that commemoration and in order that a grateful Nation might pay appropriate homage to the veterans of all its wars who have contributed so much to the preservation of this Nation, the Congress, by an Act approved June 1, 1954, changed the name of the holiday to Veterans Day.

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby call upon all of our citizens to observe Sunday, November 11, 1956, as

VETERANS DAY

On that day let us solemnly remember the sacrifices of all those who fought so valiantly, on the seas, in the air, and on foreign shores, to preserve our heritage of freedom, and let us reconsecrate ourselves to the task of promoting an enduring peace so that their efforts shall not have been in vain.

In order to insure proper and widespread observance of this anniversary, the entire citizenry will wish to join hands in the common purpose of acknowledging the valiant service of living veterans under the theme, PEACE WITH HONOR.

I am requesting all citizens of the State, all business enterprises, all veterans' organizations, state, city and county officials to assist that State Committee in every way possible toward celebrating November 11, 1956, in an appropriate manner.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
fifth day of October in the year of Our Lord
One thousand nine hundred and fifty-six and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 369

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the schools of Delaware, open to every child, are the very lifeblood of free government and the cornerstone on which we build for the future; and

WHEREAS, sound education is essential to the continuing progress and development of our state and the prosperity of our people; and

WHEREAS, true faith in education must be shown by work on its behalf in every community; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of November 11 through 17, 1956, as

AMERICAN EDUCATION WEEK

and do urge all citizens and organizations to acquaint themselves with the achievements and problems of their own schools, and to encourage their neighbors to do likewise, toward the end that the schools will receive the support and cooperation they require and deserve.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Ninth day of November in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 370
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, many of our citizens are afflicted by the disease known as diabetes, and others who may have symptoms of the disease are not aware of that fact; and

WHEREAS, the Medical Society of Delaware has requested me to set aside one week in which to call attention to the plight of diabetics; and

WHEREAS, medical physicians and medical hospitals this week are offering to give free tests to those people who may feel they have diabetic symptoms; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the week of November 11 to 17, 1956, as

DIABETIC DETECTION WEEK

I trust that our citizens will avail themselves of the opportunities offered this week in seeking diagnoses if they believe they may have contracted the disease, and I heartily endorse the work of our Medical Society of Delaware in this field.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Ninth day of November in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 371

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is the annual custom in the United States of America and in Delaware to set aside one day each year on which to give thanks to Almighty God for the success of our harvest and for the many blessings bestowed upon us; and

WHEREAS, it is particularly fitting this year that we acknowledge the acts of Divine Providence which have kept this nation at peace, while we pray for that same peace to come to those countries torn by strife, misfortune and famine; and

WHEREAS, God in His wisdom has dealt so abundantly with us, let us prepare to share our good fortune with those less blessed in other lands, so that we shall give full meaning to the Biblical admonition of being our Brother's Keeper; and

WHEREAS, since the days of the Pilgrim Fathers, it has been custom to gather in the churches of our choice to unite in prayerful thanksgiving, let each of us give part of the day to this most important and meaningful function; and

WHEREAS, the President of the United States of America has proclaimed the date, let us join citizens everywhere in setting aside Thursday, November 22, 1956, as

THANKSGIVING DAY

Delaware has been especially blessed in its growth, both spiritually and materially in this past year. We have much for which to be thankful in the First State. Let us display our national and state emblems and participate in such services and observances that shall best show our humble gratefulness for the land of plenty in which we live.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Fourteenth
day of November in the year of Our Lord One
thousand nine hundred and fifty-six and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 372
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, interdependence of citizens living in the city and those dwelling on farms has been recognized by the Congress of the United States, and cognizance has been taken of the one group's need for the other; and

WHEREAS, were it not for the cooperative spirit which prevails through this interdependence, the United States of America would not enjoy the enviable prosperity which is prevalent today; and

WHEREAS, it has been the recommendation of the Congress of the United States that all municipalities extend cordial greetings to their farm people in an effort to encourage closer relationship between them; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare and proclaim that the period of November 19 through 22, 1956, inclusive be marked as

FARM-CITY WEEK IN DELAWARE

I call upon our citizens to join in this observance and stage such joint gatherings which will serve the purpose of furthering relations between our urban and farm populations.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Fourteenth day of November in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 373
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the cost of tuberculosis is a heavy burden on the people of this community, state and nation; and

WHEREAS, no individual, regardless of race, color or creed, or economic status, is safe from this communicable disease unless all are safe; and

WHEREAS, the work of the Delaware Anti-Tuberculosis Society, aimed at preventing the spread of tuberculosis, will help bring an end to the economic loss and personal tragedy caused by the disease; and

WHEREAS, in this fiftieth anniversary year we should honor the memory of the late Emily P. Bissell, who pioneered in this work by purchasing just as many Christmas Seals as we can since this is the principal source of revenue for our Society; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate the period from November 15 to December 25, 1956, as

CHRISTMAS SEAL MONTH

I urge all residents of our state to contribute generously to the 1956 Christmas Seal Sale.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Fourteenth day of November in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 374

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is proper that we honor the homemakers—commonly called housewives—of our state because in this period of great tension they can and do exert within our individual and community life a great influence, and contribute to the stability of our populace; and

WHEREAS, it is fitting during the Thanksgiving season as we give thanks for the blessings that have been bestowed upon us, that we include in our thought and prayers all those homemakers to whom we look for spiritual guidance, daily nourishment and constant loyalty, and for the proper training of our future citizens; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the period from November 20 to 24, 1956, as

HOMEMAKERS' WEEK

in the State of Delaware, and call upon all citizens, schools and organizations to observe this period in a proper manner. We should also pay tribute to those homemakers who try to improve the health and happiness and morals of their families. I also urge all other homemakers or housewives to emulate the many fine examples set for them by improving their homes and family life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Fourteenth day of November in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 375
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

J. CALEB BOGGS
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 6th day of November, in the year of our Lord one thousand nine hundred and fifty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of a TREASURER OF 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 said counties respectively for such TREASURER were cast as follows, to wit:

NEW CASTLE COUNTY

Vera G. Davis	67,665
Edna Brasure	58,837

KENT COUNTY

Vera G. Davis	9,638
Edna Brasure	9,800

SUSSEX COUNTY

Vera G. Davis	15,318
Edna Brasure	14,685

AND WHEREAS, The said returns of the election as afore-said, 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 Treasurer the result appears as follows, to wit:

Whole number of votes for

Vera G. Davis 92,621

Whole number of votes for

Edna Brasure 83,322

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that Vera G. Davis has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Treasurer of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the Fourteenth day of November in the year of our Lord one thousand nine hundred and fifty-six and of the Independence of the said State the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS

By the Governor:

JOHN N. McDOWELL, Secretary of State

CHAPTER 376
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

J. CALEB BOGGS
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 6th day of November, in the year of our Lord one thousand nine hundred and fifty-six, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of an AUDITOR OF ACCOUNTS OF 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 said counties respectively for such AUDITOR OF ACCOUNTS were cast as follows, to wit:

NEW CASTLE COUNTY

Dale E. Wheatley	66,904
Clifford E. Hall	59,570

KENT COUNTY

Dale E. Wheatley	9,375
Clifford E. Hall	10,043

SUSSEX COUNTY

Dale E. Wheatley	15,325
Clifford E. Hall	14,725

AND WHEREAS, The said returns of the election as afore-said, 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 of Accounts the result appears as follows, to wit:

Whole number of votes for

Dale E. Wheatley 91,604

Whole number of votes for

Clifford E. Hall 84,338

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that Dale E. Wheatley has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Auditor of Accounts of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the Fourteenth day of November in the year of our Lord one thousand nine hundred and fifty-six and of the Independence of the said State the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS

By the Governor:

JOHN N. McDOWELL, Secretary of State

CHAPTER 377
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

J. CALEB BOGGS
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 6th day of November, in the year of our Lord one thousand nine hundred and fifty-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 EIGHTY-FIFTH 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 said counties respectively for such Representative were cast as follows, to wit:

NEW CASTLE COUNTY

Harry G. Haskell, Jr.	66,683
Harris B. McDowell, Jr.	59,960

KENT COUNTY

Harry G. Haskell, Jr.	9,469
Harris B. McDowell, Jr.	10,005

SUSSEX COUNTY

Harry G. Haskell, Jr.	15,386
Harris B. McDowell, Jr.	14,679

AND WHEREAS, The said returns of the election for the choice of a Representative of and for the said State in the 85th

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

Harry G. Haskell, Jr. 91,538

Whole number of votes for

Harris B. McDowell, Jr. 84,644

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that Harry G. Haskell, Jr., 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 Eighty-fifth Congress of the United States.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the Fourteenth day of November in the year of our Lord one thousand nine hundred and fifty-six and of the Independence of the said State the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS

By the Governor:

JOHN N. McDOWELL, Secretary of State

CHAPTER 378
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

J. CALEB BOGGS
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 6th day of November, in the year of our Lord one thousand nine hundred and fifty-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 purpose of choosing by ballot three Electors for the election of a PRESIDENT AND VICE PRESIDENT 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 said counties respectively for such Electors, were cast as follows, to wit:

NEW CASTLE COUNTY

Louis S. Cohen	71,133
Walton H. Simpson	71,133
Hazell M. Smith	71,133
Alexis I. duP. Bayard	56,405
Robert Reed	56,405
James M. Tunnell, Jr.	56,405
Samuel G. Camperson, Jr.	206
Jennie M. Dougherty	206
Herbert B. Wood	206
Martha Grabowski	69
Helen E. Jerominski	69
Walter J. Jerominski	69

KENT COUNTY

Louis S. Cohen	10,303
Walton H. Simpson	10,303
Hazell M. Smith	10,303
Alexis I. duP. Bayard	9,319
Robert Reed	9,319
James M. Tunnell, Jr.	9,319
Samuel G. Camperson, Jr.	99
Jennie M. Dougherty	99
Herbert B. Wood	99
Martha Grabowski	24
Helen E. Jerominski	24
Walter J. Jerominski	24

SUSSEX COUNTY

Louis Cohen	16,621
Walton H. Simpson	16,621
Hazell M. Smith	16,621
Alexis I. duP. Bayard	13,697
Robert Reed	13,697
James M. Tunnell, Jr.	13,697
Samuel G. Camperson, Jr.	95
Jennie M. Dougherty	95
Herbert B. Wood	95
Martha Grabowski	17
Helen E. Jerominski	17
Walter J. Jerominski	17

AND WHEREAS, The said returns of the election 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 Electors, the result appears as follows, to wit:

Whole number of votes for	
Louis Cohen	98,057
Whole number of votes for	
Walton H. Simpson	98,057

Whole number of votes for Hazell M. Smith	98,057
Whole number of votes for Alexis I. duP. Bayard	79,421
Whole number of votes for Robert Reed	79,421
Whole number of votes for James M. Tunnell, Jr.	79,421
Whole number of votes for Samuel G. Camperson, Jr.	400
Whole number of votes for Jennie M. Dougherty	400
Whole number of votes for Herbert B. Wood	400
Whole number of votes for Martha Grabowski	110
Whole number of votes for Helen E. Jerominski	110
Whole number of votes for Walter J. Jerominski	110

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that Louis Cohen, Walton H. Simpson and Hazell M. Smith have received the highest vote at the election aforesaid, and therefore have been and are duly and legally elected Electors for the election of a President and Vice President of the United States.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the Fourteenth day of November in the year of our Lord one thousand nine hundred and fifty-six and of the Independence of the said State the one hundred and eighty-first.

J. CALEB BOGGS

By the Governor:

JOHN N. McDOWELL, Secretary of State

CHAPTER 379
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, America's heritage comes from its steadfast faith in God and its early belief in the rights of man; and

WHEREAS, the founding fathers, in their wisdom, pondered long over the statute by which this young nation should be governed, finally approving a Constitution at their Philadelphia meeting on September 15, 1787; and

WHEREAS, the young colony of Delaware made immediate preparation to study that document by appointing ten representatives from each county to meet in special session to consider the work accomplished at Philadelphia; and

WHEREAS, after keen discussion by the brilliant minds of that day, these representatives reached unanimous agreement that the State of Delaware should move for ratification; and

WHEREAS, this action on the part of our forebears brought the proud title of "First State" to Delaware, giving its star a position of honor in the upper left hand corner of the flag of the United States of America; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare Friday, December 7, 1956, as

DELAWARE DAY

Let us take this occasion to call public attention to the great gift which our colonial ancestors provided for this nation and the world in a Federal Constitution that has stood the test of time, and which still serves today as a beacon of hope for oppressed people everywhere.

Let us display our national and state emblems on this day; let us recall the historic significance of the occasion and let us repair to our places of worship to give thanks for the vision and fortitude of these early pioneers who established peace and hope in the hearts of their people.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
ninth day of November in the year of Our Lord
One thousand nine hundred and fifty-six and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 380

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the American Way of Life and Government shall not be undermined by foreign propaganda, the ideology of which is diametrically opposed to that of the United States of America; and

WHEREAS, the Bill of Rights shall not be used as a means to distort and destroy the basic principles for which the Bill of Rights stand; and

WHEREAS, it is necessary now, as never before, to call upon the American people and the citizens of Delaware to do their utmost to act concertedly and with determination to uphold the sacred principles of American unity, upon which the Bill of Rights is based, and defend them from all the attackers; and

WHEREAS, by Authority of Joint House Resolutions in 1941 and 1946, the President of the United States was authorized and directed to issue a proclamation designating December 15 as an occasion to honor this sacred document which includes the first ten amendments to the Constitution, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and proclaim, Saturday, December 15, 1956, as

BILL OF RIGHTS DAY

I call upon proper officials of the state to display the Flags of the United States and the Delaware State Flag on all state buildings and on that day invite the people of the First State to observe it with appropriate ceremonies and prayers of thanksgiving for the freedoms which we enjoy through our Bill of Rights.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Fifth day of December in the year of Our Lord One thousand nine hundred and fifty-six and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 381

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, just one hundred sixty-nine years ago today, December 7, 1787, a special constitutional convention in Dover first ratified the Constitution of the United States, and some nine months later enough states had ratified to assure its adoption; and

WHEREAS, as we mark Delaware Day it is fitting that we take notice of Alexander Hamilton, who, at the age of 30, was recognized as one of the principal architects and leaders of the movement for "a more perfect union" among the states; and

WHEREAS, five years earlier Hamilton's imagination had shown him the noble and magnificent prospect of a great Federal Republic, closely linked in the pursuit of common interests, tranquil and prosperous at home and respected abroad; and

WHEREAS, Alexander Hamilton served his country well throughout his life as soldier, secretary to George Washington in the Continental Congress and in many other capacities including the position of first secretary of the Treasury; and

WHEREAS, the opportunity has now come to our generation to demonstrate our gratitude to Alexander Hamilton by a fitting observance of the two hundredth anniversary of his birth; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby call upon our citizens to observe the year commencing January 11, 1957, as the

ALEXANDER HAMILTON BICENTENNIAL

Let us honor the memory of this great American during the period stated above by calling special attention to his services

to the young nation in our schools and by special events to be planned by various civic organizations.

Let us also mark January 11, 1957, anniversary of Alexander Hamilton's birth, by displaying the flags of our Nation and State in tribute to an outstanding servant of the American people.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Sixth day
of December in the year of Our Lord One
thousand nine hundred and fifty-six and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 382

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the people of the world will long benefit from the scientific knowledge and the courage of George Washington Carver, the anniversary of whose death on January 5, 1943, we are about to mark; and

WHEREAS, it is fitting to pay tribute to this American, who, rising from the lowly birth of a slave, continued his endeavor to benefit mankind despite a physical handicap; and

WHEREAS, his experiments in the field of agricultural chemistry and dietetics raised the standards in those fields to unprecedented heights, beneficial to the farmer, the worker and finally the consumer; and

WHEREAS, through the efforts of the National Achievements Clubs, Inc., Congress has officially proclaimed January 5 of each year in his memory; NOW

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, following the example of the Congress of the United States in an expression of gratitude for his services to his country and mankind, and by virtue of the authority vested in me, do hereby proclaim January 5, 1957, as

GEORGE WASHINGTON CARVER DAY

in Delaware. I urge that Delawareans, in cooperation with the National Achievement Clubs, Inc., take those steps which will help to perpetuate the value and worth of George Washington Carver in their minds, and to point out that despite human frailties and great disappointments, success can come to those whose determination and spirit are given free reign in this land of liberty.

to the young nation in our schools and by special events to be planned by various civic organizations.

Let us also mark January 11, 1957, anniversary of Alexander Hamilton's birth, by displaying the flags of our Nation and State in tribute to an outstanding servant of the American people.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Sixth day
of December in the year of Our Lord One
thousand nine hundred and fifty-six and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 382

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the people of the world will long benefit from the scientific knowledge and the courage of George Washington Carver, the anniversary of whose death on January 5, 1943, we are about to mark; and

WHEREAS, it is fitting to pay tribute to this American, who, rising from the lowly birth of a slave, continued his endeavor to benefit mankind despite a physical handicap; and

WHEREAS, his experiments in the field of agricultural chemistry and dietetics raised the standards in those fields to unprecedented heights, beneficial to the farmer, the worker and finally the consumer; and

WHEREAS, through the efforts of the National Achievements Clubs, Inc., Congress has officially proclaimed January 5 of each year in his memory; NOW

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, following the example of the Congress of the United States in an expression of gratitude for his services to his country and mankind, and by virtue of the authority vested in me, do hereby proclaim January 5, 1957, as

GEORGE WASHINGTON CARVER DAY

in Delaware. I urge that Delawareans, in cooperation with the National Achievement Clubs, Inc., take those steps which will help to perpetuate the value and worth of George Washington Carver in their minds, and to point out that despite human frailties and great disappointments, success can come to those whose determination and spirit are given free reign in this land of liberty.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Third day
of January in the year of Our Lord One thousand
nine hundred and fifty-seven and of the Inde-
pendence of the United States of America, the
one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 383

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the art of printing is essential to modern civilization; and

WHEREAS, through the use of printing, the knowledge and wisdom of the ages has been passed on to us; and

WHEREAS, our systems of education, banking, communication, commerce and indeed virtually every facet of our daily lives relies in many ways on the printed word; and

WHEREAS, the progress of mankind has through the centuries closely followed progress in the art of printing; and

WHEREAS, not only the printed records and the literature of the past are important to our civilization today, but so also are a tremendous variety of printed articles used daily in our work and our recreation; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of January 13-19, 1957, as

PRINTING WEEK IN DELAWARE

and call the attention of all the citizens of Delaware to the basic importance of this art and also to the importance to the community of the splendid services performed by our own Printing Industry.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Tenth day of January in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 384
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, C. Douglass Buck, Tax Commissioner on behalf of the Tax Department 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, J. CALEB BOGGS, Governor of the State of Delaware do hereby issue this proclamation according to the provisions of Sections 511 and 512, of Title 8, of the Delaware Code of 1953, 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. C. Rowe & Son, Inc., A La Marquise De Sevigne, Inc., A-M Corporation, A-One Rental and Realty Company, Abar Appliance Co., Abbott's-Texas, Inc., Abercrombie-Blair Company, Ace Machinery Service, Inc., Activated Development Corp., Adams Contracting Co., Inc., Admiral Motel and Restaurant Corporation, The, Advertising Service Incorporated, Aerated Fuels Incorporated, Aerator Distributing Corporation, Aero Industries International, Inc., Air America, Inc., Air Union (Inc.), Airborne Equipment Corporation, Airmotive Industries, Inc., Airormarine Transport Corporation, Ajay Contracting Corporation, Alaska Gold Placers Incorporated, Alberta Pacific Oil Pipeline Co., Aldoma Corporation, Allegheny Engineering Corporation, Allen Enterprises, Inc., Allender Publishing Corporation, Alpenn Theatre Corporation, Amco Aircraft Motors Corp., Amer-Can Petroleum Corporation Ltd., American Barter Corporation, American Beryllium Corporation, American Cab Association, American Coffee-Matic Corp., American Construction Corp., American Development Corporation, American Distributors (Inc.), American Documentation Institute Inc., American Equipment Distributors, Inc., American Explorations Corporation, American and Far Eastern Engineers, Inc., American Fur-

niture Carriers Corporation, American Heritage Fund, Inc., The, American Home Sales Corporation, American Industries Exposition Incorporated, American Institute of Advertising, Inc., American Institute of Research, American International Development Services, Inc. of Washington, D. C., American Land and Commercial Company, American Market, Inc., American-Mediterranean Development Corp., American Mortgage and Investment Company, The, American Mutual Benefit Association, American Pacific Corporation, American Schuster Machine Co., Inc., American Tourist Association, Inc. (A. T. A.), American Vegra Corporation, American Wholesale Canvas Goods Manufacturers Association, Ames Oil and Gas Company, Anacostia Athletic Club, Anadarko Basin Gas Pipeline Company, Andalusia Speedway, Inc., Andrews Construction Co., Angele, Inc., Angier Products, Inc., Anglo-Tex Incorporated, Ann Lewis Shops of Charlotte, Inc., Apex Business Services, Inc., Apex Investment Co., Inc., Aqualift Company, Inc., Arcade Cafeteria, Inc., Ardmore Aluminum Products Co., Inc., Argo Chemical Company, Inc., Arizona Mining Corporation, Arkmer Trucking Co., Inc., Arlington J. Williams, Inc., Armstrong Minerals Corporation, Associated Developers, Inc., Associated Enterprises, Inc., Associated Food Sales, Inc., Associated Sub-Contractors and Suppliers of America, Carolinas Division, Inc., Association of American Soap and Glycerine Producers, Inc., Astral Oilgas Leaseholds Inc., Atom Bleach, Inc., Atomic Corporation of America, Augustine Launch Service, Inc., Auto Mart, Inc., Auto-Tank Mfg. & Eng. Corp., Auto Vend Industries, Inc., Auto Vend of Virginia, Inc., Automatic Music Association of Western Pennsylvania, Inc., Automatic Specialty Products, Incorporated, Automotive Economy Corporation, Automotive Specialists Corp., Autophonic, Inc., Avery Construction Company, Inc., Aviation Services Corporation, Awin Builders, Inc.

B and B Market, Inc., B & C Incorporated, B. F. Jones Oil Co., Inc., B. Rapkin Sheet Metal, Inc., B & S Acquisition Corporation, Balladier Company, The, Barbara Stone Shops of Portsmouth, Inc., Barnes-Knight Company, Inc., Barney's Inc., Barrington Manufacturing Corporation, Barry's, Incorporated, Barry & O'Sullivan Inc., Basin Road Shopping Centre, Inc., Bassett Bros., Inc., Beacon Laboratories, Inc., Beautalure Sales Company, Belmont Development and Building Corporation, Belmont Industries, Inc., Beltone Hearing Institute, Incorporated,

Ben Franklin Corporation, Berger-Steinmetz Hardware Company, Bernard's Fur Shop, Inc., Bernard's—Texas, Inc., Bernards, Inc., Bert-Nel Corporation, Best Realty Company, Beverly Corporation, The, Bimat Homes, Inc., Birch Construction Corporation, Blackwater Oil & Gas Corp., Bobal Television, Inc., Bond Investment Co., Inc., Bond Vacuum Stores of Carolina, Inc., Bondwel of New York, Inc., Book Sales Corporation, Boomhower, Inc., Brady Manufacturing Company, Branding Iron Club A Corporation, Brazos-Western Oil & Gas Corp., Broadkirk Pearl Company, Inc., Brodskys, Inc., Bromar Corporation, The, Bror Dahlberg & Co., Inc., Brotherhood of The White Temple, Inc., Bruce Construction Co., Inc., Buckingham Stores, Inc., Burke Distributing Corporation, Business Audit, Inc., Business Builders Corporation, Butler-Zimmermann, Incorporated.

C. L. North & Co., C. W. Cain Tailoring Company, Cacoma, Inc., Cairo Electrical Sales & Service Inc., California-Maine Corporation, Camden-Dover Housing Corporation, Camden Restaurants, Inc., Camlot Productions, Inc., Camp Katahdin, Inc., Campbell-Hamilton Corporation, Can Machinery Corporation, Canal Barge Company, Inc., Canby Park Homes Inc., Canton Finance Corporation, Canute Oil Corp., Capital Inspection & Recharge Service, Inc., Capitol Contour Chairs, Incorporated, Capitol Packing Co., Inc., Capitol Restaurant Inc., Car Lease Service, Inc., Car Lease System, Inc., Caribbean Minerals Company, Carroll Construction Co., Inc., Carsmith Realty Co., Carso-lite Corporation, Carver Vocational Institute, Cary Maple Sugar Company, Inc., Castle Inc., The, Caston Corporation, Cedar Creek Farms, Inc., Cedar Hill Construction Corp., Celebration Lamp Shade, Inc., Celebrity Caterers, Inc., Centennial Investment Corporation, Central Contracting Co., Inc., Central Cosmetics, Inc., Central Drilling Company, Central States Public Service Co., Central T. V. Inc., Central Western Petroleum Corporation, Certified Research Products, Inc., Chain Stores, Inc., Chainlock Process Corporation, Chair Shop, Inc., The, Champlain Company, Inc., Champlain Valley Broadcasting Corporation, Channel Sightseers Inc., Charge-By-Check, Inc., Chateau, Inc., The, Chesapeake Realty Corporation, Chevy Chase Pet Shop, Inc., Chimney-Furnace Corporation, Choirs, Inc., Chipper Participants, Inc., Christian Leader Publishing Company, The, Cibola Industries, Inc., Cipango Enterprises, Inc., Citizens Development Company Incorporated, City Motor Sales, Inc., Clar-

ence W. McCaulley, Inc., Clean Home Products Incorporated, Clear Creek Mines, Inc., Clifton Woodworking, Inc., Club Mucho, Inc., Club Town & Country, Club Waldorf, Cobey Farm Equipment, Incorporated, Cokel, Inc., Colby Corporation, Collection Service Bureau, Inc., Colonial Food Co., Inc., Columbia Auto Loan, Inc., Combustion Research Corporation, Comet Engineering Company, Inc., Comfort Sales Company, Community TV Systems Inc., Compressed Air Service Corporation, Concrete and Cinder Corporation, The, Congress Shopping Center, Inc., Conservation Engineers, Inc., Consolidated Acceptance Corporation, Consolidated Drug Co., Inc., Consolidated Engineering Company, Consumers Chemical Corporation, Consumers Guild of America, Continental Beverages, Inc., Continental Chester Corporation, Continental & Export Sales Agency of Dallas, Inc., Continental Publishing Company, Inc., Continental Sheet Metal Company, Contract Furnishers, Inc., Cornell Oil & Gas Corp., Coronet Restaurant, Inc., Cosmetics Ltd., Cosmetiques Depaige, Inc., Cosmocolor Corporation, Cosmos Development Co., Inc., Course Oil Corporation, Couzinet Aircraft Corporation, Cowdrey & Co., Inc., Cowell Oil Associates, Inc., Cozy Home Co., Inc., Credit Corporation of America, Inc., Cresco Towing Company, Crest Productions, Inc., Crown Liquor Mart, Inc., Crude Oil Industries, Inc., Cuban Trade Index, Inc., The, Culhane Construction Company, Cunningham-Cobb Construction Company, Inc., Custom-Bilt Fixtures, Inc., Customcraft, Inc.

Daniel Boone Minute Men Association, Danner Realty Co., Davis-Stewart Commercial Corporation, De Sales Properties, Inc., Del-Mar Mortgage Corporation, Delaire Corporation, Delark Corporation, Delaware Coonhunters Association, Delaware Natural Gas Company, Delaware Setter And Pointer Club, Inc., The, Delaware Society of Public Accountants, Inc., The, Delaware Storage Incorporated, Delaware Valley Publishing Corporation, The, Delaware Writers, Inc., Delease, Inc., Delmar Raceways, Incorporated, Delmonia Corporation, The, Delwood Corporation, The, Dennis Loans, Inc., Depositors Certificate Corporation, Deputy Construction Co., Design Service Company of Delaware, Inc., Diamond State Brewery, Inc., Dianol Sales Corporation, Dihong Dredging Corporation, Disco Industries, Inc., District Book Store, Inc., District Cigarette Vending, Inc., District Sales Corp., Domain Investors Corporation, Dome Gas & Oil Corporation, Donald D. Kneesei, Inc., Doug Allan TV and Film

Productions, Inc., Douglas Investment Corporation, Drummond Sand & Gravel Corporation, Dual Control Driving Systems, Inc., Dulien Enterprises, Inc., Diplomat Corporation of America, Dyna-Phone Hearing Aid Corporation, Dynamic Electronics Corporation, Dynamics Research Corporation.

E. A. Juzwik & Co., E. A. Stevenson & Company, E. M. Browne International, Inc., Eagle Chemical Company, Inc., Eastern Aircraft Sales Corp., Eastern Development Company, Inc., Eastern Hide & Fur Co., Eastern Marine Company, Eastern Morocco Minerals, Inc., Eastern Paint and Remodeling Company, Inc., Eastern Re-Light Corporation, Eastern Tankers Seaways Corp., Eden Park Builders, Inc., Edgehill Liquors, Inc., Educational Productions, Inc., Educational Sales and Research, Inc., Egg-O-Matic Chickens, Inc., El Canada Columbia Mines Company, El Ghedem Mining Corp., Eldon Miller Mfg. Co., Electric Company of Costa Rica, Electric Sales Co., Inc., The, Electro-Components Corporation of America, Electrobeam, Inc., Electronic Railway Signal Company, Electroplex Corporation, Elgin-corp Corp., Elm Crest Farms, Inc., Elmhurst Heating and Appliance Co., Emco Associates, Inc., Empire Engineers & Constructors, Inc., Empire Mining and Refining Company, Inc., Empire Realty & Insurance Corporation, Engineering Associates, Inc., Engstrum Aerosol Valve Manufacturing Corp., The, Enterprise Council No. 16 Junior Order United American Mechanics, Incorporated, Enterprise Supply Co., Eocene Channel Mining Co., Equitable Credit Company, Northeast, Equitable Steel Corporation, Erlebacher, Inc., Essex Farm Labor Association, Ethiopia-African-War Relief, Inc., Eubanks, Inc., Eugene Davidson, Incorporated, Eureka Oil Co. Inc., Exotic Aquarium Supply Co., Inc.

F & G Investment Co., Inc., F & H Construction Company, F. Herbert La Rue & Co., F. J. McGinley and Son, Inc., Famous Foods of America, Inc., Far East Commerce Corporation, Ltd., Far East Facilities Corporation, Farmers Sales and Service Corporation, Farr Corporation of Delaware, The, Farrand Chemical Company, Inc., Farval Corporation, Federal Business Machines Corporation, Fenwick Island Company, Fidelity Lodge No. 25, I. O. O. F. of Frankford, Delaware, Fidelity Tube Corporation, Fire Ball Cycle Club, Inc., The, Firefoil Corporation, The, First National Hotels, Inc., Fish Distributors Cooperative

Association, Inc., Fisher-Lanham Company, Inc., Flame Restaurants, Inc., The, Flamingo Club, Inc., Flashdex, Inc., Flexi-Fend Corporation, Flordisco, Inc., Florida Citrus Products Corp., Fluid Power Company, Food Bank, Inc., Food Bank of Texas, Inc., Food Development Corporation, Food-Savers Club, Inc., Food Wholesalers Corporation, For-U-Hosiery Mills, Inc., Ford Photo Supply, Inc., Foreign Television, Incorporated, Fortrade Corporation, Forty-Acre Athletic Club, Fotorama Corporation, Fox Hardware, Inc., Frank's Bar & Grill, Inc., Franmor Custom Footwear, Inc., Frazer Products, Inc., Frederick Clothes, Incorporated, French Shop, Inc., The, Friendship Corporation, The, Friendship Stations, Inc., Froma, Inc., Frontier Airmotive, Inc., Furniture Contractors, Inc., Furniture Fair, Inc., The, Fuse Indicator Corporation, Future Oil Corporation.

G. Howard Hodge Foundation, Inc., G. I. Family Travel, Inc., G & M Motors, Inc., Gabriel Pascal Enterprises, Inc., Gap Corporation, The, Garsette Industries, Inc., Gary Marshall Realty and Investment Corporation, Gateway Inn, Inc., Gen Radio and Television Corporation, General Carton Corporation, General Construction Services, Inc., General Electrosonics, Inc., General Magnesium Foundries, Inc., General Pharmaceutical Corporation, General Refrigeration & Heating Products, Inc., Gentry Oil and Gas Corporation, George B. Houck, Inc., Germicidal Corporation of America, Gerrity Company-Seattle, Inc., Giant Department Stores, Inc., Gibraltar Steel Corporation, Gilbertson Botanical Gardens, Inc., Glamorama, Inc., Glasgow Commercial Corporation, Glasgow Rod & Gun Club, Glenside Laundry, Inc., Global Oil & Drilling Co., Inc., Globe-Miami Copper Zinc Corporation, Glu-Pen Corporation, Glu-Pen Western Hemisphere Corporation, Golden Fry Food Products Co., Golden Peacock Restaurant, Inc., Gondola, Inc., Good Samaritan Brotherhood, Inc., Goody's, Inc., Gordon & Sisco, Inc., Government Employees Marketing Service Inc., Governmental Business Services, Inc., Graham's Stores, Inc., Graham-Zerkel Ore Company, Inc., Grand Valley Oil Corporation, Grandon Hotel, Inc., Grandview Construction Co., Great International Development Corporation, Great Oaks Oil & Gas Corp., Green Bay Development Corporation, Green Meadow Farms, Inc., Greenwood Builders, Inc., Greenwood Warehouse Corporation, Gunn Engineering Co., Guy V. Butler & Sons Construction Corporation, Inc.

H. B. Van Dyke Associates, Incorporated, H. C. Marsh & Company, Inc., H. E. Logan Construction Company, Inc., H. S. Azar Company, Incorporated, Haitian Dessalines Western Hemisphere Trade Corporation, Hall-Potomac, Inc., Hamby Bros., Inc., Hampshire Homes, Inc., Happy Home Trailer Co., Harmon Gas Corp., Harold P. Rudolph Sales Co., Harper and Proctor, Inc., Harris Company, Inc., The, Harry Pollin & Sons, Inc., Harvey Jewelers, Inc., Hathaway Steel Corporation, Havasnak Corp., The, Hawker Uranium Mines Corporation, Hazleton Planing Mill Co., Head of Christiana Cemetery Association, The, Heinz, Johnson, Dunn & Associates—Alabama, Inc., Heinz, Johnson, Dunn & Associates—Arkansas, Inc., Heinz, Johnson, Dunn & Associates—Florida, Inc., Heinz, Johnson, Dunn & Associates—Georgia, Inc., Heinz, Johnson, Dunn & Associates—Illinois, Inc., Heinz, Johnson, Dunn & Associates—Indiana, Inc., Heinz, Johnson, Dunn & Associates—Iowa, Inc., Heinz, Johnson, Dunn & Associates, Kansas, Inc., Heinz, Johnson, Dunn & Associates—Kentucky, Inc., Heinz, Johnson, Dunn & Associates—Louisiana, Inc., Heinz, Johnson, Dunn & Associates—Michigan, Inc., Heinz, Johnson, Dunn & Associates—Minnesota, Inc., Heinz, Johnson, Dunn & Associates—Mississippi, Inc., Heinz, Johnson, Dunn & Associates—Missouri, Inc., Heinz, Johnson, Dunn & Associates—Nebraska, Inc., Heinz, Johnson, Dunn & Associates—North Carolina, Inc., Heinz, Johnson, Dunn & Associates—North Dakota, Inc., Heinz, Johnson, Dunn & Associates—Ohio, Inc., Heinz, Johnson, Dunn & Associates—Oklahoma, Inc., Heinz, Johnson, Dunn & Associates—South Carolina, Inc., Heinz, Johnson, Dunn & Associates—South Dakota, Inc., Heinz, Johnson, Dunn & Associates—Texas, Inc., Heinz, Johnson, Dunn & Associates—Wisconsin, Inc., Heinz, Johnson, Dunn—Atlantic, Inc., Heinz, Johnson, Dunn—Maryland, Inc., Heinz, Johnson, Dunn—Pacific, Inc., Heinz, Johnson, Dunn—Pennsylvania, Inc., Heinz, Johnson, Dunn—Virginia, Inc., Hemisphere Western Oil Co., Hemsworth, Inc., Henry Company, The, Hi-Ho Club, Inc., Hi-Life Battery Corporation, Hi-Way Bar & Grille, Inc., Hickman's Refrigeration Sales, Inc., Hicks Motors, Inc., Hillcrea Export & Import Corporation, Hilltop, Inc., Hitching Post Foods, Inc., Holiday Isles Co., The, Holzbeierlein and Sons, Inc., Homac Stone Ground Millers, Inc., Home Development Corporation, Home Utilities Corporation, Hopwood Manganese Company, Inc., Horace J. Meyers Co. Inc., Horner, Inc., Hotel Grande, Inc., Houchens

Medicine Company, House Aids Products Corporation, House of Wong, Inc., The, Housing Products Corporation, Houston Investors, Inc., Hudson's Bakery, Incorporated, Hyattsville Motors, Inc., Hyde Park Construction Co., Hydrocap Central, Inc., Hydrocap Eastern, Inc.

I. Koulaieff's Sons Incorporated, Illinois-Texas Corporation, Imperial Blue & Photoprint Co. Inc., Independent Syndicate, The, Indian Development Corporation, Indian River Mills, Incorporated, Indoilgasco, Inc., Industrial Development & Financing Corporation, Industrial and General Works Corporation, Industrial Resource and Development Corporation, Inland Mining Corporation, Insuranstock Distributors, Inc., Insuranstock Fund, Inc., Inter-American Mining Corporation, Intercinema, Inc., International Aquella Products, Inc., International Bankers Investment Corporation, International Credit Company, International Film Corporation, International Indev Co., Inc., International Public Relations Corp., International Releasing Organization, Inc., International Services of Information Incorporated, International Telephoto Finish Corporation, International Trading Syndicate, International Travel Consultants, Inc., Interstate Haulers, Inc., Interstate Training Service, Inc., Ira C. Shellender Funeral Home, Inc., Iron Corporation, The, Irving Laboratories, Inc., Italian American Social Club.

J. F. Toner, Inc., J. Rorison, Inc., Jack's Market Co., Jackmor, Inc., James Hannan & Son, Inc., James Roy Company, Japanese Development Corporation, Jewell Oil & Gas Corporation, John H. Whitwell, Incorporated, John M. Given Co., The, John McHenry & Sons, Inc., Johnson Automatics, Incorporated, Joseph Zausmer, Inc., Joyce Wilmington, Ltd., Joyner Corporation, The, JPM Research Institute, Julius & Gerry Golding Foundation, Inc., Jupiter Electric Corporation, The.

K & C Steamship Corp., K and K Sales Co., Inc., K-P Farm Supplies, Inc., Kane Carburetor Corporation of Delaware, Kansas Oil Co. Inc., Karlsson Construction Company, Kay-Em Enterprises, Inc., Keenan Properties, Inc., Kelldano Builders, Inc., Kenbar Company, Inc., Kenford, Inc., Kenmore Realty Co., Inc., Kent Lumber & Supply Co., Kentucky Oil and Mineral Development Company, Kenwood Corporation, The, Kenyon Auto Finance Company, Keystone Shipping Corp., King Enurtone Laboratories of Washington, D. C., Inc., King Land & Gas Company,

Kistner Corporation, The, KLB Oil Corporation, Konrad's, Inc., Koster's Frozen Food Lockers, Inc., Krock-Erwin Associates Incorporated, Kutner & Son Flour Co.

L. J. Cowie Company, Inc., LaComeur Restaurant and Lounge, Inc., Lacy's, Inc., Lacy's, Inc. of Georgia Avenue, Lacy's, Inc. of Northeast, Lacy's, Inc. of Southeast, Lan-A-Tone Corporation, The, Lalo Corporation, Lancaster Dairy Queen, Inc., Lapot, Inc., Larstan Vendors, Inc., Lattin Company, Inc., Laurel Dress Co., Laurel Steel and Iron Works, Inc., Lea Liquors Company, Le Mieux Brothers, Inc., Les Amis Des Enfants De France, Inc., Level Coal Mining Company, Inc., The, Levittown Educational Foundation, Lewes Anglers Association, Life-Time Battery Distributors, Inc., Likini Sprinkler Service, Limited, Lillian Shutter Productions, Inc., Lindberg Instrument Co., Inc., Lincoln Tanning Company, Lindsey Television Company, Lingold Company, The, Link Radio Corporation, Lithoprintex Corporation, Little Laura Lee Circle Kings Daughters, Incorporated, Livingston Uranium Corporation, Lloyds London (Canada) Limited, Loch Lynn Gas Corp., Loewi-Properties Inc., Longfellow Park Cafe, Inc., Longobardi Enterprises, Inc., Lou Daniels Inc., Louis Schwartz Stores of Wichita Falls, Inc., Louise Armour, Inc.

M. B. Speer & Co., Incorporated, M-R Safety Ejector Parachute Corp., Madison Athletic Association, Magar Home Products, Inc., Magellan's International, Inc., Magniwave Corporation, The, Mail Users Association of America, Inc., Majestic Pearls Center, Inc., Major Insulation Company, Major Motor Sales, Inc., Malcolm Apartments, Inc., Maple Oil, Inc., Mar-Lyn Corset Shop, Inc., Marine Salvage and Research Corporation, Maritime Carriers Corporation, Market Service Station, Inc., Mars Restaurant, Inc., Marsh Realty, Inc., Marshallton Consolidated Civic Association, Marwood, Inc., Maryland Bearings Inc., Masbestex Corporation of America, Mason-Dixon Enterprises, Inc., Masterline Corporation of Delaware, Maverick Flameproofing Corporation, Maxmor Associates, Inc., McCarthy Associates, Inc., McGough, Inc., McMillan Chevrolet Company, Meadowbrook Apartments, Inc., Melberne Construction Co., Inc., Melton & McDaniel, Inc., Mensch & Company, Inc., Merion Corporation, Merritt Hotel Corporation, The, Metals and Materials, Inc., Metropolitan Investment Corp., Mexican Enterprises, Inc., Meyer's Poultry Co., Michigan Marine, Inc., Mid-Eastern Oil Corp., Mid-State Appliances & Service, Inc., Middle Atlantic

Truck Owners Association, Inc., Middleton Steel Co., Inc., Midwestern Utility Engineers, Inc., Miers & Rogers Well Servicing, Inc., Millened, Inc., Millor Products, Inc., Millsboro Packing Company, Millside Stores, Incorporated, Milton Isen, Inc., Mineral Creek Land Company, Inc., Mines & Minerals, Inc., Minyar Corp., Miracle Block Corporation, Miracle Hinge, Inc., Mo-Ill Stave Co., Mobile Salvage Corporation, Modern Upholsterers Inc., Mondial Industries, Incorporated, Money Back Stamp Corporation, Montauk & New London Steamboat Company, Inc., Montgomery Hotel Co., Moonlight Carry Out Shop, Inc., Moorhouse, Bowman & Brandt, Inc., Morano's Liquor Store, Inc., Morris M. Rosin, Inc., Morris Manufacturing Company, Morrows Corporation, The, Mortgage Loans, Inc., Mother Hubbard's Carry Out Shops, Inc., Mundy Engineering Corporation, Inc., Municipal Securities, Inc., Muntz Car Company of California, Murray Drug and Chemical Company, Inc., Murwin Improvement & Development Corp., Mutual Finance System of America, Inc.

N. M. A. C. P. A., Inc., Namreed Corporation, National Aircraft Service Corporation, National Auto Brokers, Inc., National Automotive Forwarding Company, National Business Corporation, National Credit Card, Inc. of Delaware, National Development Corporation, National Electronics Corporation, National Engineering Associates, Incorporated, National Food Market Incorporated, National Foundation for Children's Day, Inc., National Foundation for Good Government, Inc., National General Grand Masonic Congress of The John G. Jones Affiliation, A. F. & A. M. for the United States and Canada, Inc., The, National Heating Corporation, National Hotels, Inc., National Independent Transport Association, Inc., National Transport Equipment Co., National Transportation Co., Inc., Needles-Safeway Wholesale Cleaners and Dyers, Inc., Negro Republicans, Inc., Neilsam Warehouse Co., Inc., Nelson Chemical Corporation, Nelson-Combs, Inc., Nelson Motor Co., Inc., Nelson Roofing Company, New Castle Historical Society, New Dictatype Company, Incorporated, New London Corp., New-Penn Construction Company, Newport Shopping Center, Inc., Newton Investment Company, Ney's Shopping Service, Inc., Ninth & Broad Street Corp., No-Run Corporation, North American Pipeline Producers Co., North Star Mines, Ltd., North Star Oil & Uranium Corporation, North Texas Re-Light, Inc., Northeast Contractors, Inc.,

Northern Virginia Building Owners and Managers Association, Nu-Way Trash Company, Inc.

O'Day Engineering Corporation, Oakes and Oakes, Inc., Ocean View Poultry Company, Ohio River Steel Corporation, Oil Financing & Development Corporation, Oil Review Publishing Company, The, Okinawa Flour Mill and Feed Company, Incorporated, Oklahoma Glass Fiber Corporation, 1953 Camera Show of Washington and Baltimore, Inc., 1912 Resaurant, Inc., 1737 De Sales, Inc., Open Door Cafeteria, Inc., The, Original Ham 'N Egger, Incorporated, The, Orinoco Oil Company, Orion Productions, Inc., Orleans Company, Inc., Osiecki-Delaney Promotions, Inc., Overbrook-Pickering Corp., Overseas Processes & Products, Inc., Owens Penn Gas & Oil Company, Owensboro Oil Operations, Inc.

P. & F. Drilling Co., Inc., P. H. Thomas & Associates, Inc., P. and J. Restaurant, Inc., P. O. Smith Sales and Service, Inc., Pacific Mortgage & Investment Company, Inc., Pacific Telecoin Corporation, Pan American Carton Corporation, Panama American Petroleum Corporation, Pantico, Inc., Park-Ad Company, Parkcreek, Inc., Parr-Massell Warehouse Company, Parsenn, Inc., Partridge & Co., Inc., Past Sachems Association of Red Men of Delaware, The, Patriotic Order Sons of America Building Association, Paul J. Sheridan, Incorporated, Peerless Coal Company, Pen Liquors, Inc., Pen-Rich, Inc., Peninsula Stock Car Racing Association, Inc., Penn-Rose Auto Sales, Incorporated, Penn-Washington Oil & Gas Company, Pennler Theatre Corporation, Penrock Construction Co., Inc., Pennware Theatre Corporation, Perm-A-Grip Fastener Co., Inc., Permachem Foundation, Inc., The, Permian Basin Television Company, Permyron Corporation of America, Pestex Company, Petco, Inc., Petroleum Research Corporation, Philcot Corporation, Pioneer Rental Corporation, Pittsburgh-McLaren Gold Mines, Inc., Plymouth Transportation & Service Corporation, Poland, Inc., Polly Prim Laundries of America, Inc., Por-Tel, Inc., Port Angeles Western Railroad Company, Port of Delaware Authority, Inc., Potomac Garage, Incorporated, Potomac Industries, Inc., Potomac Sea Food Restaurant, Inc., Powers Manufacturing Company, Powhatan Realty Co., Prince Boat Corporation, Printz Builders, Inc., Producing Oil Wells, Inc., Progressive Bakery Machines, Inc., Property Development Co., Propetro, Inc., Prudence, Incorporated, Prudential Steamship Agency, Inc., Prudential Steel Cor-

poration, Public Preference, Inc., Public Service Contractors, Inc., Purchase and Supply Corporation, Purnell's Farm Implements, Inc., Purnell's Garage, Inc., Psychco Products Corporation.

Quaker Trading Corporation, Quality Chemicals, Inc., Quantum Corporation.

R. Joseph Kuklich, Inc., R-O Corp., R & S Cleaners, Inc., Raleigh Hotel Operating Company, The, Ralph W. Bugli, Incorporated, Ramac Corporation, The, Ramsdell Mining & Industrial Corporation, Rave Laboratories Inc., Raymond M. Wilmotte Inc., Realty Exchange, Inc., Rebel Social Club, Inc., Recordgraph Corporation, Red Clay Valley Association, Inc., Reducomatic Corporation, Rehoboth-Indian Beach Surf Club, Inc., Reinforced Paper Bottle Corporation, Relda Fine Shoes, Inc., Remco Products, Incorporated, Remer, Mitchell & Reitzel, Inc., Remote Divers, Inc., Replasco, Inc., Restmere Estates, Inc., Revacto Distributing Corporation, Revere Oil & Gas Co., Rex Construction Co., Inc., Rialb Associates, Inc., Rich Coffee Company, Richard G. Alexander Manufacturing Company, Richmond Harris, Inc., Ricky Ties, Inc., Ries & Weber, Inc., Roan and Poppelman, Inc., Robbins Trailer Corporation, Robert J. Henry Ltd., Robert Tunica Electric Company, Robinson Lumber Company, Rockingham Poultry Co., Inc., Rodin Museum of Philadelphia, Jules E. Mastbaum Foundation, Incorporated, Rolyn Corporation, Roma Chemical Corporation, Ronfred Corporation, Rosemarie De Paris, Washington, Inc., Ross Wholesale Jewelers, Inc., Roswell W. Geils Associates, Inc., Royalty Corporation of America, Rudon Productions, Inc., Russcarr, Inc., Ryan Foundation, Inc., The.

S. B. Q. Company, S. N. McBride Co., Inc., S S & G Building Corporation, S. & S. Shop, Inc., The, S. W. Paul Company, Saf-T-Gard, Inc., Safety Tower Ladder Company, St. Clair Corporation, Salomon & Hyatt Corporation, Samson United Corporation, Samuel Brothers, Inc., Scandinavian Enterprises, Inc., Scherer-Boyce Co., Inc., Schlafly Nolan Oil Company, Inc., Scibor Associates, Inc., Scientific Nutrition Corporation, Seaford Package Store, Inc., Seaside Homes, Inc., Seaward S. Lee, Inc., Second Ward Republican Club, Security & Foreign Trading Inc., Selda, Inc., Seneca Enterprises, Inc., Service Supply Stores Inc., Sessany Corporation, Shepard Line (Argentina), Inc., Sherman Plastering Corporation, Shipley Corporation, Shipley Park Corporation,

Shirley Presentations, Inc., Shoreham Park Men's Shop, Ltd., Silas Williams Rubber Corporation, Silco Products Corporation, Simco Sewing Machine Co. Inc., Sinfra Corporation, Skinner Motors, Inc.—Delaware, Sky-Ride Helicopter Corporation, Slagle Beryllium Company, Inc., Smith, Davis Corporation, The, Smith and McGuire, Inc., Sod Edman & Son, Inc., Solar Products Corporation, Sommer Bros. Construction and Schriber Contracting Co., Inc., Sontho, Incorporated, Sound Marine Construction Company, The, Southeast Market, Inc., Southern Associated Oils, Inc., Southern Florida Television Corporation, Southern Maryland Builders, Inc., Southern Tractor Manufacturing Corporation, Southwest Steel Export Corporation for Central America, Southwest Steel Export Corporation for Mexico, Southwest Steel Export Corporation for South America, Spartanburg Transit Co., Speed-Jet Oil Tank Service Company, Spencer Grean Investment Research, Inc., Sportstown, Inc., Spot, Inc., The, Stadium Golf Courses, Inc., Stagson Research Corporation, Stamco Products, Inc., Standard Meat Co., Inc., Standard Valve & Coupler Sales, Inc., Stanley Loans, Inc., Stanley-Marshall Company, Inc., Star Radio Company, Star Realty Corporation, State-Line Mines, Inc., State Sewing Center, Inc., of California, Steel Transport, Inc., Steen's Hatchery, Inc., Stenfer Hardware and Supply Company, Sterile Milk Products Corporation, Sterling Engineering & Construction Co., Sterling Finance Corporation, Stevens Stores, Inc., Strategical Demolition Torpedo Company, The, Strawberry Tungsten Mines, Inc., Struc-Tite Laboratories, Inc., Stylecraft Greetings, Inc., Super Food Market Inc., Superior Ice, Inc., Superior Mining Corporation, Supia Gold Dredging Company, Suprene Contractors, Inc., Sussex County Petroleum Dealers Credit Association, Inc., The, Swann Construction Corporation, Swanwyck Social Center, Inc., Swensons, Inc., The, Synchro Electronic Corporation, Synvar Southern Corporation.

T & D Construction Co., T. F. Macknik Laboratories, Inc., Taylor Products, Inc., Tax Info., Inc., Tea House, Inc., The, Technical Associates, Inc., Telephone Answering, Inc., Telephone Answering & Recording Corporation, Television Corporation of America, Television Progress, Inc., Television Rental and Sales Corporation, Television Tube Corporation, 10511 Artesian Corporation, Texas Central Oil and Gas Co., Texas Coast Oil and Gas Company, Texas Republic Oil Company, Texas Southern Oil Corporation, Texas Ventures, Inc., Textile Engineering Cor-

poration, Thellman Manufacturing Company, Theodore Morde, Incorporated, Third Street Social Club, Inc., Third Ward Republican Club, Tidelands Engineering & Supply, Inc., Tim Bruce Oil Corporation, Tonto Minerals, Inc., Tool Steel Corporation, Topical Emprise Corporation, Touche, Inc., Town Talk Bakery, Inc., Trans-American Television Corporation, Trans-American Television Enterprises, Inc., Trans-Texas Gas Pipeline Company, Travel Facts, Incorporated, Treesdale Laboratories, Inc., Tri-Picks, Incorporated, Tri-State Electrical Inspection Co., Tropic Shop, Philadelphia, Inc., Tropical Agencies, Inc., Tropical Broadcasting Company, True Holiness Church of Christ, Incorporated, Tully Construction Co., 21st Century Productions, Inc., Twin City Securities Corporation, Twin States Foundry & Marine Works, Inc.

U. P. A. D. Incorporated, Union Holding Corporation, Union-May Co., Inc., United Commercial Acceptance Corporation, United Electric Controls Corporation, United Foundation of U. S. A. Inc., United Negro Assemblage, Incorporated, United Productions Co., Inc., United Setonia Mines, Inc., United States Improvement Co., Inc., United States Pipe Line Company, United Steel Manganese Corporation, Universal Applied Science Corporation, Universal Associates, Inc., Universal Electronics Corporation, Universal Oil Well Tool Company, Universal Peace Institute, Inc., The, Universal Sports Events, Inc., Universal Steel Strapping Co., Universal Strapping Distributors, Inc., Utilities Construction Corporation, The.

Vaco Manufacturing Corporation, Van-Rega, Inc., Vandever Ave. Realty Co., Inc., Variety Sales Company, Inc., Variety Vending Corporation, Various Enterprises, Inc., Vendome International Corporation, Vicky's Beauty Shoppe, Inc., Village Flower and Gift Shoppe Inc., The, Vilone Village Civic Association, Vinal E. Bennett, Inc., Vita Meter Corporation, Vogue Cleaners, Inc., Volunteer Firemen's Relief Association of Wilmington, Delaware, The.

W. Earl Richards General Agency, Inc., W. L. Griffith Company, Waco Industries, Inc., Wal-Don, Inc., Walter J. Taylor & Company, Walter O. Bennett & Co., Walter Realty Company, Ward Wholesale Drug Company, The, Warren R. De Long, Inc., Warsaw-Bregman, Inc., Washington Auto Body & Paint Works, Inc., Washington Brokerage Co., Inc., Washington Construction

Shirley Presentations, Inc., Shoreham Park Men's Shop, Ltd., Silas Williams Rubber Corporation, Silco Products Corporation, Simco Sewing Machine Co. Inc., Sinfra Corporation, Skinner Motors, Inc.—Delaware, Sky-Ride Helicopter Corporation, Slagle Beryllium Company, Inc., Smith, Davis Corporation, The, Smith and McGuire, Inc., Sod Edman & Son, Inc., Solar Products Corporation, Sommer Bros. Construction and Schriber Contracting Co., Inc., Sontho, Incorporated, Sound Marine Construction Company, The, Southeast Market, Inc., Southern Associated Oils, Inc., Southern Florida Television Corporation, Southern Maryland Builders, Inc., Southern Tractor Manufacturing Corporation, Southwest Steel Export Corporation for Central America, Southwest Steel Export Corporation for Mexico, Southwest Steel Export Corporation for South America, Spartanburg Transit Co., Speed-Jet Oil Tank Service Company, Spencer Grean Investment Research, Inc., Sportstown, Inc., Spot, Inc., The, Stadium Golf Courses, Inc., Stagson Research Corporation, Stamco Products, Inc., Standard Meat Co., Inc., Standard Valve & Coupler Sales, Inc., Stanley Loans, Inc., Stanley-Marshall Company, Inc., Star Radio Company, Star Realty Corporation, State-Line Mines, Inc., State Sewing Center, Inc., of California, Steel Transport, Inc., Steen's Hatchery, Inc., Stenfer Hardware and Supply Company, Sterile Milk Products Corporation, Sterling Engineering & Construction Co., Sterling Finance Corporation, Stevens Stores, Inc., Strategical Demolition Torpedo Company, The, Strawberry Tungsten Mines, Inc., Struc-Tite Laboratories, Inc., Stylecraft Greetings, Inc., Super Food Market Inc., Superior Ice, Inc., Superior Mining Corporation, Supia Gold Dredging Company, Supreme Contractors, Inc., Sussex County Petroleum Dealers Credit Association, Inc., The, Swann Construction Corporation, Swanwyck Social Center, Inc., Swensons, Inc., The, Synchro Electronic Corporation, Synvar Southern Corporation.

T & D Construction Co., T. F. Macknik Laboratories, Inc., Taylor Products, Inc., Tax Info., Inc., Tea House, Inc., The, Technical Associates, Inc., Telephone Answering, Inc., Telephone Answering & Recording Corporation, Television Corporation of America, Television Progress, Inc., Television Rental and Sales Corporation, Television Tube Corporation, 10511 Artesian Corporation, Texas Central Oil and Gas Co., Texas Coast Oil and Gas Company, Texas Republic Oil Company, Texas Southern Oil Corporation, Texas Ventures, Inc., Textile Engineering Cor-

poration, Thellman Manufacturing Company, Theodore Morde, Incorporated, Third Street Social Club, Inc., Third Ward Republican Club, Tidelands Engineering & Supply, Inc., Tim Bruce Oil Corporation, Tonto Minerals, Inc., Tool Steel Corporation, Topical Emprise Corporation, Touche, Inc., Town Talk Bakery, Inc., Trans-American Television Corporation, Trans-American Television Enterprises, Inc., Trans-Texas Gas Pipeline Company, Travel Facts, Incorporated, Treesdale Laboratories, Inc., Tri-Picks, Incorporated, Tri-State Electrical Inspection Co., Tropic Shop, Philadelphia, Inc., Tropical Agencies, Inc., Tropical Broadcasting Company, True Holiness Church of Christ, Incorporated, Tully Construction Co., 21st Century Productions, Inc., Twin City Securities Corporation, Twin States Foundry & Marine Works, Inc.

U. P. A. D. Incorporated, Union Holding Corporation, Union-May Co., Inc., United Commercial Acceptance Corporation, United Electric Controls Corporation, United Foundation of U. S. A. Inc., United Negro Assemblage, Incorporated, United Productions Co., Inc., United Setonia Mines, Inc., United States Improvement Co., Inc., United States Pipe Line Company, United Steel Manganese Corporation, Universal Applied Science Corporation, Universal Associates, Inc., Universal Electronics Corporation, Universal Oil Well Tool Company, Universal Peace Institute, Inc., The, Universal Sports Events, Inc., Universal Steel Strapping Co., Universal Strapping Distributors, Inc., Utilities Construction Corporation, The.

Vaco Manufacturing Corporation, Van-Rega, Inc., Vandever Ave. Realty Co., Inc., Variety Sales Company, Inc., Variety Vending Corporation, Various Enterprises, Inc., Vendome International Corporation, Vicky's Beauty Shoppe, Inc., Village Flower and Gift Shoppe Inc., The, Vilone Village Civic Association, Vinal E. Bennett, Inc., Vita Meter Corporation, Vogue Cleaners, Inc., Volunteer Firemen's Relief Association of Wilmington, Delaware, The.

W. Earl Richards General Agency, Inc., W. L. Griffith Company, Waco Industries, Inc., Wal-Don, Inc., Walter J. Taylor & Company, Walter O. Bennett & Co., Walter Realty Company, Ward Wholesale Drug Company, The, Warren R. De Long, Inc., Warsaw-Bregman, Inc., Washington Auto Body & Paint Works, Inc., Washington Brokerage Co., Inc., Washington Construction

Co., Inc., Washington Food Services, Inc., Washington Institute of Medicine Research Foundation, Washington Steamship Corporation, Washington Trade Associates, Inc., Webster Coal Co., Weitner Aerophoto Service, Incorporated, West Broad Street, Inc., West Farm Maintenance Corporation, West Side Republican Club, Westchester Co-Operative, Inc., The, Western Metals, Incorporated, Western Steel Corporation, Western Sulphur Corporation, Western Tube Corp., Westex International Corporation, Westview Construction Company, Wheeler's Wholesale Florist, Inc., Whit Co., Inc., The, Whitney Import Corp., Whitney Properties, Inc., Wil-Del Housing Corporation, Wildwood Follies Theatre, Inc., Will Park, Inc., Wm. A. Ruth, Inc., William E. Williams Company, William J. Hobbs Associates, Inc., William W. Christmas Research Corporation, Williams & Gordon, Inc., Williams Real Estate Company, Williams-Shepherd Construction Corporation, Williston Basin Oil Company, Wilmington Auto Auction, Incorporated, Wilmington Construction Company, Wilmington Glass & Chemicals Corp., Wilmington Live Stock Yards, Inc., Wilmington Photo-Play Company, Wilmington Press Club, Inc., Wilson Dairy Co., Inc., Witherspoon Inn, Inc., Witt & Company, Inc., Wolcott Research Corporation, Wonder Products, Inc., Woodbine Oil Corporation, Woodson Construction Co., World Industrial Development Syndicate, World Traders & Developers, Ltd., Wychwood Oil Incorporated.

Young Development Company, Young Trading Company, Ltd., Yukon Contractors, Inc.

IN TESTIMONY WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be hereunto
 (GREAT SEAL) affixed this seventeenth day of January, in the year of our Lord one thousand nine hundred and fifty-seven, and of the Independence of the United States of America, the one hundred and eighty-first.

By the Governor:

J. CALEB BOGGS

JOHN N. McDOWELL, Secretary of State

CHAPTER 385
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, for more than one hundred years, one of the greatest influences for good among the youth of the nation has been the Young Men's Christian Association; and

WHEREAS, the Y. M. C. A. as it has become known over the years, adds greatly to the moral fibre of our young men, instilling in them a love of God and country, and urges them to become loyal and healthy citizens through physical fitness programs; and

WHEREAS, the Y. M. C. A. is known internationally for its exporting of American know-how to undeveloped lands, and has in great measure nurtured good will for the United States of America among the nations of the world; and

WHEREAS, it is important that each year special attention is called to the services rendered and the gains made by an organization so vitally interested in the youth of our nation; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and proclaim the week of January 27 through February 3, 1957, as

Y. M. C. A. WEEK IN DELAWARE

During that time, I urge our citizens to learn more about this wonderful organization which has active Associations operating in Wilmington and Dover. It is my further hope that the services rendered by the Y. M. C. A. may soon be extended to all areas of our state so that our youths may reap full benefit from the extensive programs conducted year-round by those interested in our general welfare.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Seventeenth day of January in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 386

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Delaware Association of Police, aside from its duties in enforcing the law, conducts a meritorious program in the interest of the state's youth; and

WHEREAS, each year, this organization of law enforcement officers presents our youth with opportunities to compete in the annual Soap Box Derby, in a well organized baseball league and also provides an outstanding Christmas party for youngsters; and

WHEREAS, this program of activities costs the Delaware Association of Police in excess of \$25,000 annually, a fund which is largely raised through voluntary contributions and some social events in which the public may participate; and

WHEREAS, the annual D. A. P. Ball, scheduled to be held in Wilmington on February 22, 1957, provides one of the chief sources of revenue for the organization's extensive program; and

WHEREAS, this event appropriately takes place on the birthday of George Washington, the Father of our Country, who has long been upheld as an ideal to the youth of our state and nation; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside February 22, 1957, as a day not only to pay tribute to our First President, but as an occasion when all Delawareans may join in a social evening to assist in supporting one of our finest organizations and its valued program. It is my hope that citizens throughout Delaware will give full support to this D. A. P. project, so that an even larger number of our young people may share in future activities.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
fourth day of January in the year of Our Lord
One thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 387

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the annual celebration of February as Brotherhood Month is sponsored by the Delaware Region of the National Conference of Christian and Jews, and

WHEREAS, the National Conference of Christians and Jews is diligently working to establish a social order in which the religious ideals of brotherhood and justice shall become the standards of human relationships, and

WHEREAS, the purpose of Brotherhood Month is to symbolize renewed dedication to the ideals of greater tolerance, understanding, friendships, and cooperation among all our citizens, and greater respect for the differences and beliefs of our people, and

WHEREAS, our strength as one nation under God depends on our unity and informed vigilance as a free people, and

WHEREAS, Brotherhood Month is in the tradition established by our forefathers and enunciated in the Declaration of Independence and the Constitution and deserves the wholehearted cooperation of all the people of our State:

NOW, THEREFORE, I, J. CALEB BOGGS, by virtue of the authority vested in me as Governor of Delaware, do hereby proclaim the month of February as

BROTHERHOOD MONTH

in Delaware, and urge the people of this State to observe this month with full awareness of their responsibility to increase that spirit of brotherhood so essential to the progress of our State and our Nation.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Thirtieth
day of January in the year of Our Lord One
thousand nine hundred and fifty-seven and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 387
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the annual celebration of February as Brotherhood Month is sponsored by the Delaware Region of the National Conference of Christian and Jews, and

WHEREAS, the National Conference of Christians and Jews is diligently working to establish a social order in which the religious ideals of brotherhood and justice shall become the standards of human relationships, and

WHEREAS, the purpose of Brotherhood Month is to symbolize renewed dedication to the ideals of greater tolerance, understanding, friendships, and cooperation among all our citizens, and greater respect for the differences and beliefs of our people, and

WHEREAS, our strength as one nation under God depends on our unity and informed vigilance as a free people, and

WHEREAS, Brotherhood Month is in the tradition established by our forefathers and enunciated in the Declaration of Independence and the Constitution and deserves the whole-hearted cooperation of all the people of our State:

NOW, THEREFORE, I, J. CALEB BOGGS, by virtue of the authority vested in me as Governor of Delaware, do hereby proclaim the month of February as

BROTHERHOOD MONTH

in Delaware, and urge the people of this State to observe this month with full awareness of their responsibility to increase that spirit of brotherhood so essential to the progress of our State and our Nation.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Thirtieth
day of January in the year of Our Lord One
thousand nine hundred and fifty-seven and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 388

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the profession of architecture is dedicated to the planning and betterment of human environment; and

WHEREAS, the role of the architect in our modern society is more vital today than at any time in the past in finding solutions to the complex problem of providing not only shelter but an environment in which we can live and work fruitfully, harmoniously and safely; and

WHEREAS, in pursuance of its goals the profession governs itself by a high code of standards and ethics which benefits the community in which the profession is practiced; and

WHEREAS, it is fitting to honor the profession on the occasion of its Centennial Celebration; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of February 17 to 23, 1957, as

ARCHITECTS' WEEK

in this state and urge the people of Delaware to join in its observance.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Fourteenth day of February in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 389
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the welfare of the State of Delaware and the Nation, is dependent, to a great extent, on engineering advancement and development in all fields; and

WHEREAS, our state of prosperity is indicative of the success in engineering endeavor; and

WHEREAS, our high standard of living has been provided in large part through engineering application to the basic laws of science; and

WHEREAS, each year, on the anniversary of the birthday of George Washington, an engineer and surveyor, it is particularly appropriate that the engineering profession receive recognition; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, in order that our citizens recognize the part engineering plays in our daily life, do hereby proclaim that the week beginning on February 17, 1957, and ending February 23, 1957, shall be designated as

ENGINEERS' WEEK IN DELAWARE

I hereby urge that our civic organizations, clubs, schools, and municipal bodies accord special recognition to the engineering profession during that week.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Fourteenth day of February in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 390

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the logistics of contemporary warfare have radically changed the needs and resources required by the modern Army and Navy for the proper defense of nations and for the proper invasion of foes when crisis flares into out-right military conflict; and

WHEREAS, the literal construction of vast harbors, transport centers or air fields out of jungles and upon desert isles is now a part of the every-day planning and problems confronting those in whose hands are committed the military fate of American freedom; and

WHEREAS, one of the notable factors in the development of modern techniques of warfare happened with the establishment, 21 days after the attack on Pearl Harbor, of the United States Naval Construction Battalion, popularly known as the Seabees; and

WHEREAS, since their historic services in World War II and Korea, the Seabees have established new records in naval construction work through their battling of the frozen wastes of Antarctic to build bases for scientific observations which are now being made in the Geophysical Year of 1957-58; and

WHEREAS, the "Can Do" spirit of the Seabees extends into peacetime through their establishment of Reserve components to be ready for any emergency, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, in recognition of the fifteenth anniversary of the Naval Construction Battalion, do hereby declare and set aside, Tuesday, March 5, 1957, as

SEABEE DAY IN DELAWARE

I call upon fellow citizens to recognize the proud record of our Seabees on this day and urge the continued interest upon the

part of trained men to assist in the expansion of the Seabee program so that our proclaimed target of "Peace Through Strength" philosophy may be fulfilled.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
eighth day of February in the year of Our Lord
One thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 391
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, World Day of Prayer will be observed this year in many places throughout the world where humble peoples, living against a background of universal tension and uncertainty, will bow their heads and lift up their hearts to Almighty God in prayer; and

WHEREAS, the church women of the State of Delaware will join on this occasion with church women in communities throughout the State and Nation to form an articulate and inspiring chain of human prayer; and

WHEREAS, the troubled peoples in less fortunate nations than ours, and indeed, even in our own beloved country, need Divine Guidance as never before, especially as this is stimulated through prayerful communion; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Friday, March 8, 1957, as

WORLD DAY OF PRAYER

in Delaware, and I urge our citizens to observe this day by attending on March 8, 1957, wherever possible, World Day of Prayer services, or pausing for a minute of prayer at high noon to ask God to give us, in all our humility, the wisdom and courage to meet and successfully solve the profound problems of our times.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this First day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 392

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, there is good food news for all the people in Delaware when we learn that today's hen is producing 63 per cent more eggs than in 1936; and

WHEREAS, this means that we have more eggs for each one of us and more opportunity to increase the level of nutrition for our families; and

WHEREAS, in the Delaware Poultry Improvement Association we have an agency which is alert to raising the standards of egg production throughout the state so that even more of "nature's masterpiece of balanced nutrition" will be available to all of us; and

WHEREAS, we are told that eggs belong in our diet each day because they represent a form of protein which comes near to the perfection in such foods sought by scientists; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim March, 1957 as

EGG MONTH IN DELAWARE

Because March is a month in which eggs are abundant, it is the hope of all interested in good health that each individual and family groups will use extra eggs in their daily diets. During that time it is advisable to use a variety of dishes in which eggs are featured since the extra protein will contribute so much to each person's health and welfare.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Fifth day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor
JOHN N. McDOWELL, Secretary of State

CHAPTER 393

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the American way of life has bestowed manifest blessings upon the people of the United States of America and the citizens of Delaware; and

WHEREAS, the State of Delaware played an important role in forging our freedoms into a workable Constitution which this state was the first to ratify; and

WHEREAS, the Veterans of Foreign Wars of the U. S., a national organization of ex-servicemen with overseas wartime service in the nation's armed forces, sponsors each year the observance of Loyalty Day throughout the nation; and

WHEREAS, this activity, which gives citizens an opportunity to pledge anew their allegiance to and faith in the American system, has won them six consecutive national Freedoms Foundation awards; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Wednesday, May 1, 1957, as

LOYALTY DAY IN DELAWARE

I especially commend the Department of Delaware, VFW, for their inspired effort to promote good citizenship through their Loyalty Day activities, and I urge that the public participate fully in any programs the VFW may arrange for Loyalty Day either on May first or appropriate dates thereto. Let the national and state emblems be displayed on this day as the outward symbol of the love we hold in our hearts for a land of freedom and opportunity.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Eighth day
of March in the year of Our Lord One thousand
nine hundred and fifty-seven and of the Inde-
pendence of the United States of America, the
one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 394
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the wise use of natural resources—soils, waters, forests, minerals and wildlife—is essential to the welfare and security of the individual, community, state and nation; and

WHEREAS, the sound management of natural resources cannot be achieved without the guidance and support of an informed and interested public; and

WHEREAS, the week March 17 through 23 is being observed across the nation as National Wildlife Week, and as an expression of national interest in conservation and a means of stimulating greater public interest in the pressing problems of natural resource management; and

WHEREAS, nearly 40 species of wildlife in the United States are dangerously near extinction and many others are suffering from severe depletion because of destruction of the food and cover found within their living areas; and

WHEREAS, many of the lands of our country are being used without regard to this destruction of wildlife, and fire, pollution, drainage, poor farming and grazing methods, wasteful logging and building practices continues to take a heavy toll of production wildlife living areas; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate the week of March 17 through 23, 1957, as

NATIONAL WILDLIFE WEEK

in this state. All citizens are urged to acquaint themselves with natural resource problems and, in keeping with the national theme "Make A Place for Wildlife," to give particular support to programs providing for the protection and restoration of

wildlife living areas by encouraging the preservation and wise management of natural coverts in our forests, grasslands, streams, lakes and marshes. This will insure that these animals and the esthetic and recreational benefits that accrue from them will be perpetuated for the America of tomorrow.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Fourteenth
day of March in the year of Our Lord One thousand
nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 395

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, in November, 1637, an expedition of the New Sweden Company consisting of two ships, "Kalmar Nyckel" and the "Fogel Grip" left Gothenburg, Sweden, to establish a colony in the Delaware River Valley, and during the latter part of March, 1638, the two ships anchored off the so-called "Rocks" on the Christina River; and

WHEREAS, this land, having been purchased from five Indian chiefs by Peter Minuit, became Swedish property on March 29, 1638; and

WHEREAS, Fort Christina was the first settlement of the Colony of New Sweden, and the first permanent settlement in the Delaware River Valley, and was also the first permanent settlement in the State of Delaware, and this and successive settlements of the Colony of New Sweden marked the beginnings of government, religion, education, agriculture, commerce and industry in the state; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, by authority of the General Assembly, proclaim Friday, March 29, 1957, as

DELAWARE SWEDISH-COLONIAL DAY

and request citizens of our state in schools, churches, patriotic and historical societies and other organizations to join in appropriate ceremonies of this historic day and to display the national and state flags on our public buildings.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-first day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 396

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Knights of Columbus was established 75 years ago in New Haven, Connecticut, by Father Michael Joseph McGivney and a group of Catholic men of St. Mary's Parish of that City; and

WHEREAS, from this humble beginning, the Knights of Columbus today has a membership in excess of one million men, in 4000 Councils in the United States, Canada, Cuba, Mexico, Puerto Rico and the Philippine Islands, dedicated to the principles of Charity, Unity, Fraternity and Patriotism, founded by Father McGivney; and

WHEREAS, during the past 75 years, the Knights of Columbus has rendered to God, Church and Country numerous acts, of Charity, Fraternity and Patriotism, regardless of Creed or Color; and

WHEREAS, since 1899, the Knights of Columbus have flourished and prospered in the State of Delaware, rendering services to the State and its people; and

WHEREAS, many members of the Order have served the State of Delaware in Political, Business, Social and Philanthropic activities; now

THEREFORE, BE IT RESOLVED, that in recognition of the 75th anniversary of the Knights of Columbus, and in appreciation of its contributions to our Nation and State, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate March 29, 1957, the Diamond Jubilee of the founding of the Knights of Columbus, as

KNIGHTS OF COLUMBUS DAY IN THE
STATE OF DELAWARE

and urge our citizens to call to mind the work and purposes of this great international society.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
eighth day of March in the year of Our Lord
One thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 397
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, cancer threatens to invade two of every three homes in this state; and

WHEREAS, the more than 80,000 Americans, who were reclaimed from death by cancer last year, were only half the number that could and should have been saved; and

WHEREAS, our steadily increasing knowledge and understanding of the treatment of cancer is gradually decreasing the death rate in women; and for various types of cancer among men the death rate is also declining; and

WHEREAS, this steady and unrelenting fight to get the upper hand of mankind's cruelest enemy, continues to demand the very best brains of medicine and science; and

WHEREAS, this fight cannot be pressed successfully without the all-out support of our government and our people, under the leadership of the American Cancer Society; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby join President Eisenhower in setting aside the month of April, 1957, as

CANCER CONTROL MONTH

and urge every one of you to support the American Cancer Society in every way you can, especially by following its earnest advice: FIGHT CANCER WITH A CHECKUP AND A CHECK.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-eighth day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 398
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Governor of Delaware is authorized by its statutes to set aside one day annually as Arbor and Bird Day; and

WHEREAS, he may request on that observance that all public schools, private schools, colleges and other institutions plant trees and adorn the school and public grounds, and hold suitable exercises to stress the advancement of the study of arbor culture and promotion of the spirit of protecting birds; and

WHEREAS, this is the eighty-fifth year that Arbor Day will have been observed in the United States, having been founded in Nebraska in 1872 by J. Sterling Morton, who was born just 125 years ago on April 22, 1832; and

WHEREAS, Arbor Day is important to all of us who want to see our natural resources preserved and have the added beauty of trees and flowers on our premises and in our parks; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim, Friday, April 12, 1957, as

ARBOR DAY IN DELAWARE

I urge that our schools do make such plans to plant trees and to hold such exercises which will recognize the need for mass consciousness of the aesthetic, physical and economic value of plant life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-eighth day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 399

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Sixteenth Rifle Company, United States Marine Corps Reserves in Delaware, will observe its fourth anniversary on April 4; and

WHEREAS, because this unit has been faithful in the performance of its duty and merits the approbation of all the citizens of Delaware for devotion to the continuance of its program for national defense; and

WHEREAS, these people give one night a week all year long in order that they may be properly prepared for any emergency, for which we owe them a debt of gratitude for their loyalty to state and nation; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and proclaim the week beginning April 1, 1957, as

MARINE CORPS RESERVE WEEK IN DELAWARE

It is my hope that our citizens will give thought to the efforts of the Sixteenth Rifle Company during that time and that they will join us in a salute and hearty "Well Done" to the officers and members of the Delaware Corps.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-eighth day of March in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 400

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Delaware Women's Christian Temperance Union each year seeks a general observance of one week as "Youth Temperance Education Week"; and

WHEREAS, the period of April 7-14, 1957, has been designated for the next observance by this organization; and

WHEREAS, the future of our state and nation lies in the hands of the youth of today, the formation of temperate habits, when one is young, will assure physical, mental and moral well-being throughout a lifetime; and

WHEREAS, civic, educational, religious, social and other organizations can and do make a substantial contribution to the development of high moral, spiritual and social standards by progress of temperance education for youth; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of April 7-14, 1957, as

YOUTH TEMPERANCE EDUCATION WEEK

and urge all citizens to give particular attention and support to the strengthening in youth of those moral qualities of temperance and responsibility which are so important to the future of our civilization.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Third day of April in the year of our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 401

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the building of adequate highways is one of the most important functions in the operation of the State of Delaware; and

WHEREAS, it is desirable that the public be fully informed of all plans for the construction of such roadways in our state; and

WHEREAS, in 1956 a week was set aside for the chief purpose of providing public information on all our highway facilities, with one day devoted to conferences and discussions under the sponsorship of the Associated General Contractors of Delaware; and

WHEREAS, the success of both the conference and attending events brought comment to the effect that such an effort should be made annually; and

WHEREAS, by the authority invested in the office of the Governor I have invited the Associated General Contractors to again give leadership to a 1957 observance and have named Mr. James Julian as General Chairman; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate the week of April 28 through May 4, 1957, as Delaware Highway Week and have caused to be set aside Monday, April 29, 1957, as

DELAWARE HIGHWAY DAY

It is my sincere hope that all cooperating groups invited to have representatives at a conference on that day will respond, and that through discussion by experts and comment from the public we may continue our highway program in a constructive manner.

It is my further hope that any and all highways planned will serve the best interests of the greatest number of our citizens and that we can amicably project our program as a part of the great National Defense Highway System, which we all know is a necessity to assure us of a peaceful and progressive future.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Third day of April in the year of our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 402

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, in keeping with the best traditions of their profession, secretaries throughout the United States are shouldering vital responsibilities; and

WHEREAS, they are performing important roles in commerce, industry and government and are bringing to their positions a wider knowledge of world affairs of business than was considered a necessary part of their sphere in the past; and

WHEREAS, the American secretary is an integral part of the economy which has brought to the world "The American Way of Life" free enterprise freedom of choice and the highest standards of living existing in today's troubled world; and

WHEREAS, in order to honor secretaries for their diligence; to pay tribute to those constantly striving to improve their skills and abilities in order to better equip themselves as a part of the management team; a week is to be set aside to recognize them; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of April 21-27, 1957, as National Secretaries' Week and further, set aside particularly Wednesday, April 24, 1957, as

NATIONAL SECRETARIES' DAY

During that week, and on the one special day, it is my hope that all employers in the State of Delaware will fully honor the First Lady of Business the American Secretary.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Eleventh
day of April in the year of Our Lord One thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 403

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, mental illness is no longer hopeless, as evidenced by the increased rates of improvement and recovery in mental hospitals; and

WHEREAS, recovery from mental illness is dependent on early and proper treatment; and

WHEREAS, many mental hospital patients are being denied the chance for recovery because mental hospitals lack adequate staff, equipment and medical supplies to provide all their patients with early and proper treatment; and

WHEREAS, mental disorders can be checked in their early stages; and

WHEREAS, the failure to provide early care, through mental health clinics, guidance services and mental health programs in schools and industry, results in severe illness and hospitalization for many; and

WHEREAS, these conditions can be remedied by concerted action of the citizens of our state; now

THEREFORE, I, J. CALEB BOGGS, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby proclaim the week of April 28 through May 4, 1957, as

MENTAL HEALTH WEEK

in Delaware, and call upon the citizens of our state to help the mentally ill by working together for improved care and treatment of mental hospital patients and for the creation of community mental health services for the prevention and early treatment of mental disorders.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Twenty-third
day of April in the year of Our Lord one thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 404

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, thousands of lives and many millions of dollars worth of property are lost each year through fires; and

WHEREAS, a great percentage of these fires are traced to accumulations of rubbish, old clothes, discarded furniture, papers and magazines; and

WHEREAS, cleanup campaigns throughout the nation have proven effective in eliminating disastrous fires from such causes; and

WHEREAS, Delaware with much of its beauty hidden by such accumulations and safe from fire only by the diligent work of its Volunteer Fire Companies and paid City Companies whose tireless efforts have prevented many losses; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate the week beginning May 6, 1957, as

SPRING CLEAN-UP WEEK

I call upon the citizens of all our communities to follow the lead of Miss Bertha Chapman, a Cleveland, Ohio, school teacher, who, 47 years ago presented a particularly unkempt pupil with a bright blue pinafore. As a result of that generous gesture the pupil was transformed into a neat, attractive and pretty child. Such a transformation would have gone unnoticed and modern Clean-Up Week never come to pass had not "lil' Miss Pinafore" skipped home to show Mother. And the mother, so the story goes, decided then and there to do a little cleaning up around the place. This encouraged neighbors to do likewise. This began a clean-up campaign that spread throughout the community and eventually the nation.

I urge also all Chambers of Commerce, business, labor and farm organizations as well as schools, civic groups and public information agencies, to actively join in Clean-Up Week. I also direct our Acting Fire Marshal and other appropriate agencies in the State to assist in the effort to reduce loss of life and property from fires originating from such causes.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
fifth day of April in the year of our Lord one
thousand nine hundred and fifty-seven and of
the Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 405

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is only fitting and proper that a specific day be set aside for the purpose of honoring our Mothers; and

WHEREAS, due in large measure to the indefatigable efforts of Miss Anna Jarvis, more than fifty years ago, the Congress of these United States and the General Assembly of the State of Delaware, established the second Sunday in May as Mother's Day; and

WHEREAS, this year, the State of Delaware is saluting Mrs. Edgar F. Isaacs, Sr., of near Lincoln, as the symbol of all Delaware Mothers; and

WHEREAS, the unselfish devotion, tenderness, understanding, patience and loving discipline, bestowed upon us by our Mothers, creates a benevolent influence that can—and should—guide us throughout our lives; and

WHEREAS, we can best discharge our great debt to our Mothers by living such lives as to reflect only credit upon those who brought us into the world and carefully guided and nurtured us to maturity; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Sunday, May 12, 1957, as

MOTHER'S DAY IN DELAWARE

and urge all of our citizens, regardless of age, to take this opportunity to honor their Mothers, both living and deceased, and I further urge that everyone attend at least one service in the church of his choice for solemn recognition of the sacrifices, love and inspiration given so freely by those who gave us the very breath of life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Seventh
day of May in the year of our Lord One thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 406

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the American Merchant Marine has always displayed its ability to support the military forces of the United States of America by furnishing supplies to her fighting units; and

WHEREAS, the Port of Wilmington contributed greatly to the arsenal of democracy through transportation of vital materials from this growing industrial center; and

WHEREAS, the American Merchant Marine has continued to promote international trade and travel while serving the defense and security of this nation; and

WHEREAS, the Congress of the United States has taken note of the historic fact that on May 22, 1819, the "Savannah" became the first steamship to successfully make a trans-Atlantic voyage under such propulsion, and since the President of the United States has proclaimed May 22, 1957, as a day of honor to the Merchant Marine; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that the citizens of the First State take cognizance of this anniversary and pay tribute to the brave men of our Merchant Marine by observing May 22, 1957, as

NATIONAL MARITIME DAY

I call upon our schools, marine organizations, patriotic groups and all others to especially mark this day and urge that the flags of our country and the State of Delaware be prominently displayed in commemoration of the Savannah's historic voyage.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Twentieth
day of May in the year of Our Lord One thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 407

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is only fitting and proper that grateful Americans everywhere should, on a designated "Memorial Day," pause to pay tribute to the hallowed memory of our heroic war dead, and to honor those who served their nation's cause and have since gone to their reward; and

WHEREAS, it is our solemn duty to perpetuate this custom, established in 1868, by gathering in public places, before memorials and in cemeteries to pay our respect to the bravery, valor and sacrifices of those, who fought and died that America might remain free; and

WHEREAS, the President of the United States of America, by the authority of the Congress, has set aside May 30, 1957, as the day on which we should pay tribute to the memory and deeds of our honored war dead, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that we follow the example set in the proclamation by the President of the United States of America and that we observe Thursday, May 30, 1957, as

MEMORIAL DAY

I urge patriotic groups everywhere to participate in exercises, graveside ceremonies and other proper memorials so as to insure grateful remembrance of the sacrifices made by our war dead. I further urge that the Flag of the United States of America and of the State of Delaware be properly displayed from all state buildings and institutions on this day, with the national colors to be flown at half-mast until noon and then raised high for the remainder of the day as evidence that we, as good Americans, remember the pain, suffering and death of those who preserved our freedom and the American Way of Life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Twenty-
seventh day of May in the year of Our Lord
One thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 408

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Tenth Anniversary of the Delmarva Chicken Festival will be celebrated on June 11, 12 and 13, 1957, at Laurel, Delaware; and

WHEREAS, this event has brought new distinction, publicity and progress to the States of Delaware, Maryland and Virginia because of this unique promotion; and

WHEREAS, more than 10,000 men and women in the Delmarva area are directly dependent for their livelihood upon this massive business which means so much economically to the areas involved; and

WHEREAS, it is the desire of the industry to have their people in all production phases participate in the final day's Festival activities to mark the significance of ten years of promotion work in behalf of Delmarvalous Chicken; and

WHEREAS, poultry growers, feed mills, processors and others involved, have been urged to declare a half-holiday so employees may journey to Laurel; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Thursday, June 13, 1957, as

DELMARVA POULTRY DAY

I urge employers in all categories of the poultry industry to cooperate on this occasion by closing their doors at noon to permit all available hands to join in this Tenth Anniversary celebration. I also respectfully suggest to our neighboring states that similar action be taken so that the 1957 Delmarva Poultry Festival will become the most outstanding event ever staged.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Sixth day
of June in the year of Our Lord One thousand
nine hundred and fifty-seven and of the Inde-
pendence of the United States of America, the
one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 409
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Flag of the United States of America is regarded as the emblem of liberty and freedom throughout the free world; and

WHEREAS, display of the flag should serve to remind us of the sacrifices and stresses that accompanied the birth of our nation; and

WHEREAS, we, as Americans, should display the flag with feeling and pride; and

WHEREAS, Friday, June 14, 1957, has been designated by the President of the United States as Flag Day, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim June 14, 1957, as

FLAG DAY IN DELAWARE

and further, I urge that our national and state emblems be displayed on public buildings on this day, and that appropriate patriotic exercises be arranged by our civic, veteran and fraternal groups so that all may be reminded of the significance of the occasion.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Eleventh day of June in the year of our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 410

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the U. S. Coast Guard and the Coast Guard Auxiliary have declared the week of June 30 through July 6 as National Safe Boating Week; and

WHEREAS, this week is being set aside to call the attention of pleasure boatmen to the need for knowing and observing the basic rules of safe boating and for maintaining their craft in good mechanical condition; and

WHEREAS, the growing popularity of boating as one of America's favorite forms of family recreation makes it necessary for every boatman to use common sense and courtesy afloat to keep boating one of the safest of all outdoor activities; and

WHEREAS, to assist boat owners in complying with U. S. Coast Guard regulations and recommendations in equipping their craft, Delaware units of the Coast Guard Auxiliary will make free courtesy examinations of all small pleasure boats up to 65 feet in length and will conduct a course in safe boat handling during National Safe Boating Week; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim June 30 to July 6, 1957, as

NATIONAL SAFE BOATING WEEK

in Delaware and do urge every boat owner to take advantage of this vital and important service offered by the Coast Guard Auxiliary.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this thirteenth

(GREAT SEAL)

day of June in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 411

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the people of the thirteen original colonies first gave expression to the ideal of the inherent right of man to life, liberty and the pursuit of happiness; and

WHEREAS, the Declaration of Independence proclaimed to all the world that this nation was conceived in the Spirit of Freedom under God, guaranteeing to all men certain unalienable rights and providing a fount of hope and promise for generations yet to come; and

WHEREAS, Thursday, July 4, 1957, is the 181st anniversary of the signing of the Declaration of Independence by the "General Congress assembled" in Philadelphia; and

WHEREAS, the State of Delaware, having had such patriots as Caesar Rodney and others, who played important roles in bringing about the adoption of the Declaration and ultimately paving the way for Delaware to become the First State in the young union; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that Thursday, July 4, 1957, shall be properly observed as

INDEPENDENCE DAY IN DELAWARE

and order that our national and state banners be properly displayed from all state and public buildings, and urge our citizens to pause long enough during the holiday period to give thanks to Almighty God for the blessings that we enjoy as citizens of this Great Republic.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
seventh day of June in the year of our Lord One
thousand nine hundred and fifty-seven and of
the Independence of the United States of Ameri-
ca, the one hundred and eighty-first.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 412
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, since the settlement of this state by our forefathers, agriculture has continued to be one of our most important industries; and

WHEREAS, the annual Kent and Sussex County Fair at Harrington is the only opportunity for the farmers, 4-H Clubs, Granges, and similar organizations in Delaware to exhibit the fruits of their labor; and

WHEREAS, this event likewise affords an opportunity for our urban populations to witness these fine displays and thus take note of the essential roles of our agricultural citizens in raising the standards of living in both our state and nation; and

WHEREAS, this fair in addition serves as an attraction to our neighbors in other states and as an excellent means of publicizing the Diamond State's importance in supplying foodstuffs to eastern metropolitan areas; and

WHEREAS, the 38th consecutive year in the Kent and Sussex County Fair's history finds the grounds, buildings and equipment improved in such manner as to make this the greatest fair ever held in our state.

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the week of July 22 through 27 as

FAIR WEEK IN DELAWARE

and I take this opportunity to commend the directors of the Kent and Sussex County Fair Association for their foresightedness and awareness of the general growth of the state, as evidenced by their new construction projects and expansion of program.

Further, I strongly urge our citizens to avail themselves of the educational and entertainment facilities provided by the Kent and Sussex Fair, which in effect serves as the state fair of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Second day of July in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 413
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Delaware Power Squadrons, affiliates of the United States Power Squadrons, have done outstanding work in educating boating people and potential boating people to the need for knowing and observing the basic rules of safe boating; and

WHEREAS, the officers and members of these squadrons serve, in the public interest, without compensation other than the pleasure and satisfaction that comes from helping others; and

WHEREAS, District No. 5 of the United States Power Squadron is holding its annual rendezvous during the week beginning July 19, 1957, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week beginning July 19, 1957, as

SAFE BOATING WEEK IN DELAWARE

and herewith commend the officers and members of the Delaware Power Squadrons upon their efforts in behalf of better and safer boating.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Third day of July in the year of our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-first.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 414
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the extreme conditions of drouth have affected the woods and timberlands of the State of Delaware and have created a fire hazard detrimental to the public interest; and

WHEREAS, the State Forester of the State of Delaware has advised of the existence of extreme fire hazard due to conditions of drouth; and

WHEREAS, Section 2111, Title 29 of the Delaware Code vests special powers in case of extreme fire hazard detrimental to the public interest to declare, designate and establish areas within which shall be unlawful to set fire to or in any manner cause to be set on fire any marsh, woods, cuttings of forest growth, leaves, grass, or other material or to kindle camp fire or have any out-of-door fire within communicable distance of woodland or other inflammable soil cover; and

WHEREAS, under the present extreme drouth conditions creating fire hazards detrimental to the public interest property and lives; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, in order to protect the lives and property of our citizens do hereby declare, designate and establish that within the State of Delaware commencing at twelve o'clock noon EDST, Wednesday, July 24, 1957, it shall be unlawful to set fire to or in any manner cause to be set on fire any marsh, woods, cuttings of forest growth, leaves, grass, or other material or to kindle camp fire or have any out-of-doors fire within communicable distance of woodland or other inflammable soil cover, excepting, nevertheless when under proper supervision at beaches and beach recreational areas along the Delaware Bay and Atlantic Ocean until such time as a further proclamation be issued by me to the contrary;

AND FURTHER, that this Proclamation shall be published in the Wilmington Morning News, Wilmington, Delaware, and the Delaware State News, Dover, Delaware, both being daily papers of general circulation, issues of July 23.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-second day of July in the year of our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 415
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, a vacancy exists on the Superior Court and Orphans' Court of the State of Delaware in and for Sussex County caused by the expiration of the term of Honorable James B. Carey, resident at Georgetown, Delaware, as Associate Judge as of August 13, 1957; and

WHEREAS, Article IV, Section 3 of the Constitution of the State of Delaware provides that if a vacancy shall occur by expiration of term or otherwise at a time when the Senate shall not be in session, the Governor shall within thirty days after the happening of any such vacancy convene the Senate for the purpose of confirming the appointment to fill said vacancy and the transaction of such other executive business as may come before it.

NOW THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, by virtue of such authority vested in me by the Constitution of the State of Delaware, do issue this Proclamation convening the Senate of the State of Delaware in Extraordinary Session at Dover, the Capital of said State, on the 28th day of August, A. D., 1957, at four o'clock P. M., EDST, to consider and act upon the following business, to wit: To confirm the appointment which is recommended to fill the vacancy in the office of Associate Judge of the Superior Court and the Orphans' Court of the State of Delaware in and for Sussex County and to act upon such other executive business as may come before the Senate of the State of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fifteenth day of August in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor
JOHN N. McDOWELL, Secretary of State

CHAPTER 416

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, here, in Delaware, wages are now at an all-time high, employment is very close to peak levels and a general pattern of labor peace prevails, affording our economy the opportunity to thrive and prosper; and

WHEREAS, these conditions are due, in large measure, to responsible labor leadership and sound attitudes on the part of management, together with a governmental atmosphere of cordial co-operation; and

WHEREAS, this climate of co-operation between management and labor is being expanded through the apprenticeship and training program, sponsored by the U. S. Department of Labor and insuring the First State adequate trained personnel; and

WHEREAS, it is fitting that the contributions of working men and women to the economy and welfare of our state should be suitably recognized; and

WHEREAS, the first Monday in September is traditionally set aside to honor the workers of America; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Monday, September 2, 1957, as

LABOR DAY

and urge the observance of this day by all our citizens with appropriate ceremonies and the display, on all state and public buildings, of the flags of the United States and the State of Delaware.

FURTHER, I invite everyone to join me in saluting those whose daily work makes possible the abundant life we all enjoy.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this twenty-first
day of August in the year of Our Lord one thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 417

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the Delaware Association of Police has for many years sponsored programs for the welfare of Delaware's youth; and

WHEREAS, the policemen have always endeavored to knit a closer relationship between themselves and our growing children; and

WHEREAS, the aim of the Delaware Association of Police projects has been for the most part that of developing good citizenship; and

WHEREAS, the annual Pushmobile Derby, to be held this year on the Pushmobile Derby track which was built by another group of Delaware's leading citizens interested in the welfare of the youth of this first state;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, proclaim that the week of September 1st to September 7th be observed in Delaware as "PUSHMOBILE DERBY" Week.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-second day of August in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 418
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the State of Delaware is fortunate in having an alert group of home builders who are providing the housing needed in an expanding economy; and

WHEREAS, through the many new house developments and custom-built houses, covering a wide price range, it has been possible for newlyweds, new residents and others to acquire more than adequate housing at fair prices; and

WHEREAS, the Home Building Industry has been a keen observer of the economic pattern and has endeavored to safeguard home buyers, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare the week of September 7 to 15, 1957, as

DELAWARE HOME BUILDERS WEEK

During this week our home builders plan an exhibit to show the progress in their field, and it is my hope that this attempt to inform the public of housing opportunities, will be well received.

I further urge that all of us extend our gratitude to the state's home builders during this week mentioned above for having kept abreast of housing needs and having fulfilled their mission in providing attractive, adequate and economical facilities for our Delaware people.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-second day of August in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 419

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, a Proclamation was issued by me on the twenty-second day of July 1957 upon the advice of the State Forester and in accordance with Section 2111, Title 29, Delaware Code; and

WHEREAS, the extreme drought conditions which necessitated the Proclamation have recently been alleviated by good rainfalls,

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby rescind the Proclamation referred to above.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-sixth day of August in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 420

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the ancient and honorable sport of hunting is an important and healthful outdoor activity pursued by an increasing number of the citizens of the State of Delaware; and

WHEREAS, this accelerated recreational use of our forest, farm and range lands has brought distress to some landowners, increased threat of fire to our valued woods and range lands, greater need for care in the use of firearms; and

WHEREAS, the Izaak Walton League of America and all of its local chapters, recognizing the need for the perpetuation of hunting as a national sport for ourselves and future generations, safety in the use of firearms, prevention of range and forest fires, respect for the rights of property owners by hunters and adherence to the legal and moral laws of hunting conservation, have instituted Red Clothes Month; and

WHEREAS, the President of the United States has recognized Red Clothes Month as a worthwhile national hunting conservation program and has urged participation in this program; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the month of September as

RED CLOTHES MONTH

in the State of Delaware and all citizens are urged to heed the program of the Izaak Walton League of America and to do everything possible to comply with the objectives of the Red Clothes Month pledge.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Ninth day
of September in the year of Our Lord One thou-
sand nine hundred and fifty-seven and of the
Independence of the United States of America,
the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 421

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, "National Business Women's Week" is sponsored throughout the United States annually by the National Federation of Business and Professional Women's Clubs to pay tribute to women in business and the professions; and

WHEREAS, during that period recognition is given to the women of the State and Nation for the contribution they make daily to the American Way of Life; and

WHEREAS, the theme for 1957 "National Business Women's Week is Salute to Women Who Work"; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim September 22 through September 28, 1957, to be

NATIONAL BUSINESS WOMEN'S WEEK

It is my sincere hope that due recognition will be given the many women in the State of Delaware and the Nation for their civic leadership and interest in our many charities, their activities in our governmental offices and their contribution to successful business enterprises.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twelfth day of September in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 422
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, each year more than 5,000,000 Americans of all ages are killed or severely injured by accidents in the home; and

WHEREAS, these fatalities may frequently be prevented with prompt attention and proper First-Aid treatment; and

WHEREAS, effective First Aid can only be administered if the essential equipment is available; and

WHEREAS, it is the duty of every citizen to contribute to his own and family's safety, by being fully prepared to deal with these home accidents; and

WHEREAS, these emergencies do not wait for the home to be prepared to meet them; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of September 23, 1957, as

EMERGENCIES DON'T WAIT WEEK

and respectfully urge all citizens of Delaware not only to take note of the importance of First-Aid practices, but to replenish their supplies with essential items commonly used in First-Aid emergencies, since recognizing and being able to administer First-Aid promptly can contribute to the well-being of every citizen of our State and of the Nation, as a whole.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State

(GREAT SEAL) to be hereunto affixed at Dover this Eighteenth day of September in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 423

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, one hundred and seventy years ago, the great American statesmen, who comprised the Constitutional Convention, affixed their signatures to the document that not only formed the foundation for our own nation but provided the pattern for many other nations seeking liberty and justice under law; and

WHEREAS, as Delawareans we should take special pride in the fact that our state was the first to ratify the Federal Constitution; and

WHEREAS, it is most fitting that we give recognition to all our new citizens and encourage them as well as all Delawareans to protect and make fullest possible use of the rights guaranteed by the Constitution of the United States; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that Tuesday, September 17, 1957, be observed in the First State as

CITIZENSHIP DAY

FURTHER, in order that ample opportunity be provided to give solemn and grateful thought to that eventful week in September, 1787, when our Constitution was signed and made known to the people, thus laying the foundation for the birth of a new nation, I designate the period beginning September 17 and ending September 23, 1957, as

CONSTITUTION WEEK

and urge that our schools, colleges, churches, veteran and other patriotic organizations mark Citizenship Day and Constitution Week with appropriate exercises reaffirming our faith in the

Constitution of the United States and stressing the full significance of American citizenship.

I also order that the national and state flags be flown from public and other buildings as visual reminders to all of us to protect and practice the rights and privileges of citizenship.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Sixteenth day of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 424

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, since time immemorial, members of the canine family have provided man with companionship; have guarded his home, family and belongings; and have given loyalty, affection and service to their masters; and

WHEREAS, the 30th anniversary celebration of National Dog Week will be observed throughout the United States beginning September 22; and

WHEREAS, in our State, the Delaware Society for the Prevention of Cruelty to Animals and the Delaware Humane Association are joining forces to assure proper observance of this milestone in the field of animal welfare; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the period September 22 through September 28 as

NATIONAL DOG WEEK IN DELAWARE

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Eighteenth day of September in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 425
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the pharmacists in the State of Delaware devote long and tedious hours in serving the public and always perform diligently in their profession; and

WHEREAS, the lives of our citizens often depend on their skills in preparing and interpreting prescriptions recommended by physicians which must be precisely followed; and instructions for administering drugs and medicines must meet exactly with the orders from the patient's doctor; and

WHEREAS, the aforementioned pharmacists strive through constant education and organized effort to maintain and improve the high standards which they have set for their profession; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that the week of October 7 to 14, 1957, be observed as

PHARMACY WEEK IN DELAWARE

I call upon our citizens to reflect upon the many instances when these men and women have served so faithfully to better the physical, mental and moral status of our people. Let us renew our efforts during this week to better appreciate the services rendered by our pharmacists to physicians, hospitals and the general public and take note of the unselfish devotion with which they follow their chosen profession.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Nineteenth day of September in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 426
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, a state-wide conference on fire prevention has been arranged for Wednesday, October 2, 1957, at the Grange Hall, Dover; and

WHEREAS, this conference is designed to promote the teaching and the practice of fire prevention which can be of invaluable assistance in saving lives and protecting property throughout the state; and

WHEREAS, the benefits of this conference can only be realized if the delegates take back their findings to their individual communities and there help to put into effect a workable program for fire prevention; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the week of October 6, 1957, as

DELAWARE FIRE PREVENTION WEEK

and I urge all of our people to help promote programs for the prevention and control of fire.

It is my hope that our schools, fire companies, chamber of commerce, farm organizations, Civil Defense, Red Cross and all who have regular contact with our general public will sponsor and/or assist in the effort to create awareness of the need for precautions to eliminate the hazards of fire and its tragic aftermath.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-sixth day of September in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 425
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the pharmacists in the State of Delaware devote long and tedious hours in serving the public and always perform diligently in their profession; and

WHEREAS, the lives of our citizens often depend on their skills in preparing and interpreting prescriptions recommended by physicians which must be precisely followed; and instructions for administering drugs and medicines must meet exactly with the orders from the patient's doctor; and

WHEREAS, the aforementioned pharmacists strive through constant education and organized effort to maintain and improve the high standards which they have set for their profession; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that the week of October 7 to 14, 1957, be observed as

PHARMACY WEEK IN DELAWARE

I call upon our citizens to reflect upon the many instances when these men and women have served so faithfully to better the physical, mental and moral status of our people. Let us renew our efforts during this week to better appreciate the services rendered by our pharmacists to physicians, hospitals and the general public and take note of the unselfish devotion with which they follow their chosen profession.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Nineteenth day of September in the year of Our Lord One thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 426
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, a state-wide conference on fire prevention has been arranged for Wednesday, October 2, 1957, at the Grange Hall, Dover; and

WHEREAS, this conference is designed to promote the teaching and the practice of fire prevention which can be of invaluable assistance in saving lives and protecting property throughout the state; and

WHEREAS, the benefits of this conference can only be realized if the delegates take back their findings to their individual communities and there help to put into effect a workable program for fire prevention; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the week of October 6, 1957, as

DELAWARE FIRE PREVENTION WEEK

and I urge all of our people to help promote programs for the prevention and control of fire.

It is my hope that our schools, fire companies, chamber of commerce, farm organizations, Civil Defense, Red Cross and all who have regular contact with our general public will sponsor and/or assist in the effort to create awareness of the need for precautions to eliminate the hazards of fire and its tragic aftermath.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-sixth day of September in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 427
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, in this era of prosperity, it is most desirable that opportunity be afforded each citizen to share in the good fortune of permanent employment; and

WHEREAS, industry, interested in hiring men and women principally upon their ability to produce, has shown a willingness to hire people whose aptitudes show them to be producers, regardless of so-called physical handicaps; and

WHEREAS, it is a duty of state and private agencies to provide such training and assistance to our handicapped people as to make possible their becoming full-fledged productive citizens, making definite contributions to the economy and progress of state and nation; and

WHEREAS, the State of Delaware, through the Governor's Committee on the Employment of Physically Handicapped, and with the cooperation of industry and of state and federal agencies, has made tremendous strides in training and placing handicapped persons, and in emphasizing and publicizing the contributions made by properly trained physically handicapped workers; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 6 through 12, 1957, as

NATIONAL EMPLOY THE PHYSICALLY
HANDICAPPED WEEK

and urge that all segments of the public, and particularly employers, cooperate in every possible way with the Governor's Committee on the Employment of Physically Handicapped in providing greater opportunity for the physically handicapped and in directing attention to the increasingly large number that have overcome their infirmities and are serving as productive citizens.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
(GREAT SEAL) hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this Third day
of October in the year of our Lord one thousand
nine hundred and fifty-seven and of the Inde-
pendence of the United States of America, the
one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 428
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, in this Atomic era of jet propulsion and flight in excess of the speed of sound, bringing the most remote sections of the world within hours of air travel, our people are becoming increasingly air minded; and

WHEREAS, we, in Delaware, are most fortunate in having located within the confines of our small state military aviation installations second to none; and

WHEREAS, every effort should be made to improve relations between military and business aviation and the state and community; and

WHEREAS, members of the Delaware Junior Chamber of Commerce, in order to focus attention upon the progress and potentiality of American aviation, have arranged an air show for New Castle County Airport October 12 and 13, 1957; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 7 through 13, 1957, as

AIR WEEK IN DELAWARE

and urge all of our citizens to cooperate with our young businessmen in properly marking another milestone in the history of aviation in the State of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Seventh day of October in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 429
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, it is just 465 years since the unknown western horizon of the Atlantic Ocean was first pierced by Christopher Columbus, the navigator from Genoa, Italy; and

WHEREAS, by his computations, dogged determination and his will to sacrifice self in a principle in which he believed and which had inspired others to have confidence in him; and

WHEREAS, by his struggles against tide and tempest, he became the first white man of recorded history to plant his insigne on western soil; and

WHEREAS, in this particular year in the City of Wilmington new recognition is to be given Christopher Columbus by the Sons of Italy and the Knights of Columbus through the dedication of a new monument; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare Saturday, October 12, 1957, as

CHRISTOPHER COLUMBUS DAY

I urge that in remembrance of the anniversary of this historic date—October 12, 1492—when Columbus went ashore at San Salvador, the flags of the United States and the State of Delaware be flown in his honor. It is also appropriate that ceremonies be held by churches, schools and civic associations to recall the anniversary of this great discovery.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Seventh day of October in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 430
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the liberty we enjoy in this nation today is due to the contributions of many men from diverse countries but with common principles; and

WHEREAS, it is important that we pause annually to note the deeds of those who shed their blood on the field of battle so that a final hour of victory was possible; and

WHEREAS, Count Casimir Pulaski was one whose services we should all remember, first as a fighter for independence in his native Poland, and later for his deeds of valor in the Revolution that forged the 13 colonies into a united nation; and

WHEREAS, due to his brilliant action in the Battle of Brandywine, Count Pulaski was made a brigadier general and went on to serve the colonial forces until mortally wounded at Savannah, Georgia, on October 9, 1779; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare Sunday, October 13, 1957, as

PULASKI DAY IN DELAWARE

I hope that those whose forebears were of the same birth and origin as Count Pulaski and all citizens of the State of Delaware will pause on this day to pay tribute to a great soldier—a lover of liberty and an inspired leader—whose deeds are indelibly inscribed on the pages of American history.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Eighth day of October in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 431

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, on October 24, 1945, representatives of sovereign nations formed at San Francisco an organization having as its purpose the development of greater mutual understanding among nations; and

WHEREAS, this organization known as the United Nations has, during the past twelve years, served as a sounding board for world opinion while contributing materially to the peace, health and welfare of many people in many lands; and

WHEREAS, today the United Nations stands as a beacon of hope for peace and prosperity; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim Thursday, October 24, as

UNITED NATIONS DAY

and call upon all Delawareans to join in this observance. Further, I urge church, school and civic groups to offer programs calling public attention to the aims, principles and accomplishments of the United Nations.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-first day of October in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 432

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the schools of Delaware, open to every child, are the very lifeblood of free government and the cornerstone on which we build for the future; and

WHEREAS, sound education is essential to the continuing progress and development of our state and the prosperity of our people; and

WHEREAS, true faith in education must be shown by work on its behalf in every community; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the week of November 10-16, 1957, as

AMERICAN EDUCATION WEEK

and do urge all citizens and organizations to acquaint themselves with the achievements and problems of their own schools, and to encourage their neighbors to do likewise, toward the end that schools will receive the support and cooperation they require.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this twenty-fourth day of October in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 433

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the health of our citizens is of vital concern to the community and nation; and

WHEREAS, the month of November will mark the annual house-to-house campaign by the Muscular Dystrophy Associations of America, Inc., to combat the dread disease which has stricken more than 200,000 Americans—a majority of them children; and

WHEREAS, this campaign offers a source of hope that youngsters, many doomed to crippling and death before maturity, may yet be spared through the extensive research program made possible by contributions to the "March for Muscular Dystrophy"; and

WHEREAS, Chapters of Muscular Dystrophy Associations of America in the counties of Delaware, together with other organizations, are giving freely of their time and money to support this cause; and

WHEREAS, success of the appeal may well make possible important advances in the fight against this relentless crippler; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the month of November, 1957, as

MUSCULAR DYSTROPHY CAMPAIGN MONTH

and urge all of our people to give fullest possible support to this humanitarian campaign.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this twenty-
fourth day of October in the year of Our Lord
one thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 434
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, The United States of America owes an everlasting debt to its veterans of all wars, both living and dead; and

WHEREAS, the Congress and President of the United States have designated a day on which proper tribute can be paid to those who gave their lives for their country or who still suffer from the effects of engagements with the enemy; and

WHEREAS, we should also give our heartfelt thanks to those veterans who, banded together in various associations, are leaders in proclaiming the American Way of Life and who continue to work for peace in the world;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and proclaim November 11, 1957, as

VETERANS DAY IN DELAWARE

May I note that the official state-wide observance will be held Sunday, November 10, 1957, at Delaware Memorial Bridge Plaza where I hope there will be an outpouring of our citizenry to observe the official state slogan "Forget Them Not."

I also urge that schools, churches and civic organizations hold proper ceremonies and observances which will point up the invaluable services of those who wore their country's uniforms, and who today as citizens keep up the good fight for a strong and free United States of America.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this thirtieth day of October in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 435
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the State of Delaware, among its many agricultural accomplishments, is a heavy producer of mushrooms; and

WHEREAS, a portion of our state is within the 50-mile radius in which the major portion of the nation's mushroom crop is grown annually; and

WHEREAS, the Agricultural Extension Division of the University of Delaware contributes greatly to research in production and marketing of this unique food, which in combination with other foods—and on its own—continues to gain in popularity; and

WHEREAS, this well-established industry contributes to the health and welfare of many of our citizens; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and designate the week of November 7 to 17, 1957, inclusive, as

NATIONAL MUSHROOM WEEK

In the interest of our Delaware broiler chicken industry, may I suggest that during this week our housewives, hotel and restaurant chefs feature as an attractive and succulent dish a combination of Delmarvalous Chicken and mushrooms to further advance the interests of these two valuable food producing industries in our State.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this First day of November in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. MCDOWELL, Secretary of State

CHAPTER 436

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is proper that we honor the homemakers—commonly called housewives—of our state because in this period of great tension they can and do exert within our individual and community life a great influence, and contribute to the stability of our populace; and

WHEREAS, it is fitting during the Thanksgiving season as we give thanks for the blessings that have been bestowed upon us, that we include in our thoughts and prayers all those homemakers to whom we look for spiritual guidance, daily nourishment and constant loyalty, and for the proper training of our future citizens; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the period from November 17 to 23, 1957, as

HOMEMAKERS' WEEK

in the State of Delaware, and call upon all citizens, schools and organizations to observe this period in a proper manner. We should pay tribute to those homemakers who try to improve the health, happiness and morals of their families. I also urge all other homemakers or housewives to emulate their example.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Seventh day of November in the year of Our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 437
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is fitting that all Delawareans, rural and urban, should recognize their interdependence in contributing to the strength, character and prosperity of our Nation; and

WHEREAS, it is increasingly important that everyone should understand the mutuality of interests of those who live on farms and those who live in cities; and

WHEREAS, the productivity of the farms and of urban labor and business continues to provide the food, the tools, the services, and the goods that afford our citizens the highest standard of living in the world; and

WHEREAS, the Congress of the United States, by joint resolution, and the President of the United States, by appropriate action, have designated the week of November 22-28 as National Farm-City Week; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of November 22-28, 1957, as

FARM-CITY WEEK FOR DELAWARE

and request that the State Board of Agriculture, the Agricultural Extension Service, the University of Delaware, Delaware State College and all other appropriate agencies and officials of state government cooperate with National, State and local farm organizations and groups in preparing and carrying out programs for the observance of this special week. I also request that urban groups join in this observance as evidence of our appreciation of the efforts of those on the farms and in the cities in providing us with the food, fiber and products we all now enjoy.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-first
day of November in the year of our Lord one
thousand nine hundred and fifty-seven and of
the Independence of the United States of America,
the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 438
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, there are approximately one million known cases of diabetes in this country, including many men, women and children here in Delaware; and

WHEREAS, early detection and medical treatment can prevent serious complications and enable most diabetics to enjoy normal lives; and

WHEREAS, free tests being offered by Delaware physicians and hospitals the week of November 17-23 afford opportunity for all of our citizens to become better informed about this major health hazard and to take individual protection against it; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the period November 17-23, 1957, as

DIABETIC DETECTION WEEK IN DELAWARE

and urge all our citizens to avail themselves of the opportunity to become better informed about diabetes through cooperation with the Medical Society of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-first day of November in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 439

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, during the past twelve months, this state and nation have been blessed with the abundance in the things we grow and make and use, and with full measure of employment and prosperity; and

WHEREAS, it is only fitting and proper that we pause—not one day, but daily—to give thanks to Almighty God for these many blessings; and

WHEREAS, it has been customary since the early days of this Great Republic to set aside one particular day for prayer and thanksgiving, and enjoyment with our loved ones, of God's bounty; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that Thursday, November 28, 1957, be observed as

THANKSGIVING DAY

and urge all our citizens to display national and state flags on this occasion, and humbly give thanks to the Almighty for the many blessings bestowed upon us.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-first day of November in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB, BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 440
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the cost of tuberculosis is a heavy burden on the people of this community, state and nation; and

WHEREAS, no individual is safe from this communicable disease unless all are safe; and

WHEREAS, the work of the Delaware Anti-Tuberculosis Society, aimed at preventing the spread of tuberculosis, will help bring an end to the personal tragedy and economic loss caused by the disease; and

WHEREAS, in this fifty-first anniversary we should honor the memory of the late Emily P. Bissell, a Pioneer in this work, by purchasing just as many Christmas Seals as we can since this is the principal source of revenue for the Socniety; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate the period from November 25 to December 25, 1957, as CHRISTMAS SEAL MONTH. I urge all residents of our state to contribute generously to the 1957 Christmas Seal Sale.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Twenty-first day of November in the year of our Lord one thousand nine hundred and fifty-seven and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 441

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the State of Delaware's expenditures authorized by the General Assemblies have depleted the General Fund cash balance and now are far exceeding revenue receipts; and

WHEREAS, the State of Delaware has had to borrow through the sale of Deficiency notes to pay current operating expenses including salaries, wages and other monthly costs in the sums of:

- (1) for October 1957—three million dollars at one and a half per cent due April 30, 1958.
- (2) for November 1957—four million dollars at one and a half per cent due January 29, 1958; and

WHEREAS, the current expenses for December 1957, January 1958 and succeeding months thereafter authorized by the General Assembly to June 30, 1959, in relation to present revenue estimates projected to June 30, 1959, show that an estimated twenty million dollar deficite will then exist; and

WHEREAS, it is neither prudent nor even possible to continue deficit note borrowing indefinitely and the amount already borrowed, and to be borrowed in December 1957 and January 1958, will necessarily have to be repaid when due to prevent the State of Delaware from being in default; and

WHEREAS, the principal and interest on our \$130,000,000 bonded debt must be paid from current revenues or further borrowing when due or the State of Delaware will be in default; and

WHEREAS, the credit of the State of Delaware would be seriously damaged for many years to come by reason of any default, and proper growth functions involving capital improvements would be seriously disrupted if not halted; and

WHEREAS, each passing day compounds the State's critical financial situation, makes solutions more costly and more difficult to accomplish, and creates additional problems for our entire economy; and

WHEREAS, I have called this serious situation to the attention of the legislative leaders, the Joint Legislative Finance Committee, the House Committee on Revenue and Taxation and to the public; and

WHEREAS, I have urgently recommended that the Legislature reconvene itself under Senate Concurrent Resolution No. 31 dated August 14, 1957, which procedure the Legislature provided itself for reconvening, and such urgent recommendation has been rejected; and

WHEREAS, my budget recommendations, and fiscal recommendations to both the 118th and 119th General Assemblies have been widely disregarded; and

WHEREAS, in this fiscal emergency I have called upon the various agencies of the State of Delaware to reduce expenditures in all but essential areas; and

WHEREAS, only the General Assembly can remedy this serious situation; and

WHEREAS, a provision of Section 16 of Article 3 of the Constitution of the State of Delaware authorizes and empowers the Governor of the State of Delaware to convene the General Assembly on extraordinary occasions by proclamation;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, by virtue of the authority vested in me do hereby proclaim the following:

That the 119th General Assembly of the State of Delaware shall convene at Legislative Hall, City of Dover, the Capital of the State of Delaware, on Tuesday, the third day of December A.D. 1957, at 11:00 A. M. Eastern Standard Time, to consider and act upon matters hereinafter set forth, which are of great concern to the people of the State of Delaware:

1. To consider and act upon whatever legislation it deems necessary and appropriate to balance the budget of the State of Delaware, to maintain its necessary and essential public services and to preserve the credit of the State of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the State of
Delaware to be hereunto affixed at Dover this
(GREAT SEAL) twenty-fifth day of November, in the year of
our Lord, one thousand nine hundred and fifty-
seven and of the Independence of the United
States of America, the one hundred and eighty-
second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 442
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Civil Air Patrol has been an asset of great value to this Nation and its people, having served us well in the dark days of war by vigilantly patrolling our coasts and borders against the dangers of possible invasion or attack by submarine, surface craft and airplane; and

WHEREAS, in time of peace, the civilian volunteers comprising the Civil Air Patrol, have established and maintained in the State of Delaware an effective program of aviation education for our youth; and

WHEREAS, today the Civil Air Patrol is maintaining an efficient and well trained rescue organization, prepared, on short notice, to hunt for fellow fliers and their passengers who may be victims of mishaps and to give first aid to such accident victims; and

WHEREAS, the Civil Air Patrol has repeatedly proved its worth as a ready servant of the American people and as an auxiliary to our Air Force, rushing the ill and injured to medical aid, and expediting transportation of essential serums, blood, equipment and supplies in times of stress and disaster; and

WHEREAS, on December 1, 1957, the Civil Air Patrol will observe the sixteenth anniversary of its founding; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of December 1 through December 7, 1957, as

CIVIL AIR PATROL WEEK

and urge that the services of the patriotic men and women of our Civil Air Patrol be specially recognized by all Delawareans during this period.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
seventh day of November in the year of our Lord
one thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 443
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, Delawareans are proud of their heritage and the part their forefathers played in setting the cornerstone for this great Republic on December 7, 1787; and

WHEREAS, the thirty members of a special constitutional convention meeting in Dover, after thoroughly studying this document, adopted in Philadelphia on September 15, 1787, did not hesitate to vote unanimously to ratify these rules for law and order which have proved the most workable and democratic anywhere in the world; and

WHEREAS, we have so many newcomers in the state that it is incumbent for us to impress upon them the historic role which our people played 170 years ago, so we make sure they understand the full significance of our proud title of "First State"; and

WHEREAS, under the unity of this document our nation has always been able to ward off those who would try to impose their will upon us through aggressive action or otherwise, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare Saturday, December 7, 1957, as

DELAWARE DAY

On this day I urge that we take new interest, not only in our historic background, but give serious thought to the part we must play to insure a healthy and progressive future for our beloved Delaware.

Let us on this occasion display our national and state emblems; have prayers said in our Houses of Worship; recall our

glorious past in schools and civic meetings and finally pledge to work together toward that goal for which we all strive—a happy home—a happy community—and a nation, under God, at peace with the rest of the world.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this Twenty-
seventh day of November in the year of our Lord
one thousand nine hundred and fifty-seven and
of the Independence of the United States of
America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 444
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, December 15, 1957, marks the 166th anniversary of the adoption of the first ten amendments of the Constitution of the United States—the Bill of Rights; and

WHEREAS, the guarantees contained in the Bills of Rights protect and preserve the civil liberties and personal freedom of all Americans; and

WHEREAS, it is our traditional American dedication to the freedom of all citizens, a concept enshrined in our Bill of Rights, which chiefly distinguishes us from the tyranny of totalitarian governments; and

WHEREAS, the right of freedom of speech, press, assembly, association and religious worship; the right of due process under law, and equal treatment under law are a priceless heritage which must constantly be safeguarded; and

WHEREAS, it is our right and duty to strive toward the fullest application of these freedoms for our neighbors as well as for ourselves in our daily lives; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Sunday, December 15, 1957, as

BILL OF RIGHTS DAY

and urge all Delawareans to observe this day, and, by their daily lives and activities, foster maintenance and reinforcement of the Bill of Rights upon which our democratic system and our national prestige and strength are based.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said
(GREAT SEAL) State to be hereunto affixed at Dover this Fifth
day of December in the year of our Lord one
thousand nine hundred and fifty-seven and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 445
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the invention of movable type, five centuries ago, marked one of the most important advances in the development of civilization, making possible the preservation and dissemination of the knowledge and wisdom of the ages; and

WHEREAS, advances in the art of printing have kept pace with and contributed to the progress of mankind; and

WHEREAS, even though printing is a great achievement, we are inclined to take it for granted, sometimes failing to recognize the basic importance of the art of printing to our civilization and to our daily lives; and

WHEREAS, the printing industry this month will observe the anniversary of the birth of Benjamin Franklin, regarded as the father of printing in America; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of January 12-18, 1958, as

PRINTING WEEK IN DELAWARE

and invite all Delawareans to join me in congratulating those of our fellow citizens who are engaged in the printing industry and through such activity are rendering a fundamentally valuable service to the community.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Ninth day of January in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 446
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Federal Civil Service System will be 75 years old on January 16, 1958, having been established by the Civil Service Act of 1883; and

WHEREAS, establishment of this merit system, marking a significant milestone in self government, has given impetus to the establishment of similar systems at State, County and Municipal levels of Government; and

WHEREAS, the efficient conduct of Government depends in large part on the caliber of the career employees who man the various departments and agencies; and

WHEREAS, the various Federal agencies in the State of Delaware are engaging in numerous activities to provide a year-long local observance of Federal Civil Service's "Diamond Jubilee", now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of January 12-18, 1958, as

CIVIL SERVICE WEEK IN DELAWARE

and urge all Delawareans, particularly those in industry, labor, patriotic and civic groups, and in our schools and colleges to participate in observance of CIVIL SERVICE WEEK and of Civil Service's year-long "Diamond Jubilee".

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Ninth day of January in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 447
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the people of this nation owe a debt of gratitude to the United States Naval Construction Battalion, commonly known as the Seabees, for their contribution to the safety and welfare of our country; and

WHEREAS, after their activation on March 5, 1942, the Seabees saw much service in World War II and were of inestimable value in the Korean conflict; and

WHEREAS, this band of experienced artisans, who prepared the way and assisted in winning the hard-fought battles on beaches in many parts of the world, still stand ready to serve their country through their Active Reserve Units, which keep them alerted to new and modern methods of warfare; and

WHEREAS, the United States Naval Construction Battalion is about to celebrate the Seventeenth anniversary of its activation;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare that March 5, 1958, be marked as

DELAWARE SEABEE DAY

On that day I urge our citizens to recall the deeds of the 250,000 men, many of whom paid the supreme sacrifice in their devotion to duty, who served in the Battalions of World War II and Korea, and give thanks that because of American "know-how" we have a force in being which at a moment's notice can again come to our assistance, in any emergency.

May we remember the air fields, paved roadways and shore installations built by these units, which spurred our fighting

forces to their greatest heights, giving them the assurance that here were comrades whose construction genius gave them the opportunity for sure and ultimate victory.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said
(GREAT SEAL) State to be hereunto affixed at Dover, this
Twenty-fourth day of February in the year of
our Lord one thousand nine hundred and fifty-
eight and of the Independence of the United
States of America, the one hundred and eighty-
second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 448
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, Alexander R. Abrahams, Tax Commissioner on behalf of the Tax Department 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, J. Caleb Boggs, Governor of the State of Delaware do hereby issue this proclamation according to the provisions of Sections 511 and 512, of Title 8, of the Delaware Code of 1953, 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. B. Post Corporation, A B S Trash Company, Inc., A. Cooper & Son, Inc., A. E. Dorman & Son Inc., A. G. S. Rebuilders, Inc., A & J Pedicone Bros., Inc., A. M. B. Corporation, A. Reed & Company, Abacus, Inc., Abco Engineering Company, Inc., Adams Building Corporation, African New World Corporation, Agri-Plast Corporation, Agricultural Construction Company, The, Air Improvement Corporation, Air Tour Airfields Co., Air Transport Charter Exchange, Inc., Airborne Geophysical Surveys, Inc., Albamar Investment Corporation, Aldor Associates, Inc., Alexander Betcher, Inc., Alexander Realty Company, Algwen Corp., The, All Weather Heating and Waterproofing Co., Inc., Allied Concrete Co., Inc., Allied Painting Co., Inc., Alloys Steel Service Corporation, Alma Homes Corporation, Alretta Incorporated, Altus Housing Corporation, Alvin Apartments, Inc., American Builders, Inc., American Business Controls of Illinois, Incorporated, American Camera Corporation, American Canadian Oil & Drilling Corporation, American Canadian Ventures, Ltd., American Chemical Industries, Inc., American Ecla Corporation, American Economics Corporation, American Engineering Institute, American Film Productions, Inc., American Heritage Education Corporation, American Homemakers

Guild, Inc., American Insurance Association, American International Industries, Inc., American Investment and Development Company, American Liberation Center, Inc., American National Fur Breeders Association, American and Overseas Development Corporation, American Personal Products, Inc., American Photofoil Corporation, American Products Corporation, American Protex Company, The, American Radio Listener Stamps, Inc., American Scrap Corporation, American Service Publishing Company, Inc., American Tradition Association, American Whaling Company, The, Anchor Drilling Co., Anglo-United Petroleum Corp., Ann Lewis Shops of Washington, D. C., Inc., Antilles Beverage Corporation, Antony L. Geyelin Company, Appalachian Steel Corporation, Appleby Co., The, Arcade Investment Co., Inc., Arcade Rent-A-Car Corporation, Archibald John Edge Foundation, Arden Realty Company, Arias Foundation, Inc., The, Arkansas Minerals, Inc., Arnn and Associates, Inc., Arnora Sulphur Mining Corporation, Arthur Burt Shoe Company, Artini & Consuelo, Inc., Artists Entertainment Bureau, Inc., Artists' Theatre, Inc., Arvonja Realty Company, Arze Construction Corporation, Asheboro Smelting & Refining Corporation, Ashley-Rhodes, Inc., Associated Engineering Services, Inc., Atad Trading Corporation, Atlantic Gardens Sec. 1, Inc., Atlantis Marine Corporation, Atomic Capital Corporation, Atomic Energy Uranium, Inc., Atomic Metals Corporation, Atomic Uranium Corporation, Auger Drilling Company, Auto Loans, Inc., Auto Seat Cover Company, Inc., Auto Underwriters, Inc., Auto Valet, Inc., Automagraph Company, Inc., The, Automatic Air Conditioning Corporation, Automatic Electric Windows, Inc., Automotive Importers, Inc., Aviation International Delivery Service, Inc., Automatic Machines Corporation.

B. & K. TV Films, Inc., B. L. Eberts Associates, Inc., B & W Foundation, Inc., Baltimore Merchandising & Sales Services, Inc., Bam's Garage, Inc., Bancroft Corporation, Bankers Realty & Security Corporation, Barbara Daru Enterprises, Inc., Bargains, Inc., Barker, Smith and Company, Baronial Order of Magna Charta Corporation, The, Barry Enterprises, Inc., Bart D. O'Brien, Inc., Bartin Sales, Inc., Baruch Gas & Chemical Co., Inc., Bay Side, Inc., Beach Road Development Corp., Beacon Corporation, The, Beacon Wool Corporation, Bear Wholesale Distributors, Inc., Beardslee Chandelier Manufacturing Company, Bechas, Inc., Beck Mining Company, Bel-Terrace Corpor-

ation, Best Aluminum Storm Sash Co., Inc., Best Aluminum Storm Sash Co., Inc., of Conn., Best Aluminum Storm Sash Co., Inc. of N. J., Beste Provision Company, Bethesda Salvage Co., Inc., Bethlehem Laboratories, Incorporated, Better Servicés, Inc., Beutalure Lab., Inc., Beverly Gardens Apartments, Inc., Big Apple Super Markets of Avondale, Inc., Bill Plowfield and Associates, Inc., Bilmor Construction Co., Binini, Inc., Bionics, Ltd., Bishop's Flowers Inc., Blake-Epstein Realty Co., Inc., Blake-Warren Corporation, Blake-Warren Sales Corporation, Bligh Company, The, Blue Ridge Natural Gas & Oil Corporation, Bluebird Inn, Inc., Bluemont Properties, Inc., Blum Investment Corporation, Blundon Investment Corporation, Board of Stewards of The Wilmington Conference of The Methodist Episcopal Church, The, Bolivian-Fleischer, Inc., Bolling Oil Corporation, Bond Painting, Inc., Booth Glass Co., Inc., Booz-Dvorak Corporation, Borzillo Enterprises, Inc., Boyer and Smith Block & Sand Co., Brandywine Enterprises, Inc., Brandywine Home Improvement Co., Brett Corporation, Brewer & Company, Inc., Briar Creek Corporation, Bridgeville Diner, Inc., Bright, Incorporated, Brightwood Auto Body Works, Inc., Broad Acres, Inc., Brogan-Killoren Corporation, Brundidge Apartments, Inc., Buckeye Steak House, Inc., Buckley Engineering & Exploration Co., Budin & Nolly, Inc., Burch Employment Center, Incorporation, Business Liquidation Corporation, Butros M. Fakhry Corporation.

C. J. Eckhardt Co., C. L. Pardo Oil & Gas Corporation, Calaveras Central Mining Corporation, Calhoun Mines, Inc., Camden Park Housing Corp., Camel Oil & Gas Co., Camgulf Petroleum Corporation, Camille Finance Company, Camphorole Products, Inc., Canadian Homes and Mortgage Corporation, Candelaria Mines Realization Corporation, Canon Industries, Inc., Cantex Uranium Corp., Centrell & Cochrane-Texas Corporation, Canusa-Asiatic Exchange Limited, Capital Financial Enterprises, Inc., Capital Investment Co., Capital Seating Co., Inc., Capitol Block & Supply Co., Inc., Capitol Carpetred Company, Capitol Fabrics, Inc., Capitol Hill Press, Incorporated, The, Capitol Mortgage and Investment Corporation, Capitol Radio & Television, Inc., Capitol Sunroc Agency, Inc., Capro Industries Corporation, Caribbean Export Corporation, Carleys, Inc., Cash & Crabill, Inc., Casibil Corporation, Castor Brothers of Pennsylvania, Inc., Caterpillar Club Inc., Causeway Realty Corporation,

Cedar-Wise, Inc., Central City Businessmen's Association, Inc., Certified Home Equipment Corp., Chace Industries, Inc., Chadwick Sales, Inc., Chamber of Commerce, Newark, Del., Inc., The, Chambill, Inc., Channing Development Co., Inc., Charlaire Corp., Charles L. Hartman Enterprises, Inc., Charlotte Blouse Co., Inc., Charmeur Products, Incorporated, Chatham Materials Company, Cherokee Industries, Inc., Chesapeake Broadcasting Company, Inc., Chesterfield Land Corporation, Chesterfield Uranium Corporation, Cheswold Volunteer Fire Company, Chevy Chase Contracting Co., Inc., Chicago Export Corporation, Chieftain Industries, Inc., Christian Laymen's Crusade, Inc., Christopher Candy Company, Church of God, The Faith of David, Inc., The, Citizens Mortgage and Investment Co. Inc., Citrus Corporation of America, City Mortgage Company, Inc., City Sewing Center, Inc. of Delaware, Civic Arena, Inc., Class Funding Corp., Coast Line Oil Corporation, Coastal Carriers Inc., Coastal and Northern Gas Company, Coastal Pipe Line Company, Coating Engineers, Inc., Coffee Credit Corporation, Colchem Corporation, Coleman Montgomery Company, Inc., Colloidal Processes, Inc., Colonial Concrete Incorporated, Colonial Investment Co., Columbia Development Corporation, Columbia Manor, Inc., Columbia Optical Wholesalers Laboratory, Inc., Columbia Western Oil Company, Columbiana Coal and Clay Company, Columbium-Tantalum-Uranium Corporation, Columbus Construction Company, Commander Italian Restaurant, Inc., Commerce International China, Inc., Committee of Mercy, Inc., The, Community Auto Sales Co., Conneaut Chemical Company, Incorporated, Connell Homes, Inc., Consolidated Mfg. Co., Consolidated Sales Corporation, Continental Brokerage Corporation, Continental House, Inc., Continental Mining Corporation, Convert-A-Phone Company, Inc., Cook Development Corp., The, Cookson Corporation, Cooper Market, Inc., Cooper & Peterson Sandwich Shops, Inc., Coprox, Inc., Corporation Fiscal Company, Coudurier, Fructus & Devigne, Canada, Ltd., Council on Radio Journalism, Inc., Country Homes Building Co. Incorporated, Country Store, Inc., Country-Wide Business Sales, Inc., Cowie & Anderson, Inc., Coxe Stoker Engineering Company, Crusader Cab Service, Inc., Crystal Air Conditioner Corp., Cunningham Lumber Company, Inc., Custom Electronics, Inc., Custom Taxicabs, Incorporated, Cut Rate Sales, Inc.

D. R. Altick, Inc., Danny Machin, Incorporated, Darneille Vented Roads, Inc., Darnell Theatres, Inc., Daron Corporation, Dass, Inc., Davidson Oil Development Company, Inc., Day Basket Factory, Inc., De Foe—Cummings, Inc., Dean G. Strickler, Inc., Deardorf Oil Corporation, Dee Zee Investments, Inc., Deep Breathers Co., Deerpurt Maintenance Corporation, Del Campo Fuel Oil Co., Del Campo Roofing Co., Del-Mar-Va Forest Improvements, Inc., Delamore Street Hardware Company, Delaware Artificial Breeders Cooperative, Inc., Delaware Business Equipment, Inc., Delaware Citizens Association, Delaware Freight Lines, Inc., Delaware Kennel & Raceway, Inc., Delaware, Maryland & Virginia Camp, Incorporated, Delaware Metaplast Corporation, Delaware Nation-Wide Credit Corporation, The, Delaware Philharmonic Symphony and Opera Society, Delaware 730, Inc., Delaware Speedway, Inc., Delaware State-Wide Chest X-Ray Survey, Inc., Delaware Steel Erectors & Rigging Co., Delaware Valley Industrial Authority, Inc., Delbay Sea Foods Co., Inc., Delicate Products Corporation, Demille Products, Incorporated, Denovo Corporation, Derr Casket Company, Diamond Home Improvement Co., Diamond State Plumbing and Heating Supply Company, Dickanball Corp., Dismuke Rubber Corporation, Display Animations, Inc., District Insurance Company, Incorporated, Divex Oil and Land Development Corporation, Dixie Gold Mining Company, Dixie Plumbing Supply, Inc., Do-Boy Do Nuts, Inc., Dr. A. Reed Cushion Shoe Corporation, Doctors Osteopathic Hospital, Incorporated, Don Scotus Laboratories, Inc., Dover Drilling Corp., Dunlinden Acres Civic Association, Inc., Durham Electric Co., Durries Crane Management Co., Dynataur Corporation of America.

E. & A. Enterprise, Inc., E. C. Lattomus, Inc., E. T. Conna-way Co., Inc., E. Tosse & Co., Inc., E. W. Thomas and Company, Eagle Construction Company, East Coast Uranium Company, Eastern Highway Express, Incorporated, Eastern Musical Instruments Corporation, Eastern Shore Construction Company, Eastern Shore Pipe and Rigging Co., Eastex Mining Company, Inc., Eastlake Liquors, Inc., Eckert-Keystone Aviation, Inc., Economy Mud Sales Company, Economy Sugar Operations, Inc., Edmax Services Corp., Educational and Research Publishers, Inc., El Centro Uranium Mining Co., Inc., El Greco Supper Club, Inc., Elastic Rail Spike Corporation, Electric Development Research, Inc., Elizabeth Shepherd, Incorporated, Ellen-Fredrick,

Inc., Elsmere Gardens Development Co., Elsmere Manor Civic Association, Embassy Garages, Inc., Emerald Enterprises, Inc., Empire Oil & Refining Co. Inc., Empire State Mining and Mineral Corp., Enos Drilling Corporation, Equi-Flow, Inc., Equitable Corporation, Erecto Corporation, Erwin News Service, Inc., Essex Builders, Inc., Eterna Homes, Inc., Eureka Steam Engine Company, Inc., Exchange Oil Purchasing Corporation.

F & G Restaurant, Inc., F. H. Holtz, Incorporated, F & S Realty Corporation, Fair, Inc., The, Fairfax Films, Inc., Fairview Realty Company, Falcon Uranium and Oil Company, Falu-Homesloyd Corporation, Family Times Inc., Family Times Publishing Company, Farm Management Institute, Incorporated, Fashion Cleaning Services, Inc., Federal Corporation, The, Feldspar-Mica-Uranium Corporation, Ferargil, Incorporated, Ferrara Associates, Inc., Fiber Glass Plastics Corporation, Fibre Drum Manufacturers Association, Fiesta Promotions, Inc., Filsmere Corp., First Commercial Bankers Incorporated, First District Voters Club, First New England Corporation, First United Construction Corporation, Fisher, White and Associates, Inc., Fistere, Inc. of North Carolina, Fleetwood Sales Service, Inc., Food Farm Super Market, Inc., Foreign Investments Incorporated, Foreign Services Corporation, Forto-Nite Corporation, Francis P. Nepa & Company, Frandum Corporation, Frank Locastro, Inc., Frank V. Warren, Incorporated, Franz Bader, Inc., Fraternity Press, Inc., Frederick Housing Corporation, Frederick Loren Dance Studios, Inc., The, Frederick Petroleum Corporation, French Toast Corporation of America, The, Friendly Village, Inc., Front Range Uranium Mines, Inc., Future Industries, Inc.

G B C Sales & Service Incorporated, G. G. Griffis, Inc., Galso Construction Corp., Gardner-Green, Inc., Gardner Thermal Corporation, Garrett Forest Land Company, Incorporated, Garry's Service, Inc., Gas Well Servicing Company, Gayety Buffet, Inc., The, Gems International, Inc., Gene's Inc., General Distributors, Inc., General Equipment Sales Corp., General Glass & Mirror Co., Inc., General Investment Company, General Minnesota Utilities Company, General Patent Corporation, General Refrigeration Corp., General Tung Oil Corporation, George A. McMahon, Inc., George Gray Construction Company, George H. McGovern, Incorporated, George Mac Development Corp., Georgetown

Speedway, Inc., Georgian Lithographic Co. Inc., Geyelin Incorporated, Gipps Distributing Company, Glass Manufacturing Company, Inc., Glen Burnie Ready Mixed Concrete Co., Global Trading Corporation, The, Globe Contracting Co., Inc., Globe Development Corp., Goals, Incorporated, Goldenbergs Mart, Ltd., Goldwon Enterprises, Inc., Good Neighbors of The World, Incorporated, Gould Electro-Metallurgical Corporation, Governor Printz Realty Company, Great Bend Oil & Gas Corp., Great Chrisian Crusade, Inc., The, Great Circle Industries, Inc., Great Northern Uranium Mining Co., Inc., Great Southern Minerals, Inc., Greater Washington Electrical Wholesalers Association, Inc., Green Mountain Oil Corporation, Greens Farms Stable, Inc., Gregory, Inc., Grondine-Berg Company, Gyro-Balance Corporation.

H. B. Jacobs Painting Co., H. C. Malcolm & Sons, Inc., H. M. Kelser, Inc., H & O Refrigeration Co., Inc., H & S Trucking Co., Haljon Corporation, Hampshire Hotels, Inc., Hamton Company, Inc., The, Hap Corporation, Harco, Inc., Harmonson Hardware Co., Harold's Liquors, Inc., Harper Restaurant, Inc., Harris — Hub Bed and Spring Company, The, Harris Preserving Co., Hart Loan Society of Philadelphia, Hazelett Metals, Inc., Hendrick's Market, Inc., Henley — Filson Company, Inc., Henmar Uranium Corp., Henney New England Company, Henrox Corporation, Henry B. Warner & Co., Inc., Herbert Alexander Incorporated, Heritage Enterprises, Incorporated, Hi-Way Liquors, Inc., Highway Trailer Holding Company, Hill — Johnson, Inc., Hill—London Trading Corporation, Hillcrest Vernon Corporation, Hils Trading Corporation, Hinderer Realty Corporation, Hinson & Company, Inc., Holiday Homes, Inc., Holiday Homes Manufacturing Company, Inc., Holiday Petroleum Corporation, Holloway's Paramount Restaurant, Inc., Holly Cleaners, Inc., Home Builders and Supply Co., Inc., Homestead Company, The, Homestead Ice Company, Homestead Real Estate Corporation, Honkers Club, The, Honor Systems, Inc., Hopf Institute of Management, Inc., Hosco Corporation, Hotel Tax Controls, Inc., Housing Producers, Incorporated, Housing Producers No. 3, Incorporated, Housing Producers No. 2, Incorporated, Howard Hoyt Inc., Howard Oil Company, Hug Acceptance Corporation, Hug Company, The, Hydrogen Oil Corporation, Hyman's Super Market, Inc.

Ideal Contractors, Inc., Image and Sound Service Corporation, Independent Sky Coach System, Inc., Indiana Avenue Parking, Inc., Industrial Decorators, Inc., Industrial Improvement Corporation, Industrial Radiant Heat Corporation, Industrial and Reclamation Service Corp., Industry for Delaware, Inc., Instant Beverage, Inc., Insulation Products Corporation, Insurance Investment Corporation, Insurement Corporation of America, Inter-American Development Corporation, Inter-Hemisphere Trading Corporation, Intercontinental Engineering & Construction Co., Interfaiths Inc., Interim Management Company, Inc., International Center of Engineering Organization, Inc., International Cinema Productions, Inc., International Development Placement Association, Incorporated, International Dryer Corporation, International Finance & Exchange Co., Inc., The International Industries and Developments, Inc., International Market Research Corporation, International Telecoin Corporation, International Television Corporation, Interore Far East, Incorporated, Interstate Concrete Corp., Interstate Securities Corp., Irvin's, Inc., Irvin Terry Trading Co., Inc., Island Mesa Uranium Co., Inc.

J and J Contractors, Inc., J. L. Winston, Inc., J. Walter Smith Associates, Inc., Jackson Terrace, Inc., James David Upholstering Company, James Realty Company, Jarmon Properties & Oil Development Corp., Jarmon Van Lines, Inc., Jarowall Corporation, Jet Ignition Company, Inc., Jewell Products, Incorporated, Jim Magner, Inc., Joan Raye Laboratories, Inc., John Finn, Jeweler, Inc., John J. Clarke and Son, Inc., John R. Markey and Associates, Inc., John R. O'Brien & Associates, Inc., John R. O'Brien Service Corp., John V. Hackett Incorporated, Johnson Corporation, The Johnson Industries, Inc., Joliet Arsenal Homes, Inc., Jones-Brittingham, Inc., Jorene Shops Inc., Just Us Club of Greenwood, Delaware.

Kefko Associates, Inc., Kelleher Securities Corporation, Kemp Uranium Corporation, Kent, Incorporated, Kern Front Oil & Gas Corp., Kessler Motor Sales, Inc., Keval Development Corporation, Keystone Ice Company, Kiddie Towne, Inc., King-Lite Corporation, King Solomon Uranium Mines, Inc., King Street Service Center, Inc., Kirk Jewelers, Inc. of Birmingham, Kirk Jewelers, Inc. of Jackson, Miss., Kitchen Mart, Inc., Klik, Inc., Klomac Builders, Inc., Knap America Incorporated, Korby

Slacks, Inc., Korea Supplies, Inc., Korean-American Purchasing & Sales, Inc., Krebs & Company, Incorporated, Kurt Heath Studios, Inc.

L. A. Lewis, Inc., L. Court Butler, Inc., L. R. Mackenzie, Incorporated, Lakeview Development Corporation, Landes Poultry Inc., Landrith & Huddleston, Inc., Larson & Higgins, Inc., Lassiter Lumber Co., Inc., Latex Research Co., Latin American Fruit and Shipping Corporation, Latin American Magazines, Inc., Latt's Tie Bar, Inc., Launderette Soap Corporation, Lawbar Investment Co., Inc., Lawrence C. Morris and Son, Inc., Lee Brothers, Inc., Lee Plastics Co., Inc., Leslie Mines, Ltd., Lewes Amusement Co., Lewes Service Centre, Incorporated, Lewis International Trading Corporation, Life Fund, Inc., Light Advanced Vehicles, Inc., Light Metals Refining Corporation, Lillard Foundation, Inc., The, Limestone Acres, Inc., Lin-Bar Dress Corp., Lincoln Power Corporation, Lindsay Manufacturing Corporation, Little Caledonia, Inc., Little Giant Investment Company, Little Imp, Inc., Locomotive Economizer Corporation, The, Loeb Investment Company, Lone Star Sulphur Corporation, Lorraine Athletic Club, Lott Industrial Development Corporation, Loumil's Jewellery Exchange, Inc., Lucille Vogeler, Inc., Luncheon Corporation of America, Lytle Buick Company.

M. K. Investments, Inc., Mack-Lang Uranium Corporation, Maclin Beverages, Inc., Madison Social Club, Magnetic Music, Inc., Mail-Order Corporation, Major Motor Sales of Va., Inc., Management and Development Corporation, Manganese Corporation of Delaware, Mann's Enterprises, Inc., Manor Hill Salad Company, Midwest, Inc., Mansfield Tractor Co., Inc., Marchant Productions, Inc., Marco Flow-Master, Inc., Margaret Van Hook School, Incorporated, Marilyn Blake Cosmetics, Inc., Marine Service Corporation, Mario's, Inc., Mark Howard Corporation, Markan Construction Company, Market Pharmacy Co., Inc., Marmel Investment Corp., Martin Testers, Inc., Marvan Realty Co., Marvel Auto Paint & Body Works, Inc., Massey Motors, Inc., May-Me Corporation, Mayflowers Sightseeing Tours, Inc., McDebb Corporation, The, McDonald & Eide, Incorporated, McEwan Development Co., Inc., McKenzie Construction Company, Inc., McNabb—Plympton Corporation, MDM Corporation, Mears Welding Service, Inc., Mechanipark Systems, Inc., Medart Company, Megonigal's Electrical Service, Inc., Megonigal-Legates &

Co., Mercury Utility Aviation Service, Inc., Merrimac Shipping Corporation, Metropolitan Sun-Tan Services, Inc., Micalan Corporation, Mid-Atlantic Investment Corporation, Mid City Investment Co., Inc., Mid-Continent Uranium Corporation, Mid-East Shipping Company, The, Mid-Eastern Construction Corp., Mid-Eastern Investment Corporation, Mid-West Minerals, Inc., Mighty Motor Cars, Inc., Milford Jewelers, Inc., Military Cleaners of Penna., Inc., Mill Creek Construction Co., Mill-Stad, Inc., Milsom Metal Products, Inc., Milton & Company, Inc., Milton's, Inc., Milton Poultry Sales Corporation, Minerals Exploration Company, Inc., Minnetex Development Co., Miracle Car Wash, Inc., The, Miracle Mile Center, Inc., Miragraph Corporation, Mr. Petroleum, Inc., Mobile Drilling Company, Inc., Modern Home Supply Co., Modern Safety Road Markers Corporation, Mohawk Oils, Inc., Mohawk Valley Television, Inc., Montgomery Industries, Inc., Monthly Income Shares, Inc., Morris Poultry Company, Morse General Tires, Inc., Motortrains Inc., Mt. Hebron Cemetery, Inc., Mountain States Logging Service, Inc., Multi-Plant Corporation, Myo-Flex Corporation.

Na-Dor Button Corporation, Na-Mar Holding Company, Naer Corporation North American Electronic Research Corporation, Nation Wide Business Brokers, Incorporated, National Auction Productions, Inc., National Business Broker's Clearing House, Inc., National Cast Iron Pipe Company, National Cleaners of Delaware Co., National Drywall Applicators Co., Inc., National Food Services, Incorporated, National Motor Sales Co., National Properties Corporation, National Shooters' Supply, Inc., National Slag Company, National Terra-Stone Corp., Natural Gas Resources Corporation, Neptune Grill, Inc., New Castle Liquor Mart, Inc., New England Steel Corporation, New Jersey Finance & Discount Corporation, New Line, Inc., New Method Varnish Company, New Mexico Petroleum Co., Inc., New Ventures Press, Inc., New World Oil, Inc., Newark, Delaware, Junior Chamber of Commerce, Incorporated, Newport Bakery, Inc., Newport Fencing Company, Nicollet Avenue Properties Corporation, Nils Brekke, Inc., Ninora Leasing, Inc., Nitrates Incorporated, Normandy Land Club, Inc., North America Realty Corp., North American Atomic Corporation, North American Distributing Co., Inc., North American Products, Inc., North American Television Productions, Inc., North Park Uranium Co., Inc., North Portal Construction Co., Inc., North T-V, Inc., Northern

Oil and Gas Corporation, North Virginia Chinchilla Breeders, Inc., Northwest Amusement Enterprises, Inc., Northwest Natural Gas Company, Northwest Toll Bridge Company, Northwest Uranium Corporation, Nsal Corporation, Nuway Products, Inc.

O'Brien Lumber Company, Inc., O'Brien & Redmond, Inc., Ocean Road, Inc., Ohio Valley Corporation, Oil and Gas Investors, Inc., Oklahoma Oil & Gas Corporation, Old Hickory Taverns, Inc., Old Home Bakeries, Inc., Old Nassau Exploration Company, Oley Mfg. Corp., Oley Products Inc., Olsen-Blount Drilling Co., Olson's Foods, Inc., Olympia Bakery, Inc., Olympic Funding Corp., Olympic Tennis Club, Inc., 1001 Connecticut Ave., Inc., Oremont Oil Corporation, Orex Corporation, Ort Reconstruction Fund, Inc., Oscar George, Inc., Outlook Publishing Co., Inc., Overlook on The Potomac, Incorporated, Overseas Corporation, Overseas Investment Company, Inc., Overways, Incorporated.

P. & H. Investment Company, P-J. Inc., P. J. Investments, Inc., P & M Poultry Stores, Inc., Pacific Export Company, Pacific Sulphur Corporation, Packaging Service Corporation, Page and Kramer Electronics Corporation, Pan-Am Exports, Ltd., Pan-American Transportation Co., Paper Corporation of America, Paraguay Land and Cattle Company, Parkchester Corporation, Parkers, Inc., Parking Lot, Inc., Parklot, Inc., Parks Motor Co., Passin Chillum Heights Market, Inc., Pat's Auto Service, Inc., Patrick Henry Lodge No. 11 of The Independent Order of Odd Fellows, Paul V. Boyer, Incorporated, Pax Company, Pay Rock Oil, Incorporated, Pecos Valley Portland Cement Company, Peerless Tool & Die Co., Peninsula Corporation, The, Peninsula Home Furnishing Co., Penn Charcoal and Chemical Co., Penn Seaboard Corporation, Pennsylvania Peerless Corporation, Perkins Foundation, Inc., Perma-Wall Construction Co., Permanesque Homes of Delaware, Inc., Persion Project, Inc., Peter Epstein Motors, Inc., Petrofield Inc., Petroleum Recovery Engineering Corporation, Petroleum Rights Corporation, Petroleum Service Company, Petry, Inc., Phil Babys Company, Inc., The, Philadelphia Shipbuilding and Drydock Company, Philadelphia Steamship Agencies, Inc., Philip M. Jullien & Co., Phonadeck of Washington, D. C., Inc., Photoraminc Films, Inc., Pictoprint Corporation, Pinks Branch Ditch Co., Plains Empire Petroleum Co., Inc., Plastiforms, Inc., Play Room, Inc., Plaza Dress Shop, Inc., Pollee Shoppe, Inc., Popular Finance Company of Silverton,

Porrocco, Inc., Port of Chesapeake Authority, Inc., Post House, Inc., Potomac Contractors, Inc., Potomac Pad and Mirror Corporation, Power Sales Agency, Inc., Precision Diecasting Corporation, Premier Hudson Corporation, Premier Star Mining Company, Preston Export Laboratories, Inc., Prestressed Concrete Corporation, Price Vacuum Stores of Delaware, Inc., Prime Manufacturing Corporation of Delaware, Processed Metals Corporation, Product Development Corporation, Products & Licensing Corporation, Products of The Tropics, Inc., Publication Properties Proprietorship, Inc., Publicity Corporation of America, Pulgini Well Drilling Company, Pullella & Baldini Construction Co., Pure Candies, Inc., Pyne's Wilmington Shopper, Incorporated, Pyrocote Chemicals, Inc., Pyrocote, Inc.

Qualified Research Products, Inc.

R. J. Cochran Power Unit, Inc., R-Kay Mfg. Co., Inc., R and P Masonry Company, Inc., R. W. F. & Son, Inc., Rain-Rap Western Hemisphere Sales Corp., Rainbow Decorators, Inc., Ralph L. Torreyson Company, Inc., Ramco Company, Inc., The, Rand & Webster Imports, Inc., Rayne's Motor Sales, Inc., Recreation, Inc., Redifresh Corporation, Regent Contracting Company, Incorporated, Reid and Fort, Inc., Rellim Industries, Inc., Remsen Oil & Gas Co., Renaissance Films, Inc., Renault Plasticar Corp., Republic Construction Corporation, Republic Uranium Corporation, Research Associates Inc., Research Foundation, Inc., Retail Dry Cleaners Association of Greater Washington, Rex Industries, Inc., Rex Uranium Corporation, Reximport, Inc., Richardson Park Motors, Inc., Rigid Vinyl Corporation, Riley and Evans, Inc., Robert A. Vogeler, William H. Widener & Associates, Inc., Robert Cleeland's Sons, Inc., Robert R. Nash, Inc., Robert Winston, Inc., Roebling Construction Company, Inc., Rolac Investment Corporation, Rosen Vending Service Inc., Ross Engineering Company, Ross General Jewelers, Inc., Ross Jewelers, Inc., Ross Jewelers, Inc. of Atlanta, Ga., Ross Jewelers, Inc. of Birmingham, Ross Jewelers, Inc. of Columbus, Ga., Ross Jewelers, Inc. of Florida, Ross Jewelers, Inc., of Mississippi, Ross Trucking Co., Rosslyn Motor Sales, Inc., Roy Corporation, The, Roy Greene, Inc., Royal Oak Hotel, Inc., Royco Metal Ware Company, Ruths Steam Storage, Incorporated, Rutter Fund, Inc., The.

S. Gilbert Pierce, Inc., S — R Enterprises, Inc., Sabin St. Germain De Cuba, Inc., Saf-T-Dot Corporation, Safe Drivers Club, Inc., Safe Seal Tubes, Inc., Safety Service Milk Bottle Corporation, Safeway Liquors, Inc., Safeway Mining Machine Corporation, Safeway Neon Service, Inc., Saigh Engineering Company, Salesmaster, Inc., Sam-Real Co., Samaljo Trading Corporation, Sampson Rubber Products Corporation of Delaware, San Juan Uranium Corporation, Sanitary Land Fill, Inc., Savings and Loan Designers, Inc., Saybee, Inc., Schaefer-Hauser Casablanca, Ltd., Schriber Decorating Co., Inc., Schroder Motors, Inc., Sea Trailers, Inc., Seaboard Mineral Products, Inc., Selelevision Corporation of America, Selelevision Florida, Inc., Selelevision Western, Inc., Seminole Rock Company, Senate Realty Corporation, Senogas Corporation, Servi-Cycle Eastern Corporation, Service Personell Purchasing Corp., Servo-Automation Corporation, Seven Mile Uranium Company, 7750 South Shore Corporation, 77 Corp., Shade King Washington, Inc., Shadel, Hinson, Young, Inc., Shepard Line (Brasil), Inc., Sheridan Service, Inc., Sherwood Park, Inc., Shopping Centers, Inc., Shur Chemical Products, Inc., Shuster's, Inc., Silicato Bros., Inc., Silver, Inc., Singer Holding Company, Skybreak Carolina Corporation, Skytrain Airways, Inc., Smiles Corporation, Smith Hi-Line Company, Smith Sashless Company, Snyder's Mercantile, Inc., Somers Engineering Corporation, Sonic Research Corporation, Sonyxela Mining Company, Inc., South American Investing Corporation, South American Service and Development Corporation, Southeast Airlines Agency, Inc., Southeastern Associated Jewelers, Inc., Southern Leasing Corporation, Southern Marketing Corporation, Southern Mercury, Inc., Southern National Corporation, Southern Optical Co., Inc., Southold Corporation, Southern Refrigeration & Warehousing Co., Inc., Southwest Television-Radio Campaign, Inc., Speculative Venture Capital, Inc., Spring Road Cafe, Inc., Square Root Industries, Inc., Standard Products Exports Incorporated, Standard Uranium Company of America, Stanford Petroleum Corporation, Stanley's Men's Shop, Inc., Stanton Crest Civic Association, Star Sewing Machine Co., Inc., Starbuck Steamship Corporation, State Heating Company, Statewide Drive-In Theatres, Inc., Steele D. Williams Enterprises, Inc., Steele Enterprises, Inc., Stein Construction Company, Inc., Stenta Corporation, Steriloptics, Inc., of Delaware, Sterling Industries Incorporated, Stew-

art-Jordan Company, The, Strato-Mart, Inc., Strauss Jewelers, Inc., Stuart Kingston Jewelers, Inc., Stuk-O-Rite, Inc., Stylon Hosiery Mills, Inc., Successful Sales Institute, Inc., The, Sucro-Wax, Inc., Sunbury Enterprises, Inc., Sunbury Wire Rope Sales Company, Inc., Sunnyfield, Incorporated, Super Cab Company, Incorporated, Super-Corporations of America Depositors, Inc., Superior Print Shop, Inc., Superior Products, Inc., Supreme Butter and Egg Co., Inc., Supreme Enterprises, Inc., Surgical Products Laboratories, Inc., Sussex Boat Company, Sussex Central Hospital, Inc., Sussex Real Estate & Insurance Agency, Inc., Sytro Uranium Mining Co., Inc.

Tanners Research Corporation, Tapes, Inc., Taunton Apparel Supermart, Inc., Tay-Vas Company, Inc., The, Techrep Corporation, Telaco Petroleum Company, Tele-Music, Inc., Telecoin Corporation, Telescreen Corporation, Texal Corporation, Texan Stevedoring Corp., Texas Exploration Company, Texas-Georgia Oil Company, Texas Louisiana Oil Development Corporation, Texas State Gas Co., Inc., Textile Mills Securities Corporation, Third & Eye Inc., Thomas-Bonnie Building Corporation, Thomasville Furniture Corporation, Thunderbird Oil Company, Timberlake Inc., Tiny Tot Shop, Inc., Toby's, Inc., Tocsin Electronic & Engineering Co., Inc., Today's Cafe, Inc., Tooth Polisher Corporation, Top Flight Pictures Corporation, Tournament of Thrills, Inc., Toye Taxi Co., Trade School Charities Inc., Trans-America Travel Agency, Inc., Trans-Hemisphere, Ltd., Trans-Lux Liquors, Inc., Trans-Southern Oil & Gas Corporation, Trans-World Productions, Inc., Transit Refrigeration Inc., Transportation Development Corporation, The, Transworld Supplies, Inc., Travel Drill Co., The, Travelfares, Inc., Traynor-Dever, Inc., Tri-County Provision Co., Tri-State Motor Lines, Inc., Tri-State Oil and Gas Corporation, Tri-State Petroleum Co., Inc., Triangle Restaurant, Inc., Trocadero, Inc., Tuftred Carpets, Incorporated, Tulsa Security Oil Company, Inc., Turf Club, Inc., TV Boxing Fans Alliance, Inc., 20th Street Market, Inc., Twin Cities Development Corporation, 2514 K Street, Inc., Tyson's Corner Land Corporation.

U. S. Automatic Machinery and Chemical Corporation, U. S. Bankers Couriers, Inc., U. S. Oil & Gas Corp., United American Management Corporation, United Automatic Rifles Corporation, United Canadian Mining Co. Ltd., United Chemical Company,

United Construction Company, Incorporated, United Constructors Corporation, United Federal Corporation of America, United Food Stores Corporation, United Hydraulic Pump Corporation, United Printing Ink Laboratories, Inc., United Radiator Corporation, United Rebuilders, Inc., United Royal Exploration and Mining Company, United States Arms Corporation, United States-Canadian Uranium Corp., United States Cement Corporation, United States Dental Company, United States Directories, Inc., United States Export & Import Corporation, United States-German Board of Trade Inc., United States Titanium Corp., Universal Aviation Services, Inc., Universal Construction Co., Universal Engineering Inc., Universal Fashions, Inc., Uranium Explorations, Inc., Uranium & Oil Corporation, Uranium Prospecting Corporation of America, Uranium Research & Exploration Company, Uranium & Titanium Corporation, Urano Atomic Corporation of America, Urcy, Inc., Utah Drilling Company, Utah-Wyoming Atomic Corporation.

V & L Corporation, V-M Corporation, Van Dyke Insurance Association, Van Dyke Realty Corporation, Vandersee Engineering Company, Venezuela Investment Company, Venture Capital Corporation, Vermiculite & Industrial Petroleum Products, Inc., The, Vermont Lumber Inc., Vernon Motors Corporation, Video Corporation of America, Videoscript, Inc., Virginia Live Fur Parade, Inc., Von Evan, Inc.

Wage Earners Amalgamated Federation of Labor, Inc., Walsh's Diamond Service, Inc., Walsh Oil Corporation, Ward & Marshall, Inc., Washington Chemical Sales, Inc., Washington Consultant Representatives, Inc., Washington Continental Hotels System, Inc., Washington, Inc., Washington Institute of Technology, Inc., Washington Store Fixture Co., Inc., Washington Wholesale Florists Association, Inc., The, Washington Wholesale Jewelry Co., Watkins Surgical Corp., Waverly Piece Dye Works, Inc., Welco Corporation, Wellington Hosiery Mills, Inc., Wescorp Inc., West End Jewelers, Inc., West End Liquors, Inc., West Manor Apartments, Inc., West Northlands Oil & Gas Co., Inc., West Street Realty, Inc., Western Oil Basins Corporation, Westline Apartments, Inc., Wheeler Investing Corporation, Whitenack Controls Corporation, Whitewater River Lumber Co., Inc., The, Wilco Oil & Mineral, Corp., William A. Morgan Foundation, Inc., The, William Gross, Inc., Willys Sales Co., Wilming-

ton Athletic Association, Inc., Wilmington Engineering Company, Wilmington Horse Show, Inc., Wilmington Manor Stores, Inc., Wilmington Pattern & Mfg. Co., Inc., Wilmington Pet Cemetery, Inc., Wilmington Professional Football Club, Inc., Wilmington Supply Company, Inc., Wilmington Television Corporation, Wilmont Oil Corporation, Windsor Development Corporation, Wing Oil & Gas Corporation, Wingert and Ryan, Inc., Winston Candies, Inc., Winston Confectioners, Inc., Witsil Built Homes, Inc., Witsil Construction Company, Wolsey Trading Corporation, Wometco Uranium Mines, Inc., Woodland Manor Tavern, Inc., Woodmoor, Inc., Woodruff Hobbies, Inc., World Associates, Inc., World Uranium Mining Corporation, Wynn Stores Corporation, Wyoming Castle #22 K. G. E.

Yese Lewis, Inc., Yoder Bros., Inc., York Import Company, Inc., Young Indian, Inc., The, Youngtimers Records Corporation, Yung Shin Company.

Ziegler, O'Malley, McBroom & Erickson, Inc., Zigrich Construction Corporation.

IN TESTIMONY WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set my
hand and caused the Great Seal to be hereunto
(GREAT SEAL) affixed this twenty-second day of January, in the
year of our Lord one thousand nine hundred and
fifty-eight, and of the Independence of the United
States of America, the one hundred and eighty-
second.

By the Governor:

J. CALEB BOGGS

JOHN N. McDOWELL, Secretary of State

CHAPTER 449

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the great religions of the world have taught the brotherhood of man since the dawn of history; and

WHEREAS, understanding and cooperation between men of all faiths were the foundations upon which our Nation's founding fathers built the structure of our liberty; and

WHEREAS, we in the State of Delaware, descendants of a great heritage, have daily cause to thank God for the blessings of religious and civil liberties, which have allowed us to prosper as free men; and

WHEREAS, our conviction in the need for understanding one another as men of different faiths is deep and abiding, and our rejection of bigotry and intolerance is firm and unyielding; and

WHEREAS, practicing brotherhood, on all our parts, is our best insurance that none of our traditional freedoms will be menaced or lessened; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim February 1958, as

BROTHERHOOD MONTH IN DELAWARE

and request all my fellow citizens to reaffirm their belief in brotherhood and their conviction that it must be constantly practiced; furthermore, I urge all Delawareans to cooperate in arranging programs appropriate to this observance.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover, this Sixteenth
(GREAT SEAL) day of January in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 450
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, during the month of February, the birthdays of two great presidents and national heroes are observed; and

WHEREAS, George Washington, the "father of our country" and Abraham Lincoln, who did so much to preserve it, will always be looked upon as having shown the inspiration and leadership that brought into being and preserved a great nation; and

WHEREAS, it is fitting that during this month we review the lives and accomplishments of these and other great Americans to whom we, as a free people, owe so much; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the month of February 1958 as

AMERICAN HISTORY MONTH

and urge that special events be staged throughout this month to emphasize the great heritage which is ours, and which was made possible by the sacrifices and great faith of our forefathers.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this Thirtieth day of January in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 451

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the inventive genius of Thomas Alva Edison has immeasurably advanced the frontiers of American science and the welfare of all mankind, and, by creating industries employing millions of people, had added greatly to the technology upon which America's pre-eminence largely rests; and

WHEREAS, recent events have shown that this strong scientific position is being seriously challenged; and

WHEREAS, in this age of limitless scientific horizons, our Country's need for men like Edison has never been more urgent; and

WHEREAS, the only long-range approach to meeting this need for scientific manpower is the motivation of more young Americans toward careers in science, and the removal of artificial barriers to preparation for these fields; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, urge the people of this State, and its schools, teachers, parents, industries and civic organizations to encourage science and technology; and

I DO HEREBY PROCLAIM February 11, 1958, the occasion of Thomas Alva Edison's 111th birthday as

SCIENCE YOUTH DAY

A day on which the citizens of this State will do honor to the inspiring heritage of America's great inventive genius, Thomas Alva Edison, and will lend full support to all activities which dramatize to youth the unique challenges of science and invention in today's expanding universe.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover, this Sixth
(GREAT SEAL) day of February in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 452

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the welfare of the State of Delaware and the Nation, is dependent, to a great extent, on engineering advancement and development in all fields; and

WHEREAS, our state of prosperity is indicative of the success in engineering endeavor; and

WHEREAS, our high standard of living has been provided in large part through engineering application to the basic laws of science; and

WHEREAS, each year, on the anniversary of the birthday of George Washington, an engineer and Surveyor, it is particularly appropriate that this engineering profession receive recognition; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, in order that our citizens recognize the part engineering plays in our daily life, do hereby proclaim that the week beginning on February 17, 1958, shall be designated as

ENGINEERS' WEEK IN DELAWARE

I hereby urge that our civic organizations, clubs, schools and municipal bodies accord special recognition to the engineering profession during that week.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this Sixth day of February in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 453
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, February 8, 1958, is the 48th anniversary of the founding of the Boy Scouts of America, chartered by the Congress of the United States as a program for all the boys of America; and

WHEREAS, the Boy Scout program has affected the lives of more than 27,500,000 American boys and men since 1910; and now has an active enrollment of 4,700,000, of whom 13,000 are active in the Delmarva Council; and

WHEREAS, the Movement, through its four-year program "Onward for God and My Country," is training more of our youth in character and qualities of good citizenship; and

WHEREAS, the Boy Scouts of America marks this 48th anniversary by launching a year-long Safety Good Turn at the suggestion of President Eisenhower with the avowed purpose of "Saving the basic resources of our nation—its people"; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of February 7 to 13, 1958, as

BOY SCOUT WEEK

and do urge our citizens to support the unselfish, patriotic service being rendered to our state and area by the volunteer leaders, who give generously of their time, their efforts and their energy to the benefit of our youth, and I hope each citizen will cooperate in all possible ways with their worthy Safety Good Turn program in 1958.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover, this Sixth
(GREAT SEAL) day of February in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 454
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, World Day of Prayer will be observed this year in many places throughout the world where humble peoples, living against a background of universal tension and uncertainty, will bow their heads and lift up their hearts to Almighty God in prayer; and

WHEREAS, the church women of the State of Delaware will join on this occasion with church women in communities throughout the State and Nation to form an articulate and inspiring chain of human prayer; and

WHEREAS, the troubled peoples in less fortunate nations than ours, and indeed, even in our own beloved country, need Divine Guidance as never before, especially as this is stimulated through prayerful communion; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Friday, February 21, 1958, as

WORLD DAY OF PRAYER

in Delaware, and I urge our citizens to observe this day by attending on February 21, 1958, wherever possible, World Day of Prayer services, or pausing for a minute of prayer at high noon and ask God to give us, in all our humility, the wisdom and courage to meet and successfully solve the profound problems of our times.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this Seventh day of February in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 455

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the future progress and prosperity of Delaware is dependent to a great degree upon the skills and efforts of those citizens who operate the many farms of the State; and

WHEREAS, the Future Farmers of America organizations are composed of boys who are studying vocational agriculture in public secondary schools as preparation for careers in farming; and

WHEREAS, the Delaware Association, Future Farmers of America during the past 28 years has been outstanding in developing leadership, encouraging cooperation, promoting good citizenship, teaching sound methods of farming and inspiring patriotism among its members; and

WHEREAS, Delaware now has 23 active chapters of the organization with nearly 750 presently active members and more than 8,000 former members; and

WHEREAS, the members of the Future Farmers of America perform valuable community services and provide important leadership in developing our agricultural economy and in building a better State; and

WHEREAS, the week of February 22 through March 1 has been set as National FFA Week throughout the United States, Hawaii and Puerto Rico; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of February 22 through March 1, 1958 as

DELAWARE FFA WEEK

and urge all citizens to take notice of the many contributions of the Future Farmers of our State and to encourage in every

possible way the further growth of this splendid organization for our farm youth.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover, this Thirteenth
(GREAT SEAL) day of February in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of Amer-
ica, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 456
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, there are more than 1800 rural boys and girls enrolled in the 4-H Club movement in the State of Delaware; and

WHEREAS, the 4-H organization has for its purpose the demonstration of improved methods of agriculture and home economics and the instillation of the principles of better citizenship in the lives of our young people; and

WHEREAS, in the changing world of agricultural concepts and practices, 4-H Club members will constitute one of the most important groups to show the way to improved practices and methods; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of March 1 through March 8, 1958, as

NATIONAL 4-H CLUB WEEK IN DELAWARE

for the purpose of paying tribute to our rural youth who are enrolled in this important and patriotic endeavor.

Further, on behalf of all our citizens, I'd like to extend congratulations to 4-H Club members upon their accomplishments of past years and best wishes for attainment of the greater goals they have set for themselves—on their farms, in their homes and in their communities.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-eighth day of February in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 457

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the wise use of natural resources—soils, waters, forests, grasslands, minerals and wildlife—is essential to the welfare and security of the individual, community, state and nation; and

WHEREAS, the sound management of these resources cannot be achieved without the guidance and support of an informed and interested public; and

WHEREAS, the week of March 16 through 22 is being observed across the nation as National Wildlife Week, a time for expressing national interest in conservation and for stimulating greater public concern for the pressing problems of natural resource management; and

WHEREAS, the public lands are held in trust by our federal, state, county and community governments as a unique public resource consisting of over one-quarter of the nation's area that is enjoyed and used by millions of Americans; and

WHEREAS, these vast areas of parks, forests, wildlife, wilderness and range lands must be managed so as to protect and utilize their resources in a manner best suited to present and future needs of the American people; and

WHEREAS, this public land system provides a large part of the nation's recreational opportunity, offering the benefits of unparalleled scenery and many outdoor activities, as well as vast stores of timber, minerals, grazing lands and water that are vital to the economic well-being of the country:

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of March 16 through 22, 1958, as

NATIONAL WILDLIFE WEEK IN THE STATE OF
DELAWARE

and urge all citizens to acquaint themselves with their public land heritage, and to give support to programs for the protection and wise management of this resource so that its multifold benefits will be perpetuated for the America of tomorrow.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this Sixth day of March in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 458
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, during National Library Week, March 16-22, 1958, the role of libraries as an important resource of education is being stressed and dramatized; and

WHEREAS, books are the conservers, transmitters and disseminators of the world's wisdom and knowledge; and

WHEREAS, the freedom to read is one of democracy's most cherished liberties; and

WHEREAS, the development of lifetime reading habits is vital to the continuation of our society; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim March 16 through 22, 1958, as

LIBRARY WEEK IN DELAWARE

and I urge our citizens, during this period, to reflect upon the contribution which our public and private libraries and librarians have made to the preservation of our great cultural heritage of human dignity and freedom, and to express their appreciation of same.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this Seventh day of March in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 459
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the American Legion will observe its 39th anniversary on March 15 to 17, 1958; and

WHEREAS, it has been dedicated from its birth to service for God and Country and has become a staunch bulwark of the American Way of Life through its leadership in movements to preserve our free institutions, rights and freedoms; and

WHEREAS, it is and always has been a militant foe of all un-American activities and has through its tireless efforts been responsible for many security safeguards against infiltrating Communism; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of March 10 through March 17, 1958, as

AMERICAN LEGION BIRTHDAY WEEK

and do call upon our citizens to join in paying tribute to the good works of the American Legion in its unselfish efforts in behalf of national security, Americanism, rehabilitation, child welfare, religious emphasis, citizenship training of youth and community services.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fourteenth day of March in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 460

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, progress is being made in the effort to deal with mental illness, with more mentally ill patients recovering and returning to the community, and more research being conducted to learn about prevention and cure; and

WHEREAS, these hopeful signs of progress show that, while there are gains being made, a great deal remains to be done, for mental illness remains as the nation's and the state's most extensive health problem; and

WHEREAS, it is important that the people of Delaware recognize this problem, and appreciate their responsibility to assist the victims of mental illness, and to take appropriate steps to promote mental health, now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the week of April 27 to May 3, 1958, as

MENTAL HEALTH WEEK

and I urge the citizens of our state, during Mental Health Week, to learn more about protecting their own mental health and that of their loved ones, and to also learn of the multitude of ways in which individuals and groups may help combat this health problem so that all Delawareans ultimately may live happier lives.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fourteenth day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 461
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Governor of Delaware is authorized by its statutes to set aside one day annually as Arbor and Bird Day; and

WHEREAS, he may request on that observance that all public schools, private schools, colleges and other institutions, plant trees and adorn the school and public grounds, and hold suitable exercises to stress the advancement of the study of arbor culture and promotion of the spirit of protecting birds; and

WHEREAS, this is the eighty-sixth year that Arbor Day will have been observed in the United States, having been founded in Nebraska in 1872 by J. Sterling Morton, who was born just 126 years ago on April 22, 1832, and

WHEREAS, Arbor Day is important to all of us who want to see our natural resources preserved and have the added beauty of trees and flowers on our premises and in our parks, now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim, Saturday, April 12, 1958, as

ARBOR DAY IN DELAWARE

and I urge that our schools do make such plans to plant trees and to hold such exercises which will recognize the need for mass consciousness of the aesthetic, physical and economic value of plant life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fourteenth day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 462
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the family is the foundation of the community and the nation; and wholesome family living is reflected in the community in the form of well-informed citizens and leaders; and

WHEREAS, it is in the family that the child first learns responsibility—toward himself; toward family members; and toward others; and it is the mother—the homemaker, who influences the character of family members; and

WHEREAS, it is the purpose of home demonstration work to provide scientific and cultural knowledge for homemakers, with programs based on research, and designed to help families plan and manage their resources; and

WHEREAS, more than 2500 members of home demonstration clubs in Delaware, under the leadership of more than 1100 volunteer local leaders and the professional home economics extension staff of the University of Delaware,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the week of May 4 through May 10, 1958, as

HOME DEMONSTRATION WEEK

in Delaware for the purpose of paying tribute to our homemakers who are enrolled in this program which contributes so much to the character-building of our youth and to the strengthening of our communities.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fifteenth day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 463
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, in keeping with the best traditions of their profession, secretaries throughout the United States are shouldering vital responsibilities; performing important roles in commerce, industry and government; bringing to their positions a wider knowledge of world affairs and of the affairs of business; and

WHEREAS, the American Secretary is an integral part of the economy which has brought to the world "The American Way of Life" free enterprise, freedom of choice, and the highest standards of living existing anywhere in today's troubled world; and

WHEREAS, to honor the secretaries already performing their duties with diligence; to pay tribute to those constantly striving to improve their skills and abilities better to equip themselves as a part of the management team; and to encourage others to enter this worthy profession, it is essential that rightful recognition be given; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the period April 20 through 26, 1958, as

SECRETARIES WEEK IN DELAWARE

and urge all citizens, and particularly employees, to join in honoring these women and men who contribute so much to "Our Way of Life."

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this fifteenth day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 464

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, an opportunity is provided annually for every citizen to reaffirm his faith in the United States of America through a program sponsored by the Veterans of Foreign Wars of the United States; and

WHEREAS, the Veterans of Foreign Wars in Delaware annually mark this day with an observance at Cooch's Bridge where the Stars and Stripes were first unfurled in battle; and

WHEREAS, there have been periodical attempts over the last two centuries to stifle and destroy those hard-won rights of free speech, freedom of the press and the right to worship as one chooses; and

WHEREAS, each of us should make a personal pledge to up-hold these God-given rights in the defense of which thousands of our fighting forces have died on battlefields all over the world; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby designate Sunday, May 4, 1958, as

LOYALTY DAY IN DELAWARE

and I urge that every man, woman and child in the First State join in a demonstration of his or her undivided allegiance to the government of the United States and the ideals which it defends and preserves.

I further hope that all civic groups will join the V.F.W. on that day to give expression to that loyalty through a public demonstration; through the display of our National and State emblems and through co-operation with our overseas veterans whose devotion and courage continues in peace as sponsors of this observance.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this twenty-second
(GREAT SEAL) day of April in the year of our Lord one thou-
sand nine hundred and fifty-eight and of the Inde-
pendence of the United States of America, the
one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 465
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the United States Government wishes to honor its states and territories at the United States Pavilion at the Brussels Universal and International Exhibition of 1958, by the daily display of the flags of the States and Territories around the United States Pavilion; and

WHEREAS, the State of Delaware will be honored on the first day of May by the display of its flag from the foremost staff before the entrance of the United States Pavilion, and by appropriate ceremonies,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim May 1, 1958, as

DELAWARE DAY

at the Brussels Universal and International Exhibition and do hereby urge that all Delaware visitors in Brussels on that day attend the observances set aside for this occasion at 11:30 a. m. on May first, at the United States Pavilion.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-second day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 466

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, in the best interests of our National Defense it is necessary for this nation to call thousands of young men each year to serve their country as members of the armed forces; and

WHEREAS, the welfare of the men and women in the service of their country is the concern of all citizens; and

WHEREAS, the USO provides a channel through which all people may demonstrate their concern for those who serve their country; and

WHEREAS, the USO has invited the civilians of this nation to join with it in the third annual USO Month observance to make evident the pride and affection with which the members of the armed forces are regarded throughout the land;

THEREFORE, I, J. CALEB BOGGS, as Governor of the State of Delaware and Honorary Chairman for USO, do hereby proclaim April 1958 as

USO MONTH

and urge the citizens of this state to let their generous hospitality be assurance of our admiration for those who protect all that Americans hold sacred.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-second day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 467
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the President of the United States, by direction of an act of Congress, has proclaimed April as CANCER CONTROL MONTH; and

WHEREAS, cancer, the number two disease killer in the United States, took toll of 250,000 lives last year; and

WHEREAS, the American Cancer Society is seeking to eliminate this tragic waste of life by telling the public the facts of cancer; and by urging the checkup as the best protection against the cruel disease; and

WHEREAS, it is in the best American tradition for friends and neighbors to join together to solve their problems, and defeat of disease is especially noteworthy for such combined efforts of volunteers, voluntary contributions and voluntary organizations; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim April 1958 as

CANCER CONTROL MONTH IN DELAWARE

and urge all Delawareans to avail themselves of the opportunity to learn the life-saving facts concerning cancer and to give generous support to the American Cancer Society's annual effort to raise funds vitally needed for its program of education, research and service.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this
(GREAT SEAL) Second day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 468
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the Sixteenth Rifle Company, United States Marine Corps Reserve, the only organized Marine Corps Reserve unit in Delaware, will observe its fifth anniversary on April first; and

WHEREAS, because this unit has been ever conscientious and faithful in the performance of its duty to the state and nation, it merits the approbation of all the citizens of Delaware for extreme devotion to the continued preparation for defense; and

WHEREAS, its members faithfully give of their time in order that they may be fully prepared for any emergency, for which we owe them a debt of gratitude; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby reserve and proclaim the week beginning April 1, 1958, as

MARINE CORPS RESERVE WEEK IN DELAWARE

and urge all Delawareans to join us in a salute and hearty "well done" to the officers and members of the Sixteenth Rifle Company, U. S. M. C. R.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this
(GREAT SEAL) Second day of April in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 469
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the future of our state and nation lies in the hands of the youth of today, and, therefore, one of our greatest obligations is to help to develop in today's young people the qualities that will enable them to make the most of that future; and

WHEREAS, qualities of temperance, respect for law, and a high sense of responsibility for the common welfare are essential qualities for the maintenance and development of healthy, happy and successful human lives and a high degree of social progress; and

WHEREAS, civic, educational, religious, social and other organizations can and to make a substantial contribution to the development of high moral, spiritual and social standards by progress of temperance education for youth; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of April 20-26, 1958 as

YOUTH TEMPERANCE EDUCATION WEEK

and urge that all citizens give particular attention and support to the strengthening in youth of those moral qualities of temperance and responsibility which are so important to the future of our civilization.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
said State to be hereunto affixed at Dover this
(GREAT SEAL) Ninth day of April in the year of our Lord
one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 470

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the young and flourishing State of Israel will celebrates its Tenth Anniversary on April 25, 1958, thus completing a decade of inspiring progress as a democracy dedicated to the ideals which gave our own country birth; and

WHEREAS, it has remained a steadfast bastion of the Free World in a troubled and turbulent area where international communism seeks to subvert and outflank our defenses, and has shown proof of friendship and community of interest with the United States; and

WHEREAS, it continues to fulfill its great and historic role of providing purposeful work, secure homes, and abiding hope to hundreds of thousands of refugees from persecution and intolerance; and

WHEREAS, it has made giant strides forward in agriculture and industry, with acknowledged and welcome assistance from the United States, increasing the productivity of its labor, redeeming the desert, building new cities, and expanding the horizons of its growing population; and

WHEREAS, it has kept pace in the arts and sciences, making a notable contribution towards humanity and civilization in these fields; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the period from April 25 to May 25, 1958 as

ISRAEL'S TENTH ANNIVERSARY MONTH

in honor of the renascent nation of Israel, and I bid all citizens join joyfully in its celebration in harmony and brotherhood.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
said State to be hereunto affixed at Dover this
(GREAT SEAL) Ninth day of April in the year of our Lord
one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 471
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, it is only fitting and proper that a specific day be set aside for the purpose of honoring our Mothers; and

WHEREAS, due in large measure to the indefatigable efforts of Miss Anna Jarvis, the Congress of these United States and the General Assembly of the State of Delaware, just fifty years ago, in 1908, established the second Sunday in May as Mother's Day; and

WHEREAS, this year, the State of Delaware is saluting Mrs. George Ehinger of Dover, as the symbol of all Delaware Mothers; and

WHEREAS, the unselfish devotion, tenderness, understanding, patience and loving discipline, bestowed upon us by our Mothers, creates a benevolent influence that can—and should—guide us throughout our lives; and

WHEREAS, we can best discharge our great debt to our Mothers by living such lives as to reflect only credit upon those who brought us into the world and carefully guided and nurtured us to maturity; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Sunday, May 11, 1958, as

MOTHER'S DAY IN DELAWARE

and urge all of our citizens, regardless of age, to take this opportunity to honor their Mothers, both living and deceased, by attending at least one service in the church of his choice for solemn recognition of the sacrifices, love and inspiration given so freely by Mothers.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
(GREAT SEAL) said State to be hereunto affixed at Dover this
twenty-eighth day of April in the year of our
Lord one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 472

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, pursuant to a Joint Resolution of Congress dated May 20, 1933, each year the President of the United States issues a proclamation declaring May 22 as National Maritime Day; and

WHEREAS, the date of May 22 commemorates the sailing of the American steamship "Savannah" from Savannah, Georgia, in 1819 on the first successful crossing of the Atlantic Ocean under steamship propulsion; and

WHEREAS, the Merchant Marine has assumed an indispensable role in the conflicts in which our nation has been engaged, and the transportation of our people and the world-wide flow of our goods in both peace and war depend upon an adequate and efficient merchant fleet;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Thursday, May 22, 1958, as

NATIONAL MARITIME DAY IN DELAWARE

and urge all citizens to join in this nation-wide observance in honor and recognition of the accomplishments of our Merchant Marine.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this thirteenth day of May in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 473
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is only fitting and proper that grateful Americans everywhere should, on a designated "Memorial Day," pause to pay tribute to the hallowed memory of our heroic war dead, and to honor those who served their nation's cause and have since gone to their reward; and

WHEREAS, it is our solemn duty to perpetuate this custom, established in 1868, by gathering in public places, before memorials and in cemeteries to pay our respect to the bravery, valor and sacrifices of those, who fought and died that America might remain free; and

WHEREAS, the President of the United States of America, by the authority of the Congress, has set aside May 30, 1958, as the day on which we should pay tribute to the memory and deeds of our honored war dead, now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby declare that we follow the example set in the proclamation by the President of the United States of America and that we observe Friday, May 30, 1958, as

MEMORIAL DAY

I urge patriotic groups everywhere to participate in exercises, graveside ceremonies and other proper memorials so as to insure grateful remembrance of the sacrifices made by our war dead. I further urge that the Flag of the United States of America and of the State of Delaware be properly displayed from all state buildings and institutions on this day, with the national colors to be flown at half-mast until noon and then raised high for the remainder of the day as evidence that we, as good Americans, remember the pain, suffering and death of those who preserved our freedom and the American Way of Life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
said State to be hereunto affixed at Dover this
(GREAT SEAL) nineteenth day of May in the year of our Lord
one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 474
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is only fitting and proper that we should set aside a specific day to honor our fathers; and

WHEREAS, it was the fathers of our land who built this great democracy through their sturdy devotion to liberty and love of freedom; and

WHEREAS, we look to our fathers as the moulders of tomorrow's citizens, the builders of good family life and the foundation of our future, and the teachers of our young in the importance of good ethics, fair play, peace and brotherhood throughout the world; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Sunday, June 15th, 1958 as

FATHER'S DAY

and call upon all the citizens of this State to observe it in worship and in displaying the American Flag and otherwise commemorating the occasion so that we may continue to enjoy the blessings that result from good fatherhood and a strong family life.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this third day of June in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 475

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the people of the United States of America since the days of George Washington have rallied to the defense of this nation and its banner—the Stars and Stripes; and

WHEREAS, tradition has it that the American flag designed by Betsy Ross was first unfurled in battle at Cooch's Bridge, here, in the State of Delaware; and

WHEREAS, hundreds of Delaware's sons through succeeding generations have followed this emblem of our unity, strength and ideals, and many have perished in the effort to keep it aloft; and

WHEREAS, it is particularly important today for all of us to not only display our loyalty to our nation and flag, but to express the unity of purpose with which we follow all our endeavors; and

WHEREAS, National Flag Week will be observed this year from June 8 through the anniversary date—June 14—of the official adoption of the Stars and Stripes by the Continental Congress in 1777; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of June 8 to 14, 1958 as

NATIONAL FLAG WEEK IN DELAWARE

and I urge that our national emblem be flown daily during this week from all public, industrial and commercial buildings, and that it be displayed at the homes of our citizens as an expression of our sincere faith in and love for United States of America.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
(GREAT SEAL) said State to be hereunto affixed at Dover this
third day of June in the year of our Lord
one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 476

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the benefits of Little League Baseball are far reaching, providing youngsters at an early age with knowledge of the fundamentals of our national pastime and, more important, teaching good sportsmanship; and

WHEREAS, Little League Baseball continues to grow in popularity in Delaware with 47 teams and more than 1,000 players competing in ten leagues; and

WHEREAS, the National Congress of Little Leagues has designated Saturday, June 14, as Little League Foundation Day to demonstrate the community benefit resulting from Little League activity and to assure its continuation; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim Saturday, June 14, 1958, as

LITTLE LEAGUE FOUNDATION DAY IN DELAWARE

and urge the citizens of our state to join in this observance and to support our Little Leagues in every possible way.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the
said State to be hereunto affixed at Dover this
(GREAT SEAL) tenth day of June in the year of our Lord
one thousand nine hundred and fifty-eight
and of the Independence of the United States
of America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 477
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the U. S. Coast Guard and the Coast Guard Auxiliary have declared the week of June 29 through July 6 as National Safe Boating Week; and

WHEREAS, this week is being set aside to call the attention of pleasure boatmen to the need for knowing and observing the basic rules of safe boating and for maintaining their craft in good mechanical condition; and

WHEREAS, the growing popularity of boating as one of America's favorite forms of family recreation makes it necessary for every boatman to use common sense and courtesy afloat to make boating one of the safest of all outdoor activities; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim June 29 through July 6, 1958 as

SAFE BOATING WEEK IN DELAWARE

and urge all boat owners to co-operate in making this week, and every week of the boating season, one which will be remembered for its pleasure, and not its tragedy. I hope that boatmen will realize their responsibilities to themselves, their families and fellow boat owners and accept the assistance and guidance that is now available from the U. S. Coast Guard and its Auxiliary.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this sixteenth day of June in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 478

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the men and women of the Civil Aeronautics Administration are playing a major and indispensable role in the encouragement and development of civil aeronautics; and

WHEREAS, the Civil Aeronautics Administration, together with our aircraft and air transport industries, our private and business flyers, and other aviation interests, have been primarily responsible for the development of the world's outstanding system of airways and civil airports; and

WHEREAS, the Civil Aeronautics Administration has made a major contribution to safety in aviation; and

WHEREAS, American civil aviation is on the threshold of new frontiers of travel, comfort and safety as we prepare for the transition of our air transport fleets from piston-engined to jet-powered aircraft; and

WHEREAS, current defense plans of our military establishment continued to place great reliance upon the Federal airways, air traffic control, and safe operation of all aircraft in the nation, all primary functions of the CAA; and

WHEREAS, June 23, 1958, is the Twentieth Anniversary of the Civil Aeronautics Act of 1938, bringing into being the Civil Aeronautics Administration;

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of this State of Delaware, do hereby proclaims Monday, June 23, 1958 as

CIVIL AVIATION DAY

and the week commencing Monday, June 23, 1958, as

CIVIL AVIATION WEEK

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this nine-
(GREAT SEAL) teenth day of June in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-second.

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 479
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, on July 4, 1776, the Declaration of Independence proclaimed to all the world that this new nation, conceived in the spirit of Freedom under God, guaranteed to all men their inherent right to life, liberty and the pursuit of happiness; and

WHEREAS, Caesar Rodney and other Delaware patriots played important roles in bringing about the adoption of this significant document and in ultimately paving the way for Delaware to become the First State in the young union; and

WHEREAS, this declaration and the now great Nation to which it gave birth stand as a fount of hope and promise not only to Americans but also to the peoples of all the world; and

WHEREAS, on July 4, 1958, patriotic Americans everywhere will—and should—observe, in the form and intent of the founding fathers, the 182d anniversary of the signing of the Declaration of Independence; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that Friday, July 4, 1958 shall be observed as

INDEPENDENCE DAY IN DELAWARE

and order that national and state banners be properly displayed from all state and public buildings; also, I urge all our citizens to pause long enough during the holiday period to give thanks to Almighty God for the blessings that we enjoy as citizens of this Great Republic.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-fourth day of June in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-second.

(GREAT SEAL)

J. CALEB BOGGS, Governor

JOHN N. McDOWELL, Secretary of State

CHAPTER 480

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, since the settlement of this state by our forefathers, agriculture has continued to be one of our most important industries; and

WHEREAS, the Kent and Sussex Fair at Harrington annually affords opportunities for our farmers and farm families, and members of 4-H Clubs, Granges, and similar organizations to exhibit the fruits of their labor; and

WHEREAS, this event likewise affords an opportunity for our urban populations to witness these fine displays and take note of the essential roles of our agricultural citizens in raising the standards of living in both our state and nation; and

WHEREAS, this fair in addition serves as an attraction to our neighbors in other states and as an excellent means of publicizing the Diamond State's importance in supplying foodstuffs to eastern metropolitan areas; and

WHEREAS, the 39th consecutive year in the Kent and Sussex County Fair's history finds the grounds, buildings and equipment improved in such manner as to make this the greatest fair ever held in our state; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside the week of July 21 through 26, 1958, as

FAIR WEEK IN DELAWARE

and strongly urge our citizens to avail themselves of the educational and entertainment facilities provided by the Kent and Sussex Fair, which in effect serves as the state fair of Delaware.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this four-
(GREAT SEAL)teenth day of July in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 481

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the year-round availability of high-quality, nutritious canned food has played a substantial part in making the United States the best-fed nation in history and in banishing the spectre of hunger from our land by eliminating dependence upon the feast-or-famine caprice of Nature; and

WHEREAS, the State of Delaware plays an important role in growing and processing the canned foods which help provide the people of our own State and of distant parts of the nation with the dietary and health benefits which stem from scientific agriculture and modern processing methods; and

WHEREAS, the canning and associated industries of Delaware and our sister states throughout the nation have this year combined their resources to give concerted emphasis in September to the unparalleled output of canned products which are available to every family in the land; now

THEREFORE, in recognition of the benefits thus provided to our population by the agricultural, processing and allied industries involved in canning, and by the agencies or transportation, marketing and distribution which bring the bounty of our fields, streams and offshore fishing areas within the ready reach of homes throughout our nation, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim September, 1958, as

CANNED FOODS MONTH IN DELAWARE

and I urge the citizens of this State to acquaint themselves with the facilities existing in Delaware for the canning of fruits, vegetables, and scores of other products, and the low-cost, high-quality products these facilities provide.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this sixth
(GREAT SEAL) day of August in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 482
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the men and women who compose the organized labor movement in this State contribute in a substantial degree to our economic stability; and

WHEREAS, the purchasing power of a preponderant majority of our people in all walks of life has been increased by labor's program for economical and social advancement; and

WHEREAS, as the direct result of labor's endeavors to obtain for the wage earners a more suitable share of the fruits of their labor, business everywhere has benefited by increased productivity and an expanded market as the result of greater purchasing power among all segments of our people; and

WHEREAS, the purchase of Union Label goods and the patronage of services designated by Shop Cards and Service Buttons by an ever-increasing number of our people are conducive to the maintenance and improvement of our unprecedented high standard of living and desirable working conditions, factors which tend to insure a healthy economy for all; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the period of September 1 through 7, 1958 as

UNION LABEL WEEK IN DELAWARE

and call on citizens to observe the week as a tribute to organized labor by patronizing stores and shops that feature Union Labels, Shop Cards and Service Buttons.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this thirteenth day of August in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 483

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the skill, ingenuity and courage of the American worker and his determination to raise the standard of living for himself and his fellow toilers have been major factors in providing the comforts, security and happiness we enjoy today; and

WHEREAS, these benefits are enjoyed to a greater extent in this country than in any other part of the world; and

WHEREAS, it is fitting that the contributions of working men and women to the economy and welfare of our state should be suitably recognized; and

WHEREAS, the first Monday in September is traditionally set aside to honor the workers of America; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Monday, September 1, 1958, as

LABOR DAY

and urge all our citizens to participate in honoring those whose daily work makes possible our enjoyment of an abundant life. I further call for the appropriate display of the flags of the United States and the State of Delaware on all state and public buildings.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this third day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 484
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the annual Pushmobile Derby, sponsored by the Delaware Association of Police, is one of the finest organized efforts for the benefit of the youth of our state, providing valuable training in sportsmanship; and

WHEREAS, these competitive races for the youth of Delaware reflect the interest of our police authorities in providing better understanding and good fellowship among themselves and the younger generation; and

WHEREAS, this annual event has become statewide in scope, attracting boys and girls from all sections of Delaware; and

WHEREAS, the civic minded organizers of Pushmobile Track, Inc., have shown extreme interest in our youth by building a safe, attractive racing strip and have continued to expand and improve facilities for this annual event for which the public owes them a vote of thanks; and

WHEREAS, the Twelfth Annual Pushmobile Derby will be held at the Derby Track at Milford Cross Roads, near Newark, Delaware, on Saturday, September 6; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the period of September 1 through 6 as

PUSHMOBILE DERBY WEEK IN DELAWARE

and I urge that our citizens of all ages attend the races at Milford Cross Roads; lend encouragement to our youth who compete there, and let those sponsoring and operating the Pushmobile Derby know that we are pleased with their interest in our young Delawareans.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this third
(GREAT SEAL) day of September in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 485

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, on September 17, 1787, a courageous and foresighted group of great American Statesmen, meeting in Convention at Philadelphia, affixed their signatures to a document that not only formed the foundation for our own nation but established a pattern for many other nations seeking liberty and justice under law; and

WHEREAS, the Congress of the United States, through appropriate action, has designated the seventeenth day of September of each year as Citizenship Day and the week beginning September 17 of each year as Constitution Week in recognition of the significance of the signing of this Federal Constitution; and

WHEREAS, we, as Delawareans, should take special pride in the fact that our state was the first to ratify the Constitution of the United States; and

WHEREAS, it is most fitting that we give recognition to all our new citizens and encourage them as well as all Delawareans to protect and make fullest possible use of the rights guaranteed by the Constitution of the United States; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that Wednesday, September 17, 1958, be observed in the First State as

CITIZENSHIP DAY

FURTHER, in order that ample opportunity may be provided to give solemn and grateful thought to that eventful week in September, 1787, when our Constitution was signed and made known to the people, thus laying the foundation for this great

nation, I designate the period beginning September 17 and ending September 23, 1958, as

CONSTITUTION WEEK

and urge that our educational institutions, churches, and patriotic organizations mark Citizenship Day and Constitution Week with appropriate exercises reaffirming our faith in the Constitution of the United States and stressing the full significance of American citizenship.

I also order that the national and state flags be flown from public and other buildings as visual reminders to all of us to protect and practice the rights and privileges of American citizenship.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this third
(GREAT SEAL) day of September in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 486
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the U. S. oil industry stands on the threshold of completing a century of service to the American people, and

WHEREAS, its first 99 years exemplify steadfast adherence to the basic principles of our democracy: liberty of the individual, equality of opportunity, and freedom of competitive enterprise, and

WHEREAS, its pioneering spirit has contributed to the prosperity of the people and the security of the nation, and

WHEREAS, the men and women of oil are anticipating the economic and social challenges that they must meet in order to endow our children and our children's children with an even better way of life, and

WHEREAS, the week of October 12 to 18, inclusive, has been designated as Oil Progress Week, a period during which the million and three-quarters oil men and women will give first-hand reports to their fellow townspeople on their progress, and hopes for the future.

NOW, THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 12-18 inclusive as

OIL PROGRESS WEEK

and do commend to the attention of the citizens of Delaware, the many and varied contributions of oilmen and oil companies to our increasingly higher standards of living, to the protection of our nation in these times of international tension, and to the enrichment of our future.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this eleventh
(GREAT SEAL) day of September in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 487
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, it is the duty and privilege of every citizen of the United States to exercise his right to vote; and

WHEREAS, the members of the Armed Forces have an immediate and vital concern in Local, State, and Federal Government administration; and

WHEREAS, the State Department of Elections and each County Election Board will provide, upon request, full information regarding absentee registration and voting; and

WHEREAS, as a means of reminding parents and wives to write to their sons and husbands overseas, telling them of local issues and candidates, and of reminding service families away from home, within this country, to seek and use absentee ballots; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the week of September 15 through September 22, 1958 as

ARMED FORCES VOTERS WEEK

and urge all members of the Armed Forces to exercise the right to vote.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twelfth day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 488
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the continued development of the United States of America and the State of Delaware requires an ever-larger number of skilled and qualified workers; and

WHEREAS, to meet the demands of business and industry it is necessary to train and educate all citizens who want to make a worthwhile contribution to our work force; and

WHEREAS, many of our men and women who have physical handicaps want to do their part in this ever-expanding industrial area; and

WHEREAS, the President of the United States has taken cognizance of this desire on the national level and has honored the request of Congress to proclaim the first week of October in each year as National Employ the Physically Handicapped Week; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and proclaim the week of October 5 through 11, 1958, as

NATIONAL EMPLOY THE PHYSICALLY
HANDICAPPED WEEK

I call upon the members of the Governor's Committee, our mayors of municipalities and all public officials to assist in the important task of informing employers that Delaware does have a reservoir of physically handicapped manpower available for immediate employment.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-second day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 489
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, the pharmacists in the State of Delaware devote long and tedious hours in serving the public; and

WHEREAS, the lives of our citizens often depend on their skills in preparing and interpreting prescriptions which must be precisely followed; and instructions for administering drugs and medicines must meet exactly with the orders from the patient's physician; and

WHEREAS, our pharmacists strive through constant education and organized effort to maintain and improve the high standards which they have set for their profession; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 5 through 11, 1958 as

PHARMACY WEEK IN DELAWARE

and I urge Delawareans to pause during "Pharmacy Week" and take note of the unselfish devotion with which pharamists follow their chosen profession.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-second day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 490
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, Saturday, October 4, 1958, has been designated as "National Newspaperboy Day" in fitting tribute to the 600,000 American youths who are preparing for their role as "leaders of tomorrow" by being newspaperboys today; and

WHEREAS, thousands of leaders in government, business and the professions received their first training in our American principles of free enterprise while serving newspaper routes in their youth; and

WHEREAS, it is no accident that these leaders achieved success, since the personal qualities that help a boy to serve a newspaper route efficiently are the same personality traits that contribute to his success as he goes through life; and

WHEREAS, as young men in business for themselves, newspaper boys learn the beneficial qualities of loyalty, dependability, honesty and thrift, a background which no other leisure-time activity can give them; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, in recognition of the more than 1400 newspaperboys in this state, do hereby proclaim October 4, 1958 as

NEWSPAPERBOY DAY

in Delaware, and urge the citizens of our state to join in this salute to the young men who keep us informed by their daily delivery of the world's events to our front doors.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this twenty-ninth day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 491
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, each year a week is set aside to pay tribute to women in business and professions, and to show appreciation of the contribution they make to the state and nation; and

WHEREAS, Delaware is fortunate in having so many qualified women in all fields, who take advantage of the opportunities provided by our diversified industries and assume leading roles in many professions; and

WHEREAS, the National Federation of Business and Professional Women's Clubs annually sponsor this week designated to honor these highly valued members of our society; and

WHEREAS, the Delaware Federation of Business and Professional Women's Clubs throughout the year contribute much to the improvement and progress of our business, civic and social life; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 5 through October 11, 1958, as

NATIONAL BUSINESS WOMEN'S WEEK

and I invite all Delawareans—and particularly those engaged in business and industry—to take note during this special week of the many accomplishments of our business and professional women who continuously try to improve their knowledge and prowess in their particular fields. From this interest in their work and advanced training the state and its citizen prove to be the great beneficiaries.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
to be hereunto affixed at Dover this twenty-
(GREAT SEAL) ninth day of September in the year of our Lord
one thousand nine hundred and fifty-eight and
of the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 492

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, Americans of Polish descent are planning observances during the period October 9 through 12, 1958, of the anniversary of the death of Brigadier General Casimir Pulaski, a great soldier who valiantly fought for freedom in his native Poland and here in the American revolution; and

WHEREAS, we, as Americans—and particularly as citizens of one of the original thirteen colonies—owe a great debt of gratitude to those who voluntarily crossed the Atlantic Ocean to stand by the side of our forefathers in their fight for freedom; and

WHEREAS, General Pulaski served with distinction in the battles and skirmishes that helped preserve the newly established independence of our state, participating in the Battle of the Brandywine prior to leading his troops to Savannah, Georgia, where he was to pay the supreme sacrifice in the cause of freedom; and

WHEREAS, Delawareans of Polish descent properly plan to honor the memory of this great soldier October 12 with appropriate commemorative exercises; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim Sunday, October 12, 1958, as

PULASKI DAY IN DELAWARE

and I hope that all citizens of Delaware will join with those whose forebears were of the same origin as General Pulaski and pay tribute to a great soldier and lover of liberty—one whose deeds are inscribed on the pages of American history.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of
the State of Delaware, have hereunto set my
hand and caused the Great Seal of the said State
(GREAT SEAL) to be hereunto affixed at Dover this thirtieth day
of September in the year of our Lord one thou-
sand nine hundred and fifty-eight and of the
Independence of the United States of America,
the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 493
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
PROCLAMATION

WHEREAS, twenty-one years ago, the U. S. Post Office Department, realizing the importance of written communication, joined in the observance of an annual letter writing week—an event celebrated to emphasize the meaning and value of letter writing as a link between people; and

WHEREAS, by combining observance of both International Letter Writing Week and National Letter Writing Week, this worthwhile objective is promoted between all peoples everywhere; and

WHEREAS, a personal letter is, next to an actual visit, the most intimate means we have to communicate with our fellow human beings, and friendly letters between our citizens and between peoples of different nations are a good method of establishing friendly relationships and understandings; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim that the period October 5 through October 11, 1958, shall be observed in Delaware as

INTERNATIONAL LETTER WRITING WEEK

I urge all Delawareans to join in the celebration of International Letter Writing Week, by writing their friends overseas; their loved ones in the Armed Forces; and other friends and relatives here in the United States.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this thirtieth day of September in the year of our Lord one thousand nine hundred and fifty-eight and of the Independence of the United States of America, the one hundred and eighty-third.

(GREAT SEAL)

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 494

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, of all the elements of danger to which humanity is exposed, fire annually inflicts one of the costliest tolls in lives and property damages; and

WHEREAS, much of this death and destruction can often be traced to hasty action or plain carelessness on the part of individuals; and

WHEREAS, many citizens are affected annually either through personal grief, financial loss or increased insurance rates in areas where hazards prevail or lack of proper fire fighting facilities are found; and

WHEREAS, it is only through co-operation of all our citizens that hazards can be eliminated and future losses in lives and property reduced; and

WHEREAS, such co-operation and participation in a year-round preventative program will make easier the task assumed by our volunteer and professional firemen, who have consistently rendered heroic service in our behalf; now,

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby proclaim the week of October 5 through 11, 1958 as

FIRE PREVENTION WEEK

and I urge that every man, woman and child in Delaware accept as a personal responsibility the protection of property and the exercising of caution when dealing with fire, either in the home, out-of-doors or in public places or industrial buildings. Furthermore, I urge all organizations—religious, patriotic, educational, civic, fraternal and professional—to give considera-

tion to sponsorship of Home Fire Safety Programs similar to that now being sponsored nation-wide by the Boy Scouts of America as part of their Safety Good Turn Year.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this first
(GREAT SEAL) day of October in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 495

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, it is fitting that we pause each year to give thanks for the discovery of this land which has become our home and our precious heritage; and

WHEREAS, Sunday, October 12, 1958, will mark the 466th anniversary of the discovery of these shores by Christopher Columbus; and

WHEREAS, this annual observance also marks our cordial relations with our Latin American neighbors who also owe a debt of gratitude to the Discoverer; and

WHEREAS, we are cognizant that the United States of America has grown in stature until today our position in the family of nations has reached new heights; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do hereby set aside and declare Sunday, October 12, 1958, as

COLUMBUS DAY

and I urge that in the days leading to this observance our schools, churches of all faiths, and our various civic and fraternal societies hold such activities as may be fitting to recall the gallantry, the sacrifice and success of Columbus' venture with his three tiny ships, the Nina, the Pinta, and the Santa Maria.

I recommend that our National Emblem and the Flag of Delaware be flown on all public buildings in silent tribute to the Discoverer and those brave pioneers who followed him to this blessed land. Further, I also recommend the wearing or display, on Columbus Day, of purple, which has been designated by the Order of Sons of Italy in America and by Columbus Foundation, Inc., as the official Columbus Day color.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this sixth
(GREAT SEAL) day of October in the year of our Lord one
thousand nine hundred and fifty-eight and of
the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

CHAPTER 496

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, the health of our citizens is of vital concern to the community, nation and the world; and

WHEREAS, November will mark the 1958 annual campaign by Muscular Dystrophy Associations of America, Inc., to combat the fear-inspiring disease of unknown cause or cure which has stricken more than 200,000 Americans. . . a majority of them children; and

WHEREAS, this campaign offers a source of hope that these innocent youngsters, most of whom are doomed to complete crippling and death before reaching maturity, may yet be spared by virtue of the extensive medical research program now being conducted through contributions to the "March for Muscular Dystrophy"; and

WHEREAS, this special appeal will offer an opportunity for interested persons to give some spare time—even just a few short hours—as volunteer Marchers in the 1958 march for Muscular Dystrophy; now

THEREFORE, I, J. CALEB BOGGS, Governor of the State of Delaware, do proclaim the period November 17 through November 22 as

MARCH FOR MUSCULAR DYSTROPHY WEEK

and urge all citizens of Delaware to volunteer their services for the vital cause of the 1958 March for Muscular Dystrophy and also urge all citizens to contribute to this worthy cause to the best of their means.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor
of the State of Delaware, have hereunto set
set my hand and caused the Great Seal of the
(GREAT SEAL) said State to be hereunto affixed at Dover this
eighth day of October in the year of our Lord
one thousand nine hundred and fifty-eight and
of the Independence of the United States of
America, the one hundred and eighty-third.

J. CALEB BOGGS, Governor

GEORGE J. SCHULZ, Secretary of State

STATE OF DELAWARE
DEPARTMENT OF STATE
DOVER

November 10, 1958

In compliance with the provisions of Title 29, § 907 of the Delaware Code, 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 first day of January, A. D. 1957 and terminated without formal adjournment with the election of the members of the 120th General Assembly.

GEORGE J. SCHULZ
Secretary of State

CHANGES IN THE DELAWARE CODE

Listed below are the sections of the Delaware Code which have been amended, repealed or added by the 119th General Assembly.

Where a general amendment has been made which involves a change in many sections of the Delaware Code such change has been listed in this table under the sections most directly affected. In a few cases the session law cited purports to amend a different section of the Code than that later assigned by the Delaware Code Revision Commission. In such cases the session law is cited under both the Code section it purports to amend and under the Code section later assigned. When a law did not purport to amend a Code section but has been assigned a section number by the Commission such law is listed herein under the section assigned it.

DELAWARE CODE

Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
2	§ 909	430		1902	289
4	§ 101	488		1903	289
	582	663		1904	289
5	§ 102	546		1905	289
	746	21		1906	289, 570, 587
	749	22		1907	289
	2104	41		1908	289
	2901	23		1909	289
	2902	23		1910	289
6	§1801	483		1911	289
	1802	483		2101	296
	1803	483		2102	296
	1804	483		2103	296
	1805	483		2104	296
	1806	483		2105	296
	1807	483		2106	296
7	§ 108	192		2107	296
	112	62		2108	296
	507	730		2109	296
	703	192		2110	296
	708	731		2131	300
	716	666		2132	300
	746	731		2133	300
	917	548		2301	300
	1116	549		2302	300
	1901	289		2203	300

DELAWARE CODE

Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
	2304	300		4308	335
	2305	300		4309	335
	2306	300		4310	335
	2332	570, 587		4311	335
	2333	587		4312	335
	2334	570, 787		4313	335
	2501	302		4314	335
	2701	302		4315	335
	2702	302		4316	335
	2703	302		4317	335
	2704	302		6132	591
	2705	302		6205	564
	2710	304		6301	443
	2711	304		6302	443
	2712	304		6303	443
	2713	304		6304	443
	2714	304		6305	443
	2715	304		6306	443
	2716	304		6307	443
	2717	304		6308	443
8	§ 141	186		6309	443
	151	187		6310	443
	219	186		6311	443
	242	187		8103	708
	253	188		8105	24, 169
	279	187			201, 699
	244	157		8304	746
	502	159		8320	156
9	§ 305	49		8606	43
	309	586		9114	184
	1562	27		9203	161
	1701	329		9617	379
	1704	363	10	§ 145	740
	1705	329, 363		147	740
	1716	330		148	740
	1902	547		925	756
	2212	46		1106	348
	2317	200		1121	217
	4112	161		1131	217
	4132	61		1152	332
	4133	228		1302	505
	4301	335		1602	389
	4302	335		1942	203
	4303	335		1943	203
	4304	335		2307	498
	4305	335		2323	739
	4306	335		3112	733
	4307	335		3923	705

DELAWARE CODE

Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
11	§ 340	123		217	490
	567	698		322	490
	571	742		1106	202
	623	742		1305	82
	781	742		1308	496
	861	742		1309	48
	3901	193, 743		1311	398, 589
	3909	743		1314	82
	3910	743		1318	58
	4103	702		1321	82
	5715	758		1322	322
	6511	144		1323	316
	6513	384		1508	377
	6522	563		1703	629
	6534	129		1705	396
	6567	385		1710	396
12	§ 111	194		1715	543
	3521	716		1716	543
	3710	373		1904	491
	3914	367		1907	491
	3915	367		1908	491
	4301	567		1912	492
	4302	567		1917	492
	4303	567		1918	492, 685
	4304	567		1919	492
	4305	567		1920	493
	4306	567		1930	390
	4307	567		1931	390
	4501	350		1932	390
	4502	350		1933	390
	4503	350		1934	390
	4504	350		1935	390
	4505	350		2115	493
	4506	350		2116	494
	4507	350		2117	494
	4508	350		2120	446
13	4509	350		3101	626
	4510	350		3102	626
	§ 905	223		3103	626
	912	223		3104	626
	913	223		3105	626
	926	223		3108	626
	1510	719		4106	66
	1522	40		5520	135
	§ 309	489		5521	135
	310	489		5522	135
14	312	490		5523	135
	315	490		5524	135

DELAWARE CODE

Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
	6504	153		1602	310
	6505	153		1610	310
	6530	153		1611	310
	6511	153		1612	310
	6512	153, 399		1620	313
	7106	209		1621	313
	7129	196		1622	313
	7168	196		1623	313
	7301	206		1624	313
	7302	206		1625	313
	7303	206		4101	737
	7304	206		4102	737
	7305	206		4103	737
	7306	206		4104	737
	7307	206		4105	737
	7308	206		4106	737
	7309	206		5112	633
	7310	206		5304	632
	7311	206		5507	634
15	§ 116	287		5521	25
	1302	164		5522	25
	1307	286		5526	630
	1707	216		6901	724
	1741	216		6906	724
	1743	216	17	§ 132	218, 718
	1902	286		142	513
	3101	165		143	513
	3109	165	18	§ 310	331
	3110	165		508	745
	3113	286		514	744
	3124	165		2101	744
	3161	165		2705	710
	4103	451		2711	710
	4520	286	19	§ 541	53
	4521	286		2105	618
	4734	286		3105	347
	5711	752		3313	736
	5906	287	20	§ 122	720
	7104	155		1001	121
16	§ 122	127	21	§ 2193	428
	151	210		2505	428
	152	210		2507	428
	153	210		4111	143
	154	210		4332	450
	155	210		6301	390
	156	210		6802	390
	1101	288		6803	390
	1601	310		6804	390

DELAWARE CODE

Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
	6805	390		1137	93
	6806	390		1138	93
24	§1401	550		1139	93
	1402	550		1140	93
	1403	550		1150	93
	1404	550		1151	93
	1405	550		1152	93
	1406	550		1153	93
	1407	550		1154	93
	1408	550		1155	93
	1409	550		1156	93
	1421	550	29	§2101	3
	1422	550		2503	572
	1423	550		2706	172
	1424	550		3309	407
	1425	550		4304	763
	1426	550		4504	502
	1427	550		5501	318
	1428	550		5508	42, 405
	1429	550		5510	118
	1430	550		5522	130
	1431	550		5523	565
	1432	550		5547	116
	1433	550		6502	397
	1440	550		6801	219
25	§1405	541		6802	219
26	§1301	664		6803	219
28	§ 321	658		6804	219
	365	658		6805	219
	366	658		6806	219
	522	9, 729	30	§1111	657
	1101	93		1183	636
	1102	93		1901	641, 687
	1110	93		1902	641, 687
	1111	93		1903	641, 687
	1112	93, 752		1904	641
	1120	93		1905	641, 691
	1121	93		1906	641
	1122	93		1907	641, 691
	1123	93		1908	641, 691
	1124	93		1909	641, 691
	1130	93		1910	641, 691
	1131	93		1911	641, 691
	1132	93		1912	641, 691
	1133	93		1913	641, 691
	1134	93		1914	641, 691
	1135	93		1915	641, 691
	1136	93		1916	641, 691

DELAWARE CODE

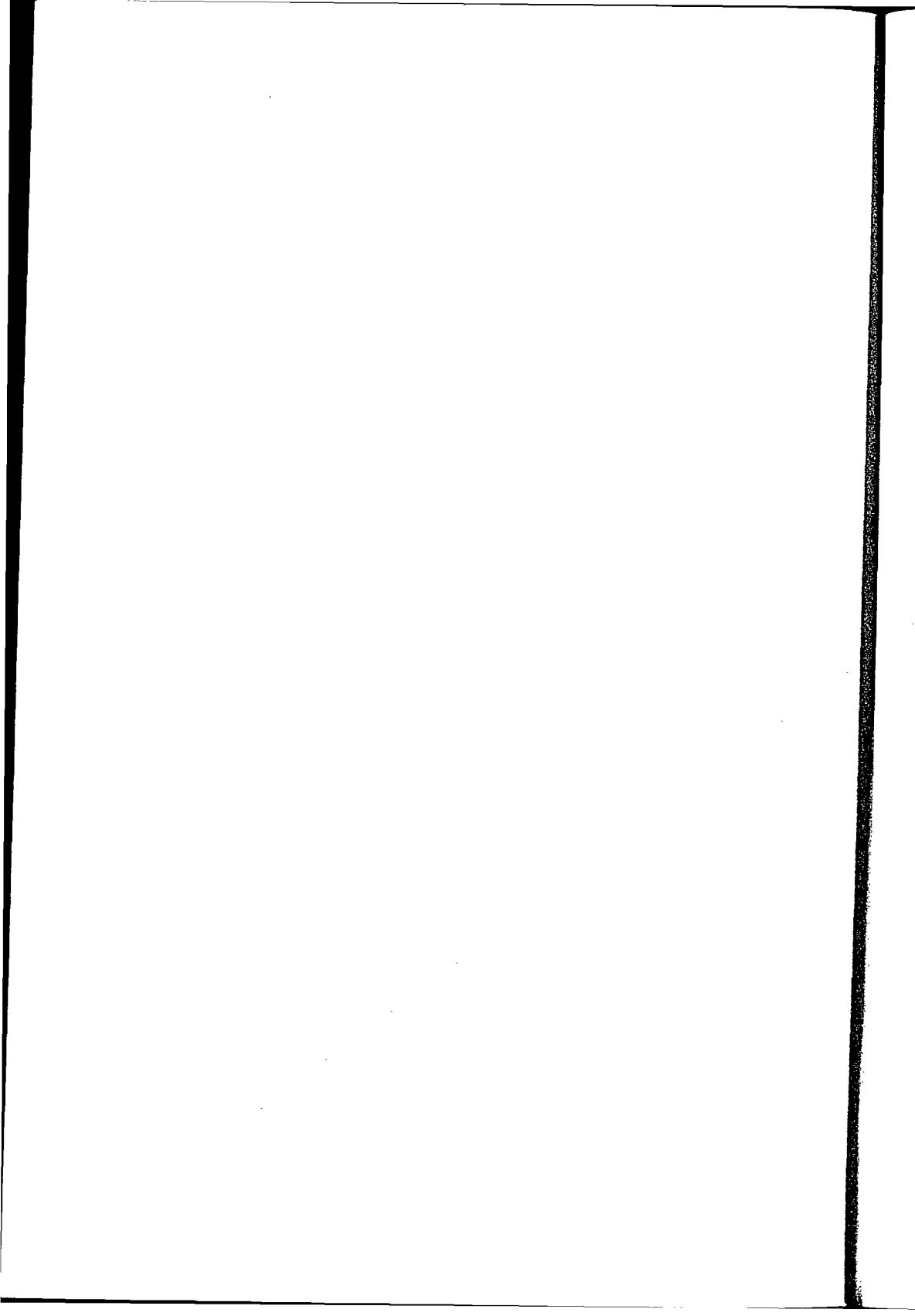
Title	Section	Page in Vol. 51	Title	Section	Page in Vol. 51
	1917	641, 691		5123	573
	1918	641, 691		5130	573
	1919	691		5131	573
	1920	691		5140	573
	5143	39		5501	573
	5161	76		5502	573
	5162	* 77		5503	573
	5163	77, 497		5504	573
	5164	78		5505	573
	5165	78		5506	573
	5166	79		5507	573
	5303	661		5508	573
	5305	662		5509	573
	5316	660		5510	573
31	§2308	87		5511	573
	5101	573		5512	573
	5102	573		5513	573
	5103	573		5514	573
	5104	573		5515	573
	5105	573		5701	573
	5106	573		5702	573
	5107	573		5703	573
	5108	573		5704	573
	5109	573		5705	573
	5120	573		5706	573
	5121	573		5707	573
	5122	573		5708	573

AMENDMENTS TO THE LAWS OF DELAWARE OTHER THAN THE DELAWARE CODE

Laws Amended Laws of Delaware	SUBJECT	Page in This Volume
Vol. 11, Ch. 344	Wilmington Institute	735
Vol. 17, Ch. 20	Wilmington City Solicitor	441
Ch. 568	Magnolia, annexation of property	535
Vol. 22, Ch. 196	Lewes leaseholders right to vote, sewage disposal plant	422, 432
Vol. 23, Ch. 92	Wilmington public schools	717
Vol. 25, Ch. 212	Bethany Beach fines, penalties, taxation	419, 420, 421
Vol. 26, Ch. 229	Woodside taxes	124
Vol 27, Ch. 216	New Castle officials, salaries, police constables, Mayor property owner, criminal violations..	448, 500
Vol. 28, Ch. 119	Wilmington officials salaries, taxes	585, 686
Ch. 121	Wilmington Board of Assessment	7

Laws Amended Laws of Delaware	SUBJECT	Page in This Volume
Ch. 134	New Castle City clerk	665
Vol. 29, Ch. 121	Wilmington abutting properties	86
Ch. 122	Wilmington abutting properties, resurfacing streets	84, 748
Vol. 30, Ch. 123	Wilmington assessment against abutting properties, repeal of	86
Vol. 31, Ch. 30	New Castle City clerk	665
Vol. 32, Ch. 163	Wilmington public schools	717
Vol. 33, Ch. 128	Middletown alderman and jail	667
Vol. 35, Ch. 92	Wilmington bonds, use of	750
Ch. 122	New Castle City clerk	665
Ch. 123	New Castle officials salaries	448
Vol. 36, Ch. 142	Wilmington Board of Assessment	7
Ch. 158	Dover bond referendum, assessment appeal.....	145, 146
Ch. 192	Smyrna taxing powers	495
Vol. 37, Ch. 162	Milford officials salaries, Alderman, violation of laws	531, 728
Ch. 204	Wilmington public schools	717
Vol. 40, Ch. 117	Wilmington Park Trust Fund Commission	511
Vol. 41, Ch. 138	Clayton Town Council	67
Ch. 161	Rehoboth Beach taxation	426
Vol. 42, Ch. 120	Seaford limits extended	181
Vol. 43, Ch. 158	Bridgeville, reincorporation repealed	481
Ch. 166	Georgetown	519
Ch. 170	Lewes corporate boundaries	81
Ch. 184	Seaford annual audit, salaries, elections, fiscal year	179, 180, 325, 429
Ch. 189	Wyoming tax increase	54
Vol. 45, Ch. 171	Seaford election hours	325
Ch. 182	Delmar sewer rentals	431
Ch. 191	Delaware City	725
Ch. 194	Milton, tax increase	732
Vol. 46, Ch. 191	Lands to be purchased for State	503
Ch. 237	Wilmington employees retirement act	326, 345
Ch. 241	New Castle City clerk	665
Ch. 277	Woodside taxes	124
Vol. 47, Ch. 87	Wyoming tax increase	54
Ch. 314	Dover assessment appeal	146
Vol. 48, Ch. 152	Newark fiscal and tax year	173, 175
Vol. 49, Ch. 277	Laurel Mayor and Councilman salaries	670
Ch. 318	Dover bond referendum	145
Vol. 50, Ch. 116	Wilmington officials salaries	585
Ch. 136	Delaware State Hospital construction	119
Ch. 161	State Forestry fund	215
Ch. 212	Rehoboth Beach taxation	426
Ch. 223	Polio vaccine	14
Ch. 297	Wilmington park police pension	319
Ch. 351	Abnormal infants at Stockley	409
Ch. 380	Suburban street and road maintenance	138

Laws Amended Laws of Delaware	SUBJECT	Page in This Volume
Ch. 391	Wilmington officials salaries	585
Ch. 449	World War II bonus time extended, bonds authorized	37, 631
Ch. 464	Mental health training and research	149
Ch. 486	Employees pensions, State Board of Corrections	130
Ch. 489	Detention home for persons on probation	706
Ch. 529	Dover Special School District funds, bonds, Lewes Special School District	4, 6, 631
Ch. 535	World War II bonus payments, time extended...	36
Ch. 550	Pensions of General Assembly members	404
Ch. 577	Pensions of General Assembly members	404
Ch. 605	Training building for firemen, location	18
Vol. 51, Ch. 43	New Castle Historic Buildings Commission appropriation reduced	640
Ch. 55	Street aid based on census	497
Ch. 58	Resurfacing Wilmington streets	748
Ch. 133	State Law Library	592
Ch. 262	State Board of Education revolving fund	635
Ch. 286	Electrical contractors repeal	753
Ch. 283	Frederica School #32, Middletown School #60, Rehoboth Special School District	721, 722, 747



GENERAL INDEX

-A-

	Page
ACCOUNTS RECEIVABLE	
Assignment of	483
ADJUTANT GENERAL	
National Guard Armory	381
ADOPTION	223
AERONAUTICS	
Airports of political subdivisions	430
AIR POLLUTION AUTHORITY	
Creation of	310
AIRPORTS	
Political subdivisions	430
ALCOHOLIC LIQUORS	
Beer sold to U. S. Armed Forces, tax exemption repealed.....	663
Sale by importers	488
ALEXIS I. duPONT SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	601
Maintenance	507
Operations	264
Supplemental	674
ALFRED I. duPONT SCHOOL #7	
Appropriations	
Capital Improvements	601
Maintenance	506
Operations	270
Supplemental	678
AMBULANCE SERVICE	
Appropriation	
Fire Companies	378
Kent County	228
Sussex Memorial Post No. 7422, VFW	382
AMERICAN LEGION (and Auxillary)	
Appropriations	
Boy's and Girls' State	177
Operations	111
Services to veterans	393
Sussex Post No. 8	191

GENERAL INDEX

	Page
APPEALS	
Courts	740
Superior Court, Constitutional amendment	126
APPROPRIATIONS—STATE FUNDS	
Adjutant General	
Armory, New Castle Hundred	381
Alexis I. duPont Special School District	
Capital Improvements	601
Maintenance	507
Operations	264
Supplemental	674
Alfred I. duPont School #7	
Capital Improvements	601
Maintenance	506
Operations	270
Supplemental	678
American Legion (and Auxiliary)	
Boys' and Girls' State	177
Operations	111
Services to veterans	393
Sussex Post No. 8	191
Architects fees	
Revolving fund	543
Arden School #3	
Maintenance	506
Operations	268
Supplemental	593, 677
Assawoman Canal	
Supplemental	63
Atlantic States Marine Fisheries Commission	
Operations	241
Attorney General	
Operations	236
Auditor of Accounts	
Operations	232
Augustine Beach Fire Company, Inc.	
Supplemental	346
Belvedere Volunteer Fire Company	
Operations	227
Benjamin Banneker School	
Capital Improvements	602
Bethel School #99	
Supplemental	594
Betts Pond	533
Reduced	637
Bingo Control Commission	
Referendum	93

GENERAL INDEX

iii

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Blackbird Mill Pond	533
Reduced	637
Blades School #172	
Maintenance	507
Operations	277
Supplemental	44, 594
Blocksom School #18	
Supplemental	594
Board of Boiler Rules	
Operations	243
Board of Chiroprody Examiners	
Operations	241
Board of Chiropractic Examiners	
Operations	242
Board of Examiners and Registration of Architects	
Operations	240
Board of Game and Fish Commissioners	
Deficiency	361
Operations	254
Board of Pardons	
Operations	243
Board of Parole	
Operations	242
Board of Post Mortem Examiners	
Operations	237
Supplemental	65
Board on Mental Health and Research	149
Boat Inspector	
Operations	233
Booker T. Washington School	
Capital Improvements	601
Bridgeville School #90	
Maintenance	507
Operations	276
Supplemental	681
Bridgeville School #220	
Capital Improvements	601
Maintenance	507
Operations	280
Supplemental	594, 683
Broadkill River	
Dredging "Old Inlet"	359
Reduced	637
Budget Commission	
Operations	232

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Caesar Rodney Special School District	
Capital Improvements	601
Maintenance	507
Operations	263
Supplemental	673
Cheswold School #143	
Supplemental	594
Christiana School #44	
Maintenance	508
Operations	268
Supplemental	593, 684
Claymont Special School District	
Capital Improvements	601
Maintenance	507
Operations	263
Supplemental	674
Clayton School #119	
Maintenance	507
Operations	274
Supplemental	680
Commodore MacDonough School #53	
Capital Improvements	603
Maintenance	506
Operations	269
Concord School #216	
Supplemental	594
Contingencies	369
Corbit School #61	
Operations	269
Supplemental	677
Council of Administration of Justice	
Operations	237
Supplemental	439
Court of Chancery	
Operations	234
Court of Common Pleas, Kent County	
Operations	235
Court of Common Pleas, Sussex County	
Judge's salary	389
Operations	235
Crop Improvement Association	
Operations	259
Custodian	
Operations	245
Salary	502
Delaware Alcoholic Beverage Control Commission	
Operations	233

GENERAL INDEX

v

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Delaware Archaeological Board	
Operations	248
Delaware City School #52	
Capital Improvements	603
Maintenance	506
Operations	269
Delaware City School #118	
Supplemental	593
Delaware Code Revision Commission	
Operations	230
Delaware Commission for the Blind	
Operations	256
Delaware Commission of Shell Fisheries	
Pepper's Creek	31
Seed oysters	570, 588
Supplemental	309
White's Creek	33
Delaware Commission on Interstate Cooperation	
Operations	229, 584
Delaware Day Commission	
Operations	248
Delaware Geological Commission	
Operations	249
Supplemental	400, 412
Delaware Harness Racing Commission	
Operations	234
Delaware National Guard	
Operations	243
Uniforms	285
Delaware Racing Commission	
Operations	234
Delaware Real Estate Commission	
Operations	240
Delaware Society for the Prevention of Cruelty to Animals	
Operations	195
Delaware State College	
Buildings	416
Capital Improvements	621
Operations	260
Scholarships	399
Delaware State Hospital at Farnhurst	
Capital Improvements	620
Construction	119
Governor Bacon sewerage	401
Operations	256, 257
Severely retarded persons	630
Stockley, medical center	162

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Delmar School #163	
Capital Improvements	601
Maintenance	507
Operations	277
Supplemental	681
Delmar School #212½	
Supplemental	594
Department of Civil Defense	
Operations	241
Department of Public Welfare	
Operations	255
Supplemental	183
Detention Home for Juveniles	
Operations	159
Dover Special School District	
Capital Improvements	601, 603
Maintenance	507
Operations	264
Supplemental	674
Drawbridge School #197	
Supplemental	594
duPont Avenue School	
Capital Improvements	602
Eden School #101	
Capital Improvements	602
Maintenance	506
Operations	270
Education	
Architects fees, revolving fund	543
Buildings and grounds supervisors	398
Exceptional children	626
Free public libraries	196
Maintenance of schools	506
Salary schedules	
School employees	82
School lunch employees	322
Secretaries	48
Senior secretaries	496
School sites, revolving fund	543
University of Delaware, scholarships	133, 135
Election and registration expenses	230, 287
Ellendale School #125	
Maintenance	507
Operations	277
Supplemental	594
Ellendale School #195	
Supplemental	594

GENERAL INDEX

vii

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Emily P. Bissell Sanatorium	
Operations	258
Family Court of New Castle County	
Operations	237
Farmington School #39	
Supplemental	594
Felton School #54	
Maintenance	507
Operations	275
Supplemental	680
Ferris School for Boys	
Operations	258
Supplemental	411
Fire companies	
Ambulances	378
Equipment	440
Operations	170
Rescue trucks	113
Fork Branch School #145	
Supplemental	594
Frankford School #206	
Capital Improvements	602
Maintenance	507
Operations	280
Supplemental	594
Frederica School #32	
Capital Improvements	721
Maintenance	507
Operations	275
Supplemental	593, 680
Frederick Douglas School	
Capital Improvements	602
Game and Fish Commission	
Operations	254
Youth Center at Petersburg	255
Garrison's Pond	533
Reduced	637
General Assembly	
Salaries	230
General Fund	
Suspended	639
Georgetown Special School District	
Capital Improvements	602
Maintenance	507
Operations	264
Supplemental	674

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Governor	
Automobile	15
Operations	231
Governor Bacon Health Center	
Operations	257
Greenwood School #91	
Maintenance	507
Operations	278
Supplemental	682
Greenwood School #222	
Supplemental	594
Gumboro School #37	
Maintenance	507
Operations	278
Supplemental	594
Gunning Bedford, Jr., School	
Supplemental	677
Harrington Special School District	
Capital Improvements	603
Maintenance	507
Operations	265
Supplemental	674
Hartly School #96	
Capital Improvements	602
Maintenance	507
Operations	276
Supplemental	593
Haven Lake	533
Reduced	637
Henry C. Conrad School #131	
Capital Improvements	601
Maintenance	506
Operations	269
Supplemental	677
Hockessin School #29	
Maintenance	506
Operations	270
Supplemental	593
Hockessin School #107	
Supplemental	593
Hospital for Mentally Retarded at Stockley	
Capital Improvements	620
Care of abnormal infants	409
Operations	257
Salaries	11
Wing for medical center	162

GENERAL INDEX

ix

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Hospitals	
Operations	167
Houston School #125	
Maintenance	507
Operations	276
Supplemental	594
Industrial Accident Board	
Operations	243
Secretary	618
Supplemental	412
Iron Hill School #112	
Supplemental	593
John Dickinson Mansion	
Operations	246
Supplemental	411
John M. Clayton School #97	
Capital Improvements	603
Maintenance	507
Operations	278
Supplemental	681
Juvenile Court, Kent and Sussex Counties	
Operations	237
Kent and Sussex County Fair, Incorporated	
Supplemental	225
Kent County Law Library	
Supplemental	203, 592
Kent County Schools	
Capital Improvements	603
Kenton School #9	
Supplemental	594
Kenton School #140	
Supplemental	594
Kruse School	
Operations	510
Supplemental	38
Labor Commission of Delaware	
Operations	242
Laurel Special School District	
Capital Improvements	602
Maintenance	507
Operations	265
Supplemental	674
Layton Home for Aged Colored Persons	
Supplemental	52
Lee's Chapel School #124	
Supplemental	593

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Legislative Reference Bureau	
Operations	230
Leipsic School #11	
Supplemental	594
Lewes Chamber of Commerce	
Anniversary	171
Lewes Memorial Commission	
Operations	248
Lewes Special School District	
Capital Improvements	6, 602
Maintenance	507
Operations	265
Supplemental	674
Lincoln School #3	
Maintenance	508
Operations	278
Supplemental	594, 682
Lincoln School #194	
Supplemental	594
Little Creek School #85	
Supplemental	594
Little Mill Creek	
Flood control	424
Reduced	637
Lockwood School #142	
Supplemental	594
Lord Baltimore School #28	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682
Louis L. Redding School	
Maintenance	507
Magnolia School #50	
Capital Improvements	602
Maintenance	507
Operations	275
Supplemental	593
Marshallton School #77	
Capital Improvements	602
Maintenance	506
Operations	271
Supplemental	678
Marvel, Lillie	
Supplemental	45
Mayor and Council of Wilmington	
Supplemental	440

GENERAL INDEX

xi

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Medical Council of Delaware	
Operations	239
Supplemental	412
Middletown School #60	
Capital Improvements	722
Maintenance	506
Operations	271
Supplemental	678
Middletown School #120	
Operations	274
Supplemental	680
Milford Special School District	
Capital Improvements	602
Maintenance	507
Operations	266
Supplemental	675
Millsboro Pond	533
Reduced	637
Millsboro School #23	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682
Millsboro School #204	
Capital Improvements	602
Maintenance	507
Operations	281
Supplemental	594, 683
Millside School #132	
Capital Improvements	602
Operations	273
Supplemental	679
Milton Consolidated School	
Supplemental	360
Milton School #8	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682
Milton School #196	
Supplemental	594
Motor Vehicle Department	
Deficiency	91
Operations	250
Supplemental	139
Mt. Olive School #155	
Supplemental	594

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Mt. Pleasant School #119	
Supplemental	593
Mt. Pleasant Special School District	
Capital Improvements	602
Maintenance	508
Operations	266
Supplemental	675
Municipalities	
Street aid	76
Nanticoke Indian School	
Supplemental	594
Nassau School #198	
Supplemental	594
Newark Special School District	
Capital Improvements	602
Maintenance	508
Operations	267
Supplemental	676
New Castle County Law Library	
Operations	235
New Castle County Schools	
Orthopedically handicapped	603
New Castle Dike and Tide Gates	
Reduced	637
New Castle Flood Control	
Reduced	637
New Castle Historic Buildings Commission	
Operations	249
Reduced	640
Restoration New Castle Courthouse	56, 57
New Castle Special School District	
Maintenance	508
Operations	266
Supplemental	676
Newport School #21	
Capital Improvements	602
Maintenance	506
Operations	271
Supplemental	678
Newport School #106	
Capital Improvements	602, 603
Maintenance	507
Operations	274
Supplemental	680

GENERAL INDEX

xiii

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Oak Grove School #130	
Capital Improvements	602
Maintenance	506
Operations	272
Supplemental	678
Oak Point School #20	
Supplemental	594
Odessa School #61	
Maintenance	506
Supplemental	593
118th General Assembly	
Expenses	59
1, 2 and 3 Teacher Schools	
Maintenance	507
Operations	281
Supplemental	684
Owen's Corner School #213	
Supplemental	594
Palmer Home	
Supplemental	51
Paraplegic Veterans	
Pensions	121
Paris, Sally Glynn	
Supplemental	73
Paul L. Dunbar School	
Capital Improvements	602
Peninsula Horticultural Society	
Operations	259
Pensions (State)	
Employees	244
Benefits	760
Increase	565
Paraplegic veterans	121
Police	542
Surviving spouse	116, 760
Teachers, retired and disabled	244, 539
Pepper's Creek	
Dredging	31
Port Penn Dikes	
Reduced	637
Port Penn School #63	
Capital Improvements	603
Supplemental	593
Portrait Commission	
Operations	246
Public Archives Commission	
John Dickinson Mansion	246, 411

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Operations	245
State Museum	246, 411
Public Service Commission	
Operations	244
Supplemental	412
Public works authorized by 118th General Assembly	
Reduced	637
Rabbit's Ferry School #201	
Supplemental	594
Registration and Elections	
Operations	230
Regulator of Weights and Measures	
Operations	243
Rehoboth Boardwalk	425
Reduced	637
Rehoboth School #200	
Capital Improvements	603
Supplemental	594
Rehoboth Special School District	
Capital Improvements	747
Maintenance	508
Operations	267
Supplemental	676
Richardson Park School #20	
Maintenance	506
Operations	272
Supplemental	679
Rose Hill-Minquadale School #47	
Capital Improvements	602
Maintenance	506
Operations	272
Supplemental	679
Rose Valley School #79	
Supplemental	594
Ross Point School District	
School ground equipment	55
Ross Point School #215	
Supplemental	594
Roxana School #31	
Maintenance	507
Supplemental	594
School employees	
Salary schedules	82, 322
School sites	
Revolving fund	543

GENERAL INDEX

xv

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Seaford Special School District	
Capital Improvements	602, 603
Maintenance	508
Operations	267
Supplemental	676
Secretary of State	
Microfilming	128
Operations	231
Session laws	13
Selbyville School #32	
Capital Improvements	603
Maintenance	507
Operations	280
Supplemental	683
Selbyville School #210	
Maintenance	507
Operations	281
Supplemental	594, 683
Slaughter Beach Sluice Gate	
Reduced	637
Slaughter Neck School #193	
Supplemental	595
Smyrna Special School District	
Capital Improvements	602
Maintenance	508
Operations	268
Supplemental	677
Social Security Contributions	245, 760
Soil Conservation Commission	
Heavy equipment	140
Operations	253
Tax ditches	
Kent County	386
New Castle County	333
Sussex County	375
Southern Regional Education Compact	383
Stanton School #38	
Capital Improvements	602
Maintenance	506
Operations	273
Supplemental	679
Star Hill School	
Capital Improvements	601
State Athletic Commission	
Operations	241
Supplemental	412

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
State Bank Commissioner	
Operations	233
State Board of Accountancy	
Operations	240
State Board of Agriculture	
Operations	253
State Board of Corrections	
Operations	258
Purchase of land	150
State Board of Dental Examiners	
Operations	239
State Board of Education	
Adult education	261
Buildings and grounds supervisors	398
Capital improvements	4,596
Capital outlay	262
Handicapped children	262
Instructional service	260
Itinerant homebound and hospital instruction	410
Legal expenses	412
Operations	260
Retired and disabled teachers pensions	244,539
Revolving fund reduction	635
School employees salaries	589
School lunch program	261
Student driver training	262
Supplemental	403,593,673
Transportation	262
State Board of Examiners for Barbers	
Operations	239
State Board of Examiners in Optometry	
Operations	240
State Board of Examiners of Graduate Nurses	
Operations	240
State Board of Examiners of Undertakers	
Operations	240
State Board of Health	
Air Pollution Authority	310
Basic plumbing principles, Kent County	418
Building	499
Cancer control	252
Capital Improvements	619
Crippled children	252
Operations	252
Optometry Division	252
Polio vaccine	14,427
Tuberculosis	210

GENERAL INDEX

xvii

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
State Board of Pharmacy	
Operations	239
State Board of Registration for Professional Engineers and Land Surveyors	
Operations	241
State Board of Veterinary Examiners	
Operations	239
State Board of Vocational Education	
Firemen training	17
Operations	263
State Building and Grounds Commission	
Operations	245
Satterfield property, purchase of	503
State Department of Public Welfare	
Deficiency	321
Supplemental	540
State Detention Home for Juveniles Building Commission	
Capital Improvements	620
Construction and furnishing	16
State Development Department	
Operations	248
State Election Commissioner	
Operations	230
State Employees pensions	
Operations	244
State Fire Marshal	
Operations	242
State Forestry Department	
Operations	254
Special fire protection and extinction	254
State Highway Department	
Deficiency	64, 92
Dredging Broadkill River	359
Flood control, Little Mill Creek	424
Highway construction	251
Maintenance Division	251
Maintenance of streets and roads	138
Mosquito Control Division	251
Motor Fuel Tax Division	250
Motor Vehicle Department	91, 139, 250
Motor Vehicle Safety Responsibility Division	250, 412
New Castle County sidewalk	349
New Castle flood control	131
Operations	249
Parking lot, Sussex County Correctional Institution	408
Police employees	449
Ponds and dams	533

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
State Highway Department (continued)	
Public works reduction	637
Rehoboth Beach boardwalk	425
State Communications Division	251
State Police Division	250
Supplemental	412
State Insurance Commissioner	
Operations	232
State land survey	
Reduced	637
State Librarian	
Operations	235
State Library Commission	
Operations	245
State Museum	
Operations	246
Supplemental	411
State Park Commission	
Brandywine Springs Park	197, 247
Fort Delaware	247
Operations	247
Trap Pond	247
State pensions	
Employees	244
Benefits	760
Increase	565
Paraplegic veterans	121
Police	542
Surviving spouse	116, 760
Teachers, retired and disabled	244, 539
State Poultry Commission	
Operations	254
State Soil Conservation Commission	
Capital improvements	620
Tax ditches	333, 375, 386
State Tax Department	
Operations	233
Supplemental	364
State Treasurer	
Operations	231
Pensions	116
State Welfare Home and Hospital for the Chronically Ill at Smyrna	
Operations	256
Supplemental	75

GENERAL INDEX

xix

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Superior Court	
Deficiency	214
Operations	234
Supplemental	412
Supreme Court	
Operations	236
Printing and indexing Constitutional Convention of 1897...	414
Supplemental	366
Sussex Correctional Institution, parking lot	408
Reduced	637
Sussex County Law Library	
Operations	236
Sussex County Schools	
Vocational facilities	603
Sussex Memorial Post No. 7422, VFW	
Ambulances	382, 591
Thomas D. Clayton School	
Capital Improvements	602
Townsend School #81	
Maintenance	506
Operations	273
Supplemental	679
Townsend School #125	
Supplemental	593
Union School #158	
Supplemental	594
University of Delaware	
Capital Improvements	365, 620
Operations	259
Scholarships	
Needy students	135
Teacher training	133
Supplemental	412
Veterans	
American disabled	112
Children	108
Veterans of Foreign Wars	
Operations	107
Service	114
Viola School #156	
Supplemental	594
Warwick School #203	
Supplemental	595

GENERAL INDEX

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
Warwick School #225	
Supplemental	595
Water Pollution Commission	
Operations	253
Supplemental	412
White's Creek	
Dredging	33
Wiley's School #93	
Supplemental	594
Wm. C. Jason School #192	
Capital Improvements	602
Maintenance	507
Operations	281
Supplemental	683
Wm. W. M. Henry School #133	
Capital Improvements	602
Maintenance	507
Operations	276
Supplemental	681
Williamsville School #226	
Supplemental	595
Wilmington Board of Education	
Operations	282
Supplemental	684
Wilmington fire equipment	440
Wilmington School	
Capital Improvements	602
Orthopedically handicapped	602
Wilmington Special School District	
Maintenance	508
Woodland Beach	
Reduced	637
Woods Haven School for Girls	
Operations	395
Workmen's Compensation	
Industrial Accident Board	618
Yorklyn School #91	
Maintenance	507
Operations	273
Supplemental	593
Youth Services Commission (The)	
Operations	573

GENERAL INDEX

xxi

	Page
APPROPRIATIONS—STATE FUNDS (continued)	
ARCHITECTS FEES	
Revolving fund	543
ARDEN SCHOOL #3	
Appropriations	
Maintenance	506
Operations	268
Supplemental	593, 677
ARMORY	
New Castle Hundred	381
ASSAWOMAN CANAL	
Appropriation	63
ATLANTIC STATES MARINE FISHERIES COMMISSION	
Appropriation	
Operations	241
ATTORNEY GENERAL	
Appropriation	
Operations	236
Deputies, Sussex County	572
AUDITOR OF ACCOUNTS	
Appropriation	
Operations	232
AUGUSTINE BEACH FIRE COMPANY, INC.	
Appropriation	
Operations	346
-B-	
BANKING	
Certificate renewal fee	41
Commissioner's compensation	546
Stock	
Par value	21, 22
BEACH EROSION	
Jurisdiction of	513
BEEBE HOSPITAL OF SUSSEX COUNTY, INC.	
Appropriation	
Operations	167
BEER	
Sale to Armed Forces, exemption repealed	663

GENERAL INDEX

	Page
BELVEDERE VOLUNTEER FIRE COMPANY	
Appropriation	
Operations	227
BENEFITS	
Unemployment compensation	761
BENJAMIN BANNEKER SCHOOL	
Appropriation	
Capital Improvements	602
BETHANY BEACH	
Fines and penalties	419, 420
Taxation increased	421
BETHEL SCHOOL #99	
Appropriation	
Supplemental	594
BETTS POND	
Acquisition of	533
Appropriation reduced	637
BINGO	
Constitutional amendment adopted	88
Referendum	93, 752
BLACKBIRD MILL POND	
Acquisition of	533
Appropriation reduced	637
BLADES SCHOOL #172	
Appropriations	
Maintenance	507
Operations	277
Supplemental	44, 594
BLIND	
Maximum assistance granted	87
BLOCKSOM SCHOOL #18	
Appropriation	
Supplemental	594
BOARD OF BOILER RULES	
Appropriation	
Operations	243
BOARD OF CHIROPODY EXAMINERS	
Appropriation	
Operations	241

GENERAL INDEX

xxiii

	Page
BOARD OF CHIROPRACTIC EXAMINERS	
Appropriation	
Operations	242
BOARD OF EXAMINERS AND REGISTRATION OF ARCHITECTS	
Appropriation	
Operations	240
BOARD OF GAME AND FISH COMMISSIONERS	
Appropriations	
Deficiency	361
Operations	254
BOARD OF PARDONS	
Appropriation	
Operations	243
BOARD OF PAROLE	
Appropriation	
Operations	242
BOARD OF POST MORTEM EXAMINERS	
Appropriations	
Operations	237
Supplemental	65
BOARD ON MENTAL HEALTH AND RESEARCH	
Appropriation	149
BOAT INSPECTOR	
Appropriation	
Operations	233
BOATS	
Shooting from prohibited	731
BONDS	
Beach erosion	513
Capital Improvements, State agencies	619
Interest rate, increase of	631
Local school	489
School Building Program Act of 1957	596
State Highway Department	612
BONUS, WORLD WAR II	
Expiration date extended	36, 37
BOOKER T. WASHINGTON SCHOOL	
Appropriation	
Capital Improvements	601
BOYS' AND GIRLS' STATE	
Appropriation	177

	Page
BRANDYWINE SPRINGS PARK	
Appropriations	
Maintenance and development	197
Operations	247
BRIDGEVILLE	
Reincorporation of	452
BRIDGEVILLE SCHOOL #90	
Appropriations	
Maintenance	507
Operations	276
Supplemental	681
BRIDGEVILLE SCHOOL #220	
Appropriations	
Capital Improvements	601
Maintenance	507
Operations	280
Supplemental	594, 683
BROADKILN RIVER	
Dredging "Old Inlet"	359
Oysters	570, 587
Reduced appropriation	637
BROOKLAND TERRACE CIVIC CLUB	
Exemption from taxation	699
BUDGET COMMISSION	
Appropriation	
Operations	232
BUILDING PERMITS	
Sussex County	443
-C-	
CAESAR RODNEY SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	601
Maintenance	507
Operations	263
Supplemental	673
CANCER CONTROL	
Appropriation	
Operations	252
CAPITAL PUNISHMENT	
Abolishment of	742

GENERAL INDEX

xxv

	Page
CERTIFICATE OF DISSOLUTION	
North European Oil Corporation	770
CHESWOLD SCHOOL #143	
Appropriation	
Supplemental	594
CHRISTIANA SCHOOL #44	
Appropriations	
Maintenance	508
Operations	268
Supplemental	593, 684
CIGARETTES	
Permit for sale of	662
Refunds	660
Tax levy and rate	661
CLAMS	300
CLAYMONT SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	601
Maintenance	507
Operations	263
Supplemental	674
CLAYTON	
Alderman, duties and powers	67
Sewer and water systems	67
Town Council, terms and vacancies	67
Town police retirement funds	67
CLAYTON SCHOOL #119	
Appropriations	
Maintenance	507
Operations	274
Supplemental	680
COLEMAN, WILLIAM F.	
School tax refund	709
COLLECTOR OF OYSTER REVENUE (The)	
Consolidated with Delaware Commission of Shell Fisheries.....	289
COLLINS, CLARENCE S., JR.	
Transfer of balances	723
COLORADO FUEL AND IRON CORPORATION	
Land transfer	754
COMMERCE AND TRADE	
Accounts receivable, assignment of	483

	Page
COMMISSION OF SHELL FISHERIES	
Seed oysters	570, 588
COMMODORE MacDONOUGH SCHOOL #53	
Appropriations	
Capital Improvements	603
Maintenance	506
Operations	269
CONCORD SCHOOL #216	
Appropriation	
Supplemental	594
CONFESSION OF JUDGMENT	
Writ of error	125
CONSERVATION	
Fishing license, non-residents	730
Game, possession of	666
Hunting and trapping licenses, use of funds	62
Muskrats	192
Non-residents taking fish	548
Oysters	570, 587
State Forestry fund	215
Wild ducks, shooting of	731
CONTINGENCY	
Appropriation	369
CONSTITUTIONAL AMENDMENTS	
Adopted	
Bingo	88
Confession of judgment, writ of error	125
Judicial appointments, notice of	151
Relating to the Judiciary	28
Proposed	
General Assembly, meeting date	163
General Assembly members, salary increase	566
Judiciary, appeals	126
CORBIT SCHOOL #61	
Appropriations	
Operations	269
Supplemental	677
CORPORATION INCOME TAX	641, 687
CORPORATIONS	
Annual report	157
Creditor or stockholder	187
Franchise tax	159

GENERAL INDEX

xxvii

	Page
CORPORATIONS (continued)	
Majority vote required for amendment	187
Meeting not required	186
Merger of parent corporation and subsidiary	188
Report of class of stock	187
Stockholders entitled to vote	186
CORRECTIONAL OFFICERS AND EMPLOYEES	
Police powers	129
COUNCIL OF ADMINISTRATION OF JUSTICE	
Appropriations	
Operations	237
Supplemental	439
COUNTIES	
Ambulance service, Sussex Memorial Post No. 7422, VFW	591
Brookland Terrace Civic Club	699
Edgemoor Terrace Civic Association, Incorporated, tax exempt	169
Exempting municipally owned real estate from taxation.....	708
Fire and police protection	547
Hyde Park Civic Association, Inc.	201
Kent County Employees' Retirement Act	335
Kent employees, salaries	161
Levy Court Commissioners salaries	586
New Castle	
Employees pensions	329, 363
Recorders fees	379
Sewer district	200
Real property, value	746
Sussex	
Building permits	443
Employees salaries	161
Indigent sick fund	564
Valuation and assessment of property	156
COUNTY BUILDING	
New Castle	700
COURT OF CHANCERY	
Appropriation	
Operations	234
Mentally ill persons	373
Time for appeal	740
COURT OF COMMON PLEAS, KENT COUNTY	
Appropriation	
Operations	235

	Page
COURT OF COMMON PLEAS, SUSSEX COUNTY	
Appropriations	
Judge's salary	389
Operations	235
COURTS AND JUDICIAL PROCEDURE	
Court appeals	740
Court of Common Pleas, Judges salaries	505
Destruction of property by minors	705
Family Court Masters	756
Juvenile Court of Kent and Sussex Counties	
Clerk, appointment and salary	217
Judge's salary	348
Jurisdiction of	332
Probation Officer, appointment and salary	217
New Castle County	
Prothonotary	
Salary	498
Seal	739
Service of process, non-residents	733
Sussex County Court of Common Pleas, Judge's salary	389
CRABS	300
CRIMES AND CRIMINAL PROCEDURE	
Abandonment of living creatures	123
Farmers' market	698
Federal prisoners	384
Forfeiture of granted time	385
Mercy, recommendation of	193
Municipal Court fees	758
Murder	742
Non-payment of fines and costs	702
Power of correctional officers and employees	129
Rape	742
State correctional system	
Guards' salaries	563
Surplus products	144
CROP IMPROVEMENT ASSOCIATION	
Appropriation	
Operations	259
CUSTODIAN	
Appropriations	
Operations	245
Salary	502

GENERAL INDEX

xxix

Page

-D-

DEBT SERVICE	238
DECEDENTS' ESTATES AND FIDUCIARY RELATIONS	
Gifts to minors	350
Guardian and ward	367
Transfer of securities to or by fiduciaries	567
Trust funds	716
Wills	194
DELAWARE ALCOHOLIC BEVERAGE CONTROL COMMISSION	
Appropriation	
Operations	233
DELAWARE ARCHAEOLOGICAL BOARD	
Appropriation	
Operations	248
DELAWARE CITY	725
DELAWARE CITY SCHOOL #52	
Appropriations	
Capital Improvements	603
Maintenance	506
Operations	269
DELAWARE CITY SCHOOL #118	
Appropriation	
Supplemental	593
DELAWARE CODE REVISION COMMISSION	
Appropriation	
Operations	230
DELAWARE COMMISSION FOR THE BLIND	
Appropriation	
Operations	256
DELAWARE COMMISSION OF SHELL FISHERIES	
Appropriations	
Pepper's Creek	31
Seed oysters	570, 588
Supplemental	309
White's Creek	33
Consolidation of the Collector of Oyster Revenue	289
DELAWARE COMMISSION ON INTERSTATE COOPERATION	
Appropriations	
Operations	229, 584

GENERAL INDEX

	Page
DELAWARE DAY COMMISSION	
Appropriation	
Operations	248
DELAWARE GEOLOGICAL COMMISSION	
Appropriations	
Operations	249
River Master Program and salinity tests	400
Supplemental	412
DELAWARE HARNESS RACING COMMISSION	
Appropriation	
Operations	234
DELAWARE HOSPITAL, INC. (The)	
Appropriation	
Operations	167
DELAWARE NATIONAL GUARD	
Appropriations	
Operations	243
Uniforms	285
Assistant Adjutant General	720
DELAWARE RACING COMMISSION	
Appropriation	
Operations	234
DELAWARE REAL ESTATE COMMISSION	
Appropriation	
Operations	240
DELAWARE SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS	
Appropriation	
Operations	195
DELAWARE STATE COLLEGE	
Appropriations	
Additional buildings	416
Capital Improvements	621
Operations	260
Scholarships	399
Board of Trustees	153
DELAWARE STATE HOSPITAL AT FARNHURST	
Appropriations	
Capital Improvements	620
Construction	119
Mental Hygiene Clinic	257
Operations	256
Severely retarded	630

GENERAL INDEX

xxxi

	Page
DELAWARE STATE HOSPITAL AT FARNHURST (continued)	
Sewage disposal, Governor Bacon Health Center.....	401
Stockley, wing for medical center	162
Emergency funds	633
DELMAR	
Sewer rentals	431
DELMAR SCHOOL #163	
Appropriations	
Capital Improvements	601
Maintenance	507
Operations	277
Supplemental	681
DELMAR SCHOOL #212½	
Appropriation	
Supplemental	594
DEPARTMENT OF CIVIL DEFENSE	
Appropriation	
Operations	241
DEPARTMENT OF ELECTIONS	
Board of canvass, bingo referendum	752
DEPARTMENT OF PUBLIC WELFARE	
Appropriations	
Operations	255
Supplemental	183
DETENTION HOME FOR JUVENILE DELINQUENTS	
Appropriation	
Operations	259
Consolidated with Kruse School and Ferris School	573
Probationers, use of	706
DISCH, JOHN E. and/or MARY R.	
Tax refund	388
DIVORCE	
Children, maintenance of	719
Three year separation	40
DOMESTIC RELATIONS	
Adoption	223
Divorce	40
Maintenance of children in divorce or annulment	719
DOVER	
Assessment and appeals	146
Referendum re bond issue	145

	Page
DOVER SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	601, 603
Maintenance	507
Operations	264
Supplemental	674
Tax refund	388
Use of funds	4
DRAWBRIDGE SCHOOL #197	
Appropriation	
Supplemental	594
duPONT AVENUE SCHOOL	
Appropriation	
Capital Improvements	602
-E-	
EARTH MOVING EQUIPMENT	140
EDEN SCHOOL #101	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	270
EDGEMOOR TERRACE CIVIC ASSOCIATION, INCORPORATED	
Exemption property tax	169
EDUCATION	
Appropriations	396
Architects fees, revolving fund	543
Buildings and grounds supervisors	398
Exceptional children	626
Free public libraries	196
Maintenance of schools	506
Salary schedules	
School employees	82
School lunch employees	322
Secretaries	48
Senior secretaries	496
School sites, revolving fund	543
Secretaries, salary schedules	496
University of Delaware, scholarships	133, 135
Bond issue elections	446
Delaware State College, Board of Trustees	153
House trailers, tax	390

GENERAL INDEX

xxxiii

	Page
EDUCATION (continued)	
Library Commission	209
Local school bonds	489
Maternity leave	316
Regulation of food handlers in schools	127
Salute to flag and pledge of allegiance	66
School Board elections	489
Schools	
District boundaries	202
Employees sick leave	58
Taxes	489
Collection of	685
Use of tax revenues	377
Wilmington, public schools	717
Working days of retired school employees	42
ELECTIONS (and Registration)	
Appropriations	
Operations	230, 287
Election districts, division of	451
Expenses paid by State	286
Local school bond issue	446
Primaries, holding of	165
Registration of voters	164
Correction of errors	216
School Boards	489
Special, number of days between writ and election	155
ELECTION DISTRICTS	
Division of	451
ELECTRICAL CONTRACTORS	
Board of Examiners, creation of	550
Repeal of	753
ELLENDALE SCHOOL #125	
Appropriations	
Maintenance	507
Operations	277
Supplemental	594
ELLENDALE SCHOOL #195	
Appropriation	
Supplemental	594
EMILY P. BISSELL SANATORIUM	
Appropriation	
Operations	258

	Page
-F-	
FAMILY COURT OF NEW CASTLE COUNTY	
Appropriation	
Operations	237
Masters	756
FARM MACHINERY	
Shooting from prohibited	731
FARMERS' MARKET	
Specific crimes, relating to	698
FARMINGTON SCHOOL #39	
Appropriation	
Supplemental	594
FEDERAL PRISONERS	384
FELTON SCHOOL #54	
Appropriations	
Maintenance	507
Operations	275
Supplemental	680
FENIMORE, HELEN L.	
Survivor's pension	406
FERRIS SCHOOL FOR BOYS	
Appropriations	
Operations	258
Supplemental	411
Consolidated with Kruse School and Detention Home for	
Juvenile Delinquents	573
FIDUCIARIES	
Securities transfer	567
FIDUCIARY RELATIONS	
Mentally ill	373
Minors, gifts to	350
FINES	
Non-payment of	702
FIRE COMPANIES	
Appropriations	
Ambulances	378
Augustine Beach Fire Company, Inc.	346
Belvedere Volunteer Fire Company	227
Kent County	
Levy Court	61
Radio equipment	362

GENERAL INDEX

xxxv

	Page
FIRE COMPANIES (continued)	
New Castle County	547
Operations	170
Rescue trucks	113
Wilmington, fire apparatus and equipment	440
Motor fuel tax refunds	39
Training building, location	18
Training, volunteers	17
FIRE DEPARTMENT TAX	
Refund by Insurance Commissioner	710
FIREWORKS	
Sale of	724
FISHING	
Non-residents taking or netting food fish	548
FISHING LICENSE	
Non-residents	730
FLAG, AMERICAN	
Salute to in public schools	66
FLOOD CONTROL	
City of New Castle	131
FOOD HANDLERS	
Schools, regulation of	127
FORK BRANCH SCHOOL #145	
Appropriation	
Supplemental	594
FRANCHISE TAX	
Corporations	159
FRANKFORD SCHOOL #206	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	280
Supplemental	594
FREDERICA SCHOOL #32	
Appropriations	
Capital Improvements	721
Maintenance	507
Operations	275
Supplemental	593, 680

	Page
FREDERICK DOUGLASS SCHOOL	
Appropriation	
Capital Improvements	602
FREE PUBLIC LIBRARIES	
Amount authorized by taxation	196
FRENCH, EDITH E.	
Survivor's pension	50
-G-	
GAME	
Possession of	666
GAME AND FISH COMMISSION	
Appropriations	
Operations	254
Youth Center at Petersburg	255
GARRISON'S POND DAM	
Acquisition of	533
Appropriation reduced	637
GAS FIDUCIARIES	
Repealed	23
GAS, WATER AND OIL CORPORATIONS	
Pipe lines, depth of	664
GENERAL ASSEMBLY	
Appropriation	
Salaries	230
Dates of meeting	163
Members, salary increase	566
Pensions, effective date of	404
GENERAL FUND	
Appropriations suspended	639
GEORGETOWN	
Charter revision	519
GEORGETOWN SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	264
Supplemental	674
GIFTS	
Minors	350

GENERAL INDEX

xxxvii

	Page
GOVERNOR	
Appropriations	
Automobile	15
Operations	231
Salary increase	3
GOVERNOR BACON HEALTH CENTER	
Appropriation	
Operations	257.
Maladjusted children, age limit	632
Sewage disposal	401
GREENWOOD SCHOOL #91	
Appropriations	
Maintenance	507
Operations	278
Supplemental	682
GREENWOOD SCHOOL #222	
Appropriation	
Supplemental	594
GUARDIAN AND WARD	367
GUMBORO SCHOOL #37	
Appropriations	
Maintenance	507
Operations	278
Supplemental	594
GUNNING BEDFORD, JR., SCHOOL	
Appropriation	
Supplemental	677
-H-	
HARNESS RACING	
Dates	9,729
HARRINGTON SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	603
Maintenance	507
Operations	265
Supplemental	674
HARTLY SCHOOL #96	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	276
Supplemental	593

	Page
HAVEN LAKE DAM	
Acquisition of	533
Appropriation reduced	637
HEALTH AND SAFETY	
Delaware State Hospital at Farnhurst, emergency funds.....	633
Fireworks, sale of	724
Food handlers in schools	127
Ice milk	737
Maladjusted children, age limit	632
Stockley, special account	634
Tuberculosis	210
HENRY C. CONRAD SCHOOL #131	
Appropriations	
Capital Improvements	601
Maintenance	506
Operations	269
Supplemental	677
HIGHLAND ACRES	
Lewes, withdrawal from	81
HIGHWAY DEPARTMENT	
Motor fuel tax refunds	39
HIGHWAYS	
Beach erosion	513
Franchises, Kent County	718
Public utilities, reimbursement	218
HOCKESSIN SCHOOL #29	
Appropriations	
Maintenance	506
Operations	270
Supplemental	593
HOCKESSIN SCHOOL #107	
Appropriation	
Supplemental	593
HOMEOPATHIC HOSPITAL ASSOCIATION OF DELAWARE	
Appropriation	
Operations	167
HORSE RACING	
Days awarded	658
Tax on pari-mutuel and totalizator pools	658

GENERAL INDEX

xxxix

	Page
HOSPITAL FOR MENTALLY RETARDED AT STOCKLEY	
Appropriations	
Abnormal infants	409
Capital Improvements	620
Medical center, wing	162
Operations	257
Salaries	11
Involuntary commitment	25
Special account	634
Voluntary commitment	25
HOSPITALS	
Appropriation	
Operations	167
HOUSE CONCURRENT RESOLUTION	
Request to the Governor of the State of Delaware to return House Bill Number 297 for reconsideration	768
HOUSE JOINT RESOLUTIONS	
Providing for a Joint Committee to arrange for the Inaugura- tion of the Honorable J. Caleb Boggs as Governor of the State of Delaware and to arrange for the attendance of officials and persons to represent the State of Delaware at the Inaugu- ration of Honorable Dwight D. Eisenhower as President of the United States; and appropriating funds	764
Endorsing the cooperative program of the Federal Government and the Conference of Governors to define and restore to the States their respective rights and responsibilities	766
HOUSE TRAILERS	
Tax	390
HOUSTON SCHOOL #125	
Appropriations	
Maintenance	507
Operations	276
Supplemental	594
HUNTING LICENSES	
Use of funds	62
HYDE PARK CIVIC ASSOCIATION, INC.	
Exemption from property taxation	201
-I-	
ICE CREAM	
Ice Milk	737
ICE MILK	737

GENERAL INDEX

	Page
IMPORTERS	
Sale of alcoholic liquors	488
INCOME TAX	
Rates	657
Refunds, payment of	636
INDUSTRIAL ACCIDENT BOARD	
Appropriations	
Operations	243
Secretary	618
Supplemental	412
INSURANCE	
Non-resident agents and brokers	744
Refunds	710
Regulatory provisions for companies	745
INSURANCE COMMISSIONER	
Clerical assistants	331
INTEREST	
Rate of	631
IRON HILL SCHOOL #112	
Appropriation	
Supplemental	593
-J-	
JOHN DICKINSON MANSION	
Appropriations	
Operations	246
Supplemental	411
JOHN M. CLAYTON SCHOOL #97	
Appropriations	
Capital Improvements	603
Maintenance	507
Operations	278
Supplemental	681
JOHNSON, FRANK P. and HELEN	
Smyrna school tax overpayment	672
JUDICIARY	
Appeals, Superior Court	126
Appointments, notice of	151
Common Pleas Court, Judges salaries	505
Judgment, confession of	125

GENERAL INDEX

xli

	Page
JUDICIARY (continued)	
Judicial system, study of	439
Justice, administration of	28
Writ of error	125
JUVENILE COURTS OF KENT AND SUSSEX COUNTIES	
Appropriation	
Operations	237
Child, jurisdiction of	332
Clerks and probation officers	217
Judge's salary	348
-K-	
KENT AND SUSSEX ASSOCIATION FOR RETARDED CHILDREN	
Appropriation	
County	90
KENT AND SUSSEX COUNTY FAIR, INCORPORATED	
Appropriation	
Supplemental	225
KENT COUNTY	
Ambulance service, appropriation change	228
Appropriations	
Law Library	203, 692
Highway franchises	718
Pensions for employees	335
State Library, abolishment of	206
KENT COUNTY CORRECTIONAL INSTITUTION	
Purchase of land	150
KENT COUNTY LEVY COURT	
Appropriations	
Fireman's radio equipment maintenance	362
Kent and Sussex Association for Retarded Children	90
Tax ditches	386
Volunteer Firemen's Association	61
KENT COUNTY SCHOOLS	
Appropriation	
Capital Improvements	603
KENT GENERAL HOSPITAL	
Appropriation	
Operations	167

	Page
KENTON SCHOOL #9	
Appropriation	
Supplemental	594
KENTON SCHOOL #140	
Appropriation	
Supplemental	594
KRUSE SCHOOL	
Appropriations	
Operations	510
Supplemental	38
Consolidated with Ferris School for Boys and Detention Home for Juvenile Delinquents	573
-L-	
LABOR	
Minors certificates	53
Unemployment Compensation Administrators, compensation of	347
Unemployment Compensation Commission	736
LABOR COMMISSION OF DELAWARE	
Appropriation	
Operations	242
LAUREL	
Mayor and Councilmen, salary of	670
LAUREL SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	265
Supplemental	674
LAW LIBRARY	
Abolishment of, Kent County	206
Appropriation	
Kent County	592
Control and supervision	203
LAYTON HOME FOR AGED COLORED PERSONS	
Appropriation	
Supplemental	52
LEE'S CHAPEL SCHOOL #124	
Appropriation	
Supplemental	593

GENERAL INDEX

xliii

	Page
LEGISLATIVE REFERENCE BUREAU	
Appropriation	
Operations	230
LEIPSIC SCHOOL #11	
Appropriation	
Supplemental	594
LEVY COURT OF KENT COUNTY	
Appropriation	
Mid-Del Association for Retarded Children	148
LEVY COURT OF NEW CASTLE COUNTY	
County building	700
LEVY COURTS (see Kent County Levy Court, etc.)	
LEWES	
Highland Acres	81
Leaseholders right to vote	422
Sewage disposal plant	432
LEWES CHAMBER OF COMMERCE	
Appropriation	
Anniversary	171
LEWES MEMORIAL COMMISSION	
Appropriation	
Operations	248
LEWES SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	6,602
Maintenance	507
Operations	265
Supplemental	674
LIBRARIES	
Outside City of Wilmington, expansion	27
LIBRARY COMMISSION	
Federal funds to assist library services	209
LICENSES	
Hunting and trapping, use of funds	62
LINCOLN SCHOOL #3	
Appropriation	
Maintenance	508
Operations	278
Supplemental	594, 682

GENERAL INDEX

	Page
LINCOLN SCHOOL #194	
Appropriation	
Supplemental	594
LITTLE CREEK SCHOOL #85	
Appropriation	
Supplemental	594
LITTLE MILL CREEK	
Appropriations	
Flood control	424
Reduced	637
LIVING CREATURES	
Abandonment of	123
LOANS	
Small, certificate renewal fee	41
LOBSTERS	302
LOCKWOOD SCHOOL #142	
Appropriation	
Supplemental	594
LORD BALTIMORE SCHOOL #28	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682
LOTTERIES	
Constitutional amendment adopted	88
LOUIS L. REDDING SCHOOL	
Appropriation	
Maintenance	507
-M-	
MAGNOLIA	
Boundaries to be extended	535
MAGNOLIA SCHOOL #50	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	275
Supplemental	593

GENERAL INDEX

xlv

	Page
MARSHALLTON SCHOOL #77	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	271
Supplemental	678
MARVEL, LILLIE	
Appropriation	45
MATERNITY LEAVE	
School employees	316
MEDICAL COUNCIL OF DELAWARE	
Appropriations	
Operations	239
Supplemental	412
MEMORIAL HOSPITAL	
Appropriation	
Operations	167
MENTALLY ILL	
Court of Chancery, trustees	373
MERCY	
Recommendation of	193
MID-DEL ASSOCIATION FOR RETARDED CHILDREN	
Appropriation	
Kent County Levy Court	148
MIDDLETOWN	
Alderman's duties	667
Jail	667
MIDDLETOWN SCHOOL #60	
Appropriations	
Capital Improvements	722
Maintenance	506
Operations	271
Supplemental	678
MIDDLETOWN SCHOOL #120	
Appropriations	
Operations	274
Supplemental	680
MILFORD	
Alderman powers and duties	531
Officials salaries	728
Ordinance or law violation	531

GENERAL INDEX

	Page
MILFORD MEMORIAL HOSPITAL, INC.	
Appropriation	
Operations	167
MILFORD SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	266
Supplemental	675
MILITARY	
Assistant Adjutant General	720
MILLSBORO POND DAM	
Appropriations	
Acquisition of	533
Reduced	637
MILLSBORO SCHOOL #23	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682
MILLSBORO SCHOOL #204	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	281
Supplemental	594, 683
MILLSIDE SCHOOL #132	
Appropriations	
Capital Improvements	602
Operations	273
Supplemental	679
MILTON	
Taxes increased	732
MILTON CONSOLIDATED SCHOOL	
Grading of grounds, etc.	360
MILTON SCHOOL #8	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	279
Supplemental	682

GENERAL INDEX

xlvii

	Page
MILTON SCHOOL #196	
Appropriation	
Supplemental	594
MINERAL LEASEHOLD FIDUCIARIES	
Repealed	23
MINORS	
Gifts	350
Labor certificates	53
Property, destruction of	705
MISPILLION RIVER	
Oysters	570, 587
MOSQUITO CONTROL DIVISION	
Appropriation	
Operations	251
MOTOR FUEL TAX	
Municipal street aid fund	497
Refunds to firemen and veteran organizations	39
Street aid	76
MOTOR FUEL TAX DIVISION	
Appropriation	
Operations	250
MOTOR VEHICLE DEPARTMENT	
Appropriations	
Deficiency	91
Operations	250
Supplemental	139
Retitling vehicle in another state	428
MOTOR VEHICLE SAFETY RESPONSIBILITY DIVISION	
Appropriations	
Operations	250
Supplemental	412
MOTOR VEHICLES	
Equipment and construction of vehicles, head lamps.....	450
Second offense	143
Service of process	733
Shooting from prohibited	731
MT. OLIVE SCHOOL #155	
Appropriation	
Supplemental	594
MT. PLEASANT SCHOOL #119	
Appropriation	
Supplemental	593

	Page
MT. PLEASANT SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	508
Operations	266
Supplemental	675
MUNICIPAL COURT	
Fees, costs and charges	758
MUNICIPAL STREET AID FUND	
Motor fuel tax	497
Newport Plan	76
MURDER	
First degree	742
MURDERKILL RIVER	
Oysters, taking of	587
MUSKRATS	
Season	192
-N-	
NANTICOKE INDIAN SCHOOL	
Appropriation	
Supplemental	594
NANTICOKE MEMORIAL HOSPITAL	
Appropriation	
Operations	167
NASSAU SCHOOL #198	
Appropriation	
Supplemental	594
NATIONAL GUARD	
Appropriations	
Armory, New Castle Hundred	381
Uniforms	285
NEWARK	
Fiscal and tax year, provisions for	175
Mercantile license fee	173
NEWARK SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	508
Operations	267
Supplemental	676

GENERAL INDEX

xl ix

	Page
NEW CASTLE	
Appropriations	
Flood control	131
Reduced	637
City Clerk's compensation	665
Criminal violations, punishment	500
Mayor, property owner	500
Officials salaries	448
Police constables	500
NEW CASTLE COUNTY	
Construction of sidewalk	349
Employees pensions	363
Mill Creek Hundred, sale of land	198
Prothonotary	
Bond increased	184
Salary	498
Seal	739
Real property value	746
Receiver of taxes to sit in each Hundred, repealed.....	43
Recorder's fees	379
Salaries, Judges, Common Pleas Court	505
Sewer districts	200
NEW CASTLE COUNTY LAW LIBRARY	
Appropriation	
Operations	235
NEW CASTLE COUNTY LEVY COURT	
Appropriations	
Fire companies	547
Tax ditches	333
Bonds for building	19
Building	19
Commissioners, salaries of	586
Libraries outside Wilmington	27
Mill Creek Hundred, sale of land in	198
Sewer	
Districts	200
Permits	46
NEW CASTLE COUNTY SCHOOLS	
Appropriation	
Orthopedically handicapped	603
NEW CASTLE DIKE AND TIDE GATES	
Appropriation reduced	637
NEW CASTLE FLOOD CONTROL	
Appropriation	131
Reduced	637

GENERAL INDEX

	Page
NEW CASTLE HISTORIC BUILDINGS COMMISSION	
Appropriations	
New Castle Courthouse	56, 57
Operations	249
Reduced	640
NEW CASTLE SPECIAL SCHOOL DISTRICT	
Appropriations	
Maintenance	508
Operations	266
Supplemental	676
NEWPORT PLAN	
Street aid	76
NEWPORT SCHOOL #21	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	271
Supplemental	678
NEWPORT SCHOOL #106	
Appropriations	
Capital Improvements	602, 603
Maintenance	507
Operations	274
Supplemental	680
NEW TEMPLE CORPORATION	
Tax exempt	24
NON-RESIDENTS	
Service of process	733
NORTH EUROPEAN OIL CORPORATION	
Dissolution of	770
NOTARIES PUBLIC	
Service organizations	763
NURSING HOMES	
Patients, number of	288
-O-	
OAK GROVE SCHOOL #130	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	272
Supplemental	678

GENERAL INDEX

11

	Page
OAK POINT SCHOOL #20	
Appropriation	
Supplemental	594
ODESSA SCHOOL #61	
Appropriations	
Maintenance	506
Supplemental	593
OIL FIDUCIARIES	
Repealed	23
118TH GENERAL ASSEMBLY	
Appropriation	
Expenses	59
1, 2, 3 TEACHER SCHOOLS	
Appropriations	
Maintenance	507
Operations	281
Supplemental	684
ORPHANS' COURT	
Appeals, time for	740
OWEN'S CORNER SCHOOL #213	
Appropriation	
Supplemental	594
OYSTERS	296
Daily catch limit	587
Seed	570, 588
Taking of	587

-P-

PALMER HOME	
Appropriation	
Supplemental	51
PARAPLEGIC VETERANS	
Pensions	121
PARIS, SALLY GLYNN	
Appropriation	73
PAUL LAWRENCE DUNBAR SCHOOL	
Appropriation	
Capital Improvements	602
PENINSULA HORTICULTURAL SOCIETY	
Appropriation	
Operations	259

	Page
PENSIONS (Kent County)	
Employees	335
PENSIONS (New Castle County)	
Employees	329, 363
PENSIONS (State)	
Edith E. French	50
Employees	244
Benefits	760
Increase	565
State Board of Corrections	130
General Assembly, effective date	404
Helen L. Fenimore	406
Juror or election official eligible	405
Paraplegic veterans	121
Police	542
Retired school employees, working days increased	42
Surviving spouse	116, 760
Teachers, retired and disabled	244, 539
Waiver of benefits	118
PENSIONS (Wilmington)	
Park police, widows and dependents	319
PEPPER'S CREEK	
Appropriation	
Dredging	31
PIPE LINES	
Depth of	664
PLEDGE OF ALLEGIANCE	
American flag in public schools	66
POLICE PENSION TAX	
Refund by Insurance Commissioner	710
POLIO VACCINE	
Appropriations	427
Unexpended, use of	14
PORT PENN	
Dike appropriation reduced	637
PORT PENN SCHOOL #63	
Appropriations	
Capital Improvements	603
Supplemental	593
PORTRAIT COMMISSION	
Appropriation	
Operations	246

GENERAL INDEX

1111

	Page
PRIMARY ELECTIONS (See Elections)	
PRISONERS AID SOCIETY OF DELAWARE	
Old detention home, use of	706
PRISONS AND PRISONERS	
Federal prisoners	384
Forfeiture of granted time	385
Police power, correctional officers and employees	129
Surplus products	144
PROCLAMATIONS	
Air Week	882
Alexander Hamilton Bicentennial	797
American Education Week	777, 886
American History Month	928
American Legion Birthday Week	941
Arbor Day	836, 943
Architects' Week	822
Armed Forces Voters Week	980
Bill of Rights Day	795, 904
Boy Scout Week	932
Brotherhood Month	820, 926
Cancer Control Month	835, 950
Canned Foods Month	970
Charters repealed	802, 910
Christmas Seal Month	782, 896
Christopher Columbus Day	883, 991
Citizenship Day	875, 976
Civil Air Patrol Week	900
Civil Aviation Day	965
Civil Aviation Week	965
Civil Service Week	907
Cohen, Louis—elected Elector for Presidential and Vice-Presidential elections	790
Constitution Week	875, 977
Davis, Vera G.—elected State Treasurer	784
Delaware Association of Police Programs	818
Delaware Day	793, 902, 948
Delaware FFA Week	935
Delaware Fire Prevention Week	879
Delaware Highway Day	839
Delaware Home Builders Week	869
Delaware Swedish-Colonial Day	832
Delmarva Poultry Day	853
Diabetic Detection Week	778, 894
Egg Month	827
Emergencies Don't Wait Week	874
Engineers' Week	823, 931

	Page
PROCLAMATIONS (continued)	
Fair Week	860, 968
Farm-City Week	781, 892
Father's Day	960
Financial situation, extraordinary session	897
Fire Prevention Week	989
Flag Day	855
Forest Fire Hazards	863
Forest Fire Hazards, rescind	870
George Washington Carver Day	799
Haskell, Harry G., Jr.—elected Representative in the Congress of the United States	788
Home Demonstration Week	944
Homemakers' Week	783, 891
Independence Day	858, 967
International Letter Writing Week	988
Israel's Tenth Anniversary Month	953
Knights of Columbus Day	833
Labor Day	866, 973
Library Week	940
Little League Foundation Day	963
Loyalty Day	828, 946
March for Muscular Dystrophy Week	993
Marine Corps Reserve Week	837, 951
Memorial Day	851, 958
Mental Health Week	843, 942
Mother's Day	847, 955
Muscular Dystrophy Campaign Month	773, 887
National Business Women's Week	873, 984
National Dog Week	877
National Employ the Physically Handicapped Week	880, 981
National Flag Week	961
National 4-H Club Week	937
National Maritime Day	849, 957
National Mushroom Week	890
National Safe Boating Week	856
National Secretaries' Day	841
National Wildlife Week	830, 938
Newspaperboy Day	983
Oil Progress Week	978
Pharmacy Week	878, 982
Printing Week	801, 906
Pulaski Day	884, 986
Pushmobile Derby Week	838, 974
Red Clothes Month	871
Safe Boating Week	862, 964
Science Youth Day	929
Seabee Day	824, 908

GENERAL INDEX

lv

	Page
PROCLAMATIONS (continued)	
Secretaries Week	945
Simpson, Walton H.—elected Elector for Presidential and Vice-Presidential elections	790
Smith, Hazell M.—elected Elector for Presidential and Vice-Presidential elections	790
Spring Clean-Up Week	845
Superior Court and Orphans' Court Judge— extraordinary session	865
Thanksgiving Day	779, 895
Union Label Week	972
United Nations Day	885
USO Month	949
Veterans Day	775, 889
Wheatley, Dale E.—elected State Auditor	786
World Day of Prayer	826, 934
Y. M. C. A. Week	817
Youth Temperance Education Week	838, 952
PROFESSIONS AND OCCUPATIONS	
Electrical contractors	550
Repeal of	753
PROPERTY	
Minors, destruction by	705
Timber trespass	541
Wilmington	86
Streets	84
PROTHONOTARY	
New Castle County, salary	498
PUBLIC ARCHIVES COMMISSION	
Appropriations	
Constitutional Convention of 1897, printing of	414
John Dickinson Mansion	246, 411
Operations	245
Public documents, acquisition of	407
State Museum	246, 411
PUBLIC DOCUMENTS	
Acquisition of by Public Archives Commission	407
PUBLIC LAND	
Colorado Fuel and Iron Corporation	754
PUBLIC SERVICE COMMISSION	
Appropriations	
Operations	244
Supplemental	412

	Page
PUBLIC UTILITIES	
Gas, water and oil corporations	664
State Highway Department, reimbursement	218
PUBLIC WORKS	
118th General Assembly authorizations reduced	637
 -R- 	
RABBIT'S FERRY SCHOOL #201	
Appropriation	
Supplemental	594
RACING	
Harness racing dates	9
RAPE	742
REAL ESTATE	
Municipally owned, exempt from taxation	708
REAL PROPERTY	
Brookland Terrace Civic Club	699
County valuation and assessment	156
New Temple Corporation	24
Satterfield house, purchase of	503
RECEIVER OF TAXES	
New Castle Hundreds, not required to sit	43
RECORDERS	
Fees in New Castle County	379
REFERENDUM	
Bingo	93
REGISTRATION (see Elections)	
Appropriation	
Operations	230
Clerical errors, correction of	216
Voters	164
REGULATORS OF WEIGHTS AND MEASURES	
Appropriation	
Operations	243
REHOBOTH BEACH	
Appropriations	
Boardwalk	425
Reduced	637
Taxation increased	426

GENERAL INDEX

lvii

	Page
REHOBOTH SCHOOL #200	
Appropriations	
Capital Improvements	603
Supplemental	594
REHOBOTH SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	747
Maintenance	508
Operations	267
Supplemental	676
RESCUE TRUCKS	
Fire companies	113
RICHARDSON PARK SCHOOL #20	
Appropriations	
Maintenance	506
Operations	272
Supplemental	679
RIVERSIDE HOSPITAL	
Appropriation	
Operations	167
ROSE HILL-MINQUADALE SCHOOL #47	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	272
Supplemental	679
ROSE VALLEY SCHOOL #79	
Appropriation	
Supplemental	594
RESOLUTIONS (see House Concurrent, House Joint, Senate Joint)	
ROSS POINT SCHOOL DISTRICT	
Appropriation	
School ground improvement	55
ROSS POINT SCHOOL #215	
Appropriation	
Supplemental	594
ROXANA SCHOOL #31	
Appropriations	
Maintenance	507
Supplemental	594

	Page
-S-	
ST. FRANCIS HOSPITAL INCORPORATED	
Appropriation	
Operations	167
ST. JAMES HOSPITAL	
Appropriation	
Operations	167
SANATORIA	
Number of patients	288
SCHOLARSHIPS	
University of Delaware	133, 135
SCHOOL EMPLOYEES	
Salary schedules	48, 82, 322
SCHOOL SITES	
Revolving fund	543
SEAFORD	
Annual audit	179
Corporate limits extended	181
Fiscal year	429
Mayor and Councilmen, salaries of	180
Municipal elections, hours of	325
SEAFORD SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602, 603
Maintenance	508
Operations	267
Supplemental	676
SECRETARY OF STATE	
Appropriations	
Microfilming State records	128
Operations	231
Printing of session laws	13
SECURITIES	
Gifts to minors	350
Transfer by fiduciaries	567
SELBYVILLE SCHOOL #32	
Appropriations	
Capital Improvements	603
Maintenance	507
Operations	280
Supplemental	683

GENERAL INDEX

lix

	Page
SELBYVILLE SCHOOL #210	
Appropriations	
Maintenance	507
Operations	281
Supplemental	594, 683
SENATE JOINT RESOLUTION	
Appointing Directors on the part of the State for the Farmers Bank of the State of Delaware	769
SERVICE OF PROCESS	
Non-residents	733
SESSION LAWS	
Printing	13
SEWER PERMITS	
New Castle County	46
SICK LEAVE	
School employees	58
SLAUGHTER BEACH	
Sluice gate appropriation reduced	637
SLAUGHTER NECK SCHOOL #193	
Appropriation	
Supplemental	595
SMYRNA	
Taxing powers	495
SMYRNA SPECIAL SCHOOL DISTRICT	
Appropriations	
Capital Improvements	602
Maintenance	508
Operations	268
Supplemental	677
Johnson tax overpayment	672
SOCIAL SECURITY	
State's contribution	245, 760
SOIL CONSERVATION COMMISSION	
Appropriations	
Heavy equipment	140
Operations	253
Tax ditches	
Kent County	386
New Castle County	333
Sussex County	375

GENERAL INDEX

	Page
SOUTHERN REGIONAL EDUCATION COMPACT	
Appropriation	383
SPECIAL SCHOOL DISTRICTS	
Boundaries	202
SPORTS AND AMUSEMENTS	
Bingo referendum	752
Horse racing	658
Racing dates, harness racing	729
SPOUSE, SURVIVING	
Pension benefits	116
STANTON SCHOOL #38	
Appropriations	
Capital Improvements	602
Maintenance	506
Operations	273
Supplemental	679
STAR HILL SCHOOL	
Appropriation	
Capital Improvements	601
STATE AGENCIES	
Estimates of expenses	397
STATE ARCHIVES COMMISSION	
Microfilming, Secretary of State	128
STATE ATHLETIC COMMISSION	
Appropriations	
Operations	241
Supplemental	412
STATE BANK COMMISSIONER	
Appropriation	
Operations	233
Compensation	546
STATE BOARD OF ACCOUNTANCY	
Appropriation	
Operations	240
STATE BOARD OF AGRICULTURE	
Appropriation	
Operations	253

GENERAL INDEX

1xi

	Page
STATE BOARD OF CORRECTIONS	
Appropriations	
Guards, salaries of	563
Kent County land, purchase of	150
Operations	258
Employees pensions	130
Surplus products	144
STATE BOARD OF DENTAL EXAMINERS	
Appropriation	
Operations	239
STATE BOARD OF EDUCATION	
Appropriations	
Adult education	261
Buildings and grounds supervisors	398
Capital Improvements	4, 596
Capital outlay	262
Employees salaries	589
Handicapped children	262
Homebound	410
Instructional service	260
Legal expenses	412
New units	403
Operations	260
Retired and disabled teachers pensions	244, 539
Revolving fund reduction	635
School lunch program	261
Student driver training	262
Supplemental	403, 593, 673
Transportation	262
STATE BOARD OF ELECTRICAL EXAMINERS	
Creation of	550
Repeal	753
STATE BOARD OF EXAMINERS FOR BARBERS	
Appropriation	
Operations	239
STATE BOARD OF EXAMINERS IN OPTOMETRY	
Appropriation	
Operations	240
STATE BOARD OF EXAMINERS FOR GRADUATE NURSES	
Appropriation	
Operations	240
STATE BOARD OF EXAMINERS OF UNDERTAKERS	
Appropriation	
Operations	240

	Page
STATE BOARD OF HEALTH	
Appropriations	
Air Pollution Authority	310
Building	499
Capital Improvements	619
Cancer control	252
Crippled children	252
Kent County plumbing	418
Operations	252
Optometry Division	252
Polio vaccine	14, 427
Tuberculosis	210
STATE BOARD OF PHARMACY	
Appropriation	
Operations	239
STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS	
Appropriation	
Operations	241
STATE BOARD OF TRUSTEES OF THE DELAWARE STATE HOSPITAL AT FARNHURST (see Delaware State Hospital at Farnhurst and/or Hospital for the Mentally Retarded at Stock- ley, Delaware.)	
STATE BOARD OF VETERINARY EXAMINERS	
Appropriation	
Operations	239
STATE BOARD OF VOCATIONAL EDUCATION	
Appropriations	
Firemen training	17
Operations	263
STATE BUILDING AND GROUNDS COMMISSION	
Appropriations	
Operations	245
Satterfield property, purchase of	503
STATE COMMUNICATIONS DIVISION	
Appropriation	
Operations	251
STATE CORRECTIONAL SYSTEM	
Salaries of guards	563
STATE DEPARTMENT OF PUBLIC WELFARE	
Appropriations	
Deficiency	321
Supplemental	540

GENERAL INDEX

lxiii

	Page
STATE DETENTION HOME FOR JUVENILES	
BUILDING COMMISSION	
Appropriation	16
Capital Improvements	620
STATE DEVELOPMENT DEPARTMENT	
Appropriation	
Operations	248
STATE ELECTION COMMISSIONER	
Appropriation	
Operations	230
STATE FIRE MARSHAL	
Appropriation	
Operations	242
STATE FORESTRY DEPARTMENT	
Appropriation	
Operations	254
Special fire protection and extinction	254
State Forestry fund	215
STATE GOVERNMENT	
Custodian salary	502
Deputy Attorney Generals, salary increase	572
Estimates of expenses	397
Governor's salary	3
Pensions	
Benefit waiver	118
State	405
State Board of Corrections	130
State employees plan	318, 565
Welfare Home	318
Public documents	407
State Treasurer, powers of	172
Surplus property	219
Appropriations (continued)	
STATE HIGHWAY DEPARTMENT	
Appropriations	
Broadkln River, dredging	359
Capital Improvements	620
Deficiency	64, 92
Highway construction	251
Little Mill Creek, flood control	424
Maintenance Division	251
Maintenance of streets and roads	138
Mosquito Control Division	251

GENERAL INDEX

	Page
STATE HIGHWAY DEPARTMENT (continued)	
Motor Fuel Tax Division	250
Motor Vehicle Department	91, 139, 250
Motor Vehicle Safety Responsibility Division	250, 412
New Castle flood control	131
Operations	249
Police employees	449
Ponds and dams	533
Public works, reduction	637
Rehoboth Beach Boardwalk	425
Sidewalk, New Castle County	349
State Communications Division	251
State Police Division	250
Supplemental	412
Sussex County Correctional Institution, parking lot	408
Talleyville Fire Company traffic light	704
Unincorporated suburban communities, streets and roads....	138
Kent County franchises	718
Improvement bonds	612
Public utilities, reimbursement	218
STATE INSURANCE COMMISSIONER	
Appropriation	
Operations	232
Taxes, refund of	710
STATE LANDS	
Survey appropriation reduced	637
STATE LIBRARIAN	
Appropriation	
Operations	235
STATE LIBRARY	
Abolishment of	206
STATE LIBRARY COMMISSION	
Appropriation	
Operations	245
STATE MUNICIPAL STREET AID FUND	
Creation of	76
STATE MUSEUM	
Appropriations	
Operations	246
Supplemental	411

GENERAL INDEX

lxv

	Page
STATE PARK COMMISSION	
Appropriations	
Brandywine Springs Park	197, 247
Fort Delaware	247
Operations	247
Trap Pond	247
STATE POLICE	
Appropriations	
Employees	449
Pensions	542
STATE POLICE DIVISION	
Appropriation	
Operations	250
STATE POULTRY COMMISSION	
Appropriation	
Operations	254
STATE SOIL CONSERVATION COMMISSION	
Appropriation	
Capital Improvements	620
Tax ditches	
Kent County	386
New Castle County	333
Sussex County	375
STATE TAX DEPARTMENT	
Appropriation	364
Operations	233
STATE TAXES	
Cigarettes	661
Permit for sale of	662
Refunds	660
Corporation income tax	641
Income tax	657
Refunds, payment of	686
Municipal street aid fund	497
State aid to municipalities for streets	76
STATE TREASURER	
Appropriations	
Operations	231
Pensions	116
Powers re federal funds	172
Transfer balances	723

	Page
STATE WELFARE HOME AND HOSPITAL FOR THE CHRONICALLY ILL AT SMYRNA	
Appropriations	
Operations	256
Supplemental	75
Employees pension plan	318
STOCK	
Par value of bank stock	21, 22
STREETS	
Municipal aid fund	497
State aid to municipalities	76
SUBURBAN COMMUNITIES	
Street and road maintenance	138
SUPERIOR COURT	
Appeals, Constitutional amendment	126
Time for, criminal and civil	740
Appropriations	
Deficiency	214
Operations	234
Supplemental	412
SUPREME COURT	
Appropriations	
Constitutional Convention of 1897, printing, etc.	414
Operations	236
Supplemental	366
SURPLUS PRODUCTS	
Sale of	144
SURPLUS PROPERTY	
State agency, creation of	219
SURVIVOR'S PENSION	
Edith E. French	50
SUSSEX CORRECTIONAL INSTITUTION	
Appropriations	
Parking lot	408
Reduced	637
SUSSEX COUNTY	
Building permits	443
Court of Common Pleas, Judge's salary	389
Deputy Attorney Generals salary increase	572
Indigent sick fund	564

GENERAL INDEX

Ixvii

	Page
SUSSEX COUNTY LAW LIBRARY	
Appropriation	
Operations	236
SUSSEX COUNTY LEVY COURT	
Commissioners terms	49
Sussex Memorial Post No. 7422, VFW	591
Tax ditches	375
SUSSEX COUNTY SCHOOLS	
Appropriation	
Vocational facilities	603
SUSSEX MEMORIAL POST NO. 7422, VFW	
Appropriations	
Ambulances	382, 591
-T-	
TALLEYVILLE FIRE COMPANY	
Traffic light	704
TAX DITCHES	
Kent County	386
New Castle County	333
Sussex County	375
TAX REVENUES	
Limitation of	377
TAXES	
Corporation income	687
Edgemoor Terrace Civic Association, Inc., exempt	169
Local school	489
Municipally owned real estate, exempt	708
New Temple Corporation, exempt	24
School, collection of	685
THOMAS D. CLAYTON SCHOOL	
Appropriation	
Capital Improvements	602
TIMBER TRESPASS	541
TIME, FORFEITURE OF	385
TOWNSEND SCHOOL DISTRICT	
William F. Coleman, refund	709

GENERAL INDEX

	Page
TOWNSEND SCHOOL #81	
Appropriations	
Maintenance	506
Operations	273
Supplemental	679
TOWNSEND SCHOOL #125	
Appropriation	
Supplemental	593
TRAFFIC LIGHT	
Talleyville Fire Company	704
TRAILERS	
Tax, house	390
TRAP POND	
Appropriation	
Operations	247
TRAPPING LICENSES	
Funds, use of	62
TRUST FUNDS	
Accounting and distribution of	716
TUBERCULOSIS	
State Board of Health	210
-U-	
UNEMPLOYMENT	
Benefits	761
UNEMPLOYMENT COMPENSATION COMMISSION	
Administrator's compensation	347
Agreement, U. S. Secretary of Labor	761
Weekly benefit amount	736
UNION SCHOOL #158	
Appropriation	
Supplemental	594
UNIVERSITY OF DELAWARE	
Appropriations	
Capital Improvements	365, 620
Operations	259
Scholarships	
Needy students	135
Teacher training	183
Supplemental	412

GENERAL INDEX

lxix

Page

-V-

VETERANS

Appropriations	
American disabled	112
Children, education of	108
Bonus time extended	36, 37
Motor fuel tax refunds	39
Notaries Public	763
Paraplegic, pensions	121

VETERANS OF FOREIGN WARS

Appropriations	
Operations	107
Service	114

VIOLA SCHOOL #156

Appropriation	
Supplemental	594

-W-

WARWICK SCHOOL #203

Appropriation	
Supplemental	595

WARWICK SCHOOL #225

Appropriation	
Supplemental	595

WATCH BOATS 302

WATER POLLUTION COMMISSION

Appropriations	
Operations	253
Supplemental	412

WELFARE

Aid to blind program	87
Institutions, consolidation of	573

WHITE'S CREEK

Dredging	33
----------------	----

WILD DUCKS

Shooting of permitted	731
-----------------------------	-----

WILEY'S SCHOOL #93

Appropriation	
Supplemental	594

GENERAL INDEX

	Page
WILLIAM C. JASON SCHOOL #192	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	281
Supplemental	683
WILLIAM W. M. HENRY SCHOOL #133	
Appropriations	
Capital Improvements	602
Maintenance	507
Operations	276
Supplemental	681
WILLIAMSVILLE SCHOOL #226	
Appropriation	
Supplemental	595
WILLS	
Bequests or devises to trusts	194
WILMINGTON	
Abutting property	86
Appropriation	
Mayor and Council	440
Assessment against abutting properties	84
Board of Assessment, taxes and appeals	7
City Solicitor	441
Collection of taxes	686
Condemnation of land	750
Employee's retirement act	345
Fire apparatus and equipment, maintenance	440
Garbage and refuse	750
Issuance of negotiable notes	671
Pensions	326
Public schools	717
Salaries of officials	585
Streets, resurfacing of	748
WILMINGTON BOARD OF EDUCATION	
Appropriations	
Operations	282
Supplemental	684
WILMINGTON GENERAL HOSPITAL ASSOCIATION	
Appropriation	
Operations	167
WILMINGTON INSTITUTE	
Board of Managers	735

GENERAL INDEX

lxxi

	Page
WILMINGTON MUNICIPAL COURT	
Fees, costs and charges	758
WILMINGTON PARK TRUST FUND COMMISSION	511
WILMINGTON SCHOOL	
Appropriations	
Capital Improvements	602
Orthopedically handicapped	602
WILMINGTON SPECIAL SCHOOL DISTRICT	
Appropriation	
Maintenance	508
WOODLAND BEACH	
Appropriation	
Reduced	637
WOODS HAVEN SCHOOL FOR GIRLS	
Appropriation	
Operations	395
Voluntary consolidation with State institutions	573
WOODSIDE	
Tax increases	124
WORKMEN'S COMPENSATION	
Industrial Accident Board	618
WRIT OF ERROR	
Confession of judgment	125
WYOMING	
Increase in taxation	54

-Y-

YORKLYN SCHOOL #91	
Appropriations	
Maintenance	507
Operations	273
Supplemental	593
YOUTH CENTER AT PETERSBURG	
Appropriation	
Operations	255
YOUTH SERVICES COMMISSION OF DELAWARE (The)	
Creation of	573

**END
OF
VOLUME**