

An Act to authorize the building of
a Court House and Fire-Proof offices at
Georgetown, in Sussex County. 1837 ch 108

Section 1. Be it enacted by the Senate and
House of Representatives of the State of Delaware
in General Assembly met. That for the purpose
of carrying into effect the objects of this Act.
Gatavus A. Erving, George R. Fisher, ^{Wm. D. Maples}
~~R. H. Lott~~ ^{David H. Lott} ~~Charles H. Lott~~ ^{John H. Lott} and ~~John H. Lott~~ ^{John H. Lott}
are hereby appointed Commissioners. And it
shall be the duty of the said Commissioners ~~to~~
or a Majority of them to cause to be built
erected and finished of the best materials and
in a workmanlike manner, upon the public square
in Georgetown in the said County, a substantial
brick building of at least sixty feet front, and
fifty feet deep, the walls of which shall be
of a proper thickness. The said building shall
be at least two stories high, and shall be so
planned and arranged, as to contain a spa-
cious Court room for holding therein the several
Courts of this State, rooms for a grand Jury,
and petit Jury - and six offices - that is to
say, one for the use of the Prothonotary of the
Superior Court, one for the Register of Wills and
granting letters of Administration, one for the
Register in Chancery, one for the Clerk of the
Peace, one for the Recorder of Deeds, and
one for the Clerk of the orphan Court. ^{which}
The said building with the rooms and offices
aforesaid shall be fire proof - and the general
plan of said building - and the plan and
arrangements of said Court room, Jury Rooms
and offices shall be fixed and determined
upon by the said Commissioners or a majority
of them. who may alter and improve the
same during the progress of the work, if to
them it shall seem expedient to do so.
And the said Commissioners or a Majority of
them, are hereby authorized to make Con-
tracts ~~procure~~ materials, employ workmen
and labourers, and to do all other things
which may be deemed by them necessary to
effect the objects of this Act.

Section 2. And be it further enacted, that
when and as soon as the said building
shall be completed and furnished; the
same shall be forever thereafter for the

use of the General County of this State to be held in and for Sussex County, and for the use of the several officers aforesaid, who are hereby required to occupy the respective offices before designated.

Section 3. And be it further enacted, that for the purpose of building, erecting and finishing the said brick building as authorized in the first section of this Act, the sum of ten thousand dollars is hereby appropriated in the following manner, that is to say, five thousand dollars out of the surplus fund belonging to this State shall upon the application of the Sheriff of Sussex County be set apart by the State Treasurer as a loan to the said County, upon the said Sheriff pledging by a resolution to be entered on their book of minutes the faith of the said County of Sussex, to repay to this State the said sum of five thousand dollars whenever the whole of said surplus fund shall be demanded of this State, by the United States, or when only part or parts of such surplus fund shall be demanded as aforesaid, then to repay such part or parts of the said sum of five thousand dollars as shall bear a fair proportion to such part or parts of said surplus fund as shall be so demanded as aforesaid of this State. And the interest of said sum of five thousand dollars shall be annually deducted out of such share of the income of said surplus fund, as shall be allotted to the said County of Sussex. And a copy of such resolution of the said Sheriff signed by the Chairmen and Certified by the Clerk of the Peace of said County, under the seal of the Court of General Sessions of the Peace and Seal Delivery in and for the said County shall be delivered to the State Treasurer to be by him transmitted to the ~~State Treasurer to be by him transmitted to the Governor~~, who shall have the same recorded in the office of the Secretary of State. And the residue of the said sum of ten thousand dollars, to wit, the sum of five thousand dollars shall be paid over to the said Commissioners by the State Treasurer out of the one fourth part of the money to be applied to the use of this State, as the same shall from time to time arise and be received by virtue of an act passed the 11th of February

1835 entitled "An Act authorizing a lottery for the benefit of Delaware College and for other purposes therein mentioned".

Section 4. And be it further enacted, that in case of the death, removal from Sussex County or refusal to act, of any of the said Commissioners, the appointing Judge of the State residing in Sussex County aforesaid, shall from time to time appoint one or more new Commissioners to fill the vacancy occasioned by any such cause aforesaid.

Section 5. And be it further enacted, that the aforesaid sum of ten thousand dollars shall be drawn on the order of the said Commissioners or a majority of them at such time and in such sum as the progress of the work aforesaid shall require. And the said Commissioners or a majority of them shall from time to time, render a true and faithful account of their receipts and expenditures to the Auditor of accounts of the State of Delaware.

* Section 6. And be it further enacted, that it shall be the duty of the Sheriff of Sussex County aforesaid to provide some suitable building for the purpose of holding therein the courts of this State, in and for said County, during the progress of the work aforesaid, and until the said brick building shall be finished. And it shall be further the duty of said Sheriff to sell or otherwise dispose of the present Court House at Georgetown for the benefit of said County, the proceeds arising from said sale or disposal to be paid over to the County Treasurers.

Section 7. And be it further enacted, that in case the said sum of ten thousand dollars shall not be sufficient to carry into effect the objects of this Act - the deficiency shall be paid by the said County of Sussex, such deficiency to be raised in the same manner as other County Charges are raised, to wit, by County Rates or levies of taxes.

Section 8. And be it further enacted, that
the said Commissioners shall receive for
their services in performing the duties re-
quired of them by this Act, each the sum
of two dollars per day, which shall be
paid by the said County of Sussex.

* if in the opinion of the said Commissioners hereinbefore
~~appointed~~ appointed, it shall be necessary to remove the old Court
or any part thereof for the purpose of building
erecting and finishing the said District building, then
and in that case -

to enact to author-
ize the building of
a Court house and
Jury Trial Office at
Georgetown in Sussex
County.

House of Reps.

13 Feb. 1837

Rep. and Res.

15 Feb. 1837 Read 2 times

16 " " " 3 " by paragraph
and passed the House

C. G. Rogers
Clk.

In Senate -

1837 Feb. 16 Minutes
for concurrence and
read -

17 Feb.