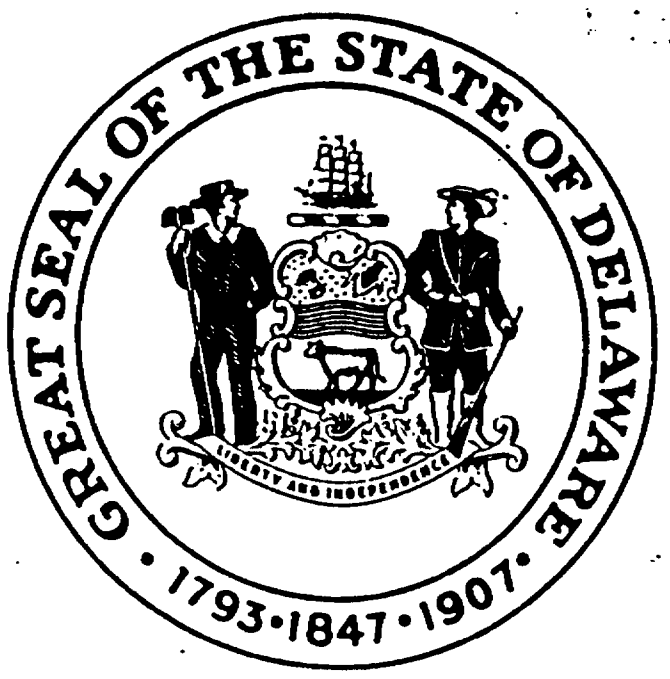
DELAWARE PUBLIC ARCHIVES



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LEGISLATIVE PAPERS
1731-1911

The General Assembly prior to the Revolutionary War consisted of just the House of Assembly and was overseen by the Governor of Pennsylvania who resided in Philadelphia. With the advent of the Revolutionary War and the separation from Great Britain, a new constitutional government was formed in 1776. This new government was composed of a President as the Chief Executive and a General Assembly made up of two distinct branches, the House of Assembly and Legislative Council. This form of government remained in place until revised by the Constitution of 1792. Under this new Constitution, which became effective the following year, the Chief Executive was renamed the Governor and the two branches of the General Assembly were retitled, the House of Representatives and the Senate.

Scope and Content

The primary function of the General Assembly was to administer the activities of the state for the greater benefit of all, through enactment's of laws, resolutions, and sound fiscal policies.

Legislative Papers are an invaluable source for the study of history, especially to those in the social and political fields. National issues of slavery and commerce are among the controversial subjects that were given consideration. Discussion of such local concerns as the damming of creeks, annulments of marriages and regulation of "swine running at large" exhibit the everyday lifestyle of the local inhabitants.

Arrangement

The Legislative Papers are arranged chronologically by year, and then subdivided by sessions or terms, held at least once a year and lasting anywhere from three weeks to three months. Under each term, the records are alphabetically grouped under subject headings. Included are: Accounts, the financial records of the State Treasurer and Auditor, receipts of the members of the General Assembly, and others providing services for the State; Acts and Bills, early drafts and amendments with deletions noted; Communications, correspondence of members, etc., especially from the President to the General Assembly; Elections, the announcements for holding elections, bonds of elections officials and messages from both Houses concerning election matters, e.g.: election disturbances; Petitions, a formal address to the legislature from a citizen, group of citizens or an organization to grant, deny or repeal requests for specific actions; Resolutions and Reports, resolutions of both houses and committee reports of members appointed to review particular matters; and Summons, official notices to General Assembly members to convene, or for inhabitants to appear before the General Assembly. The bulk of the collection covers the period 1775 to 1898.

Sources

Other related sources to consult are the Minutes of the Council, 1776-1792; Proceedings of the House of Assembly, 1776-1792 (two volumes); journals of both the House of Representatives and the Senate; and the Laws of Delaware.

LEGISLATIVE PAPERS

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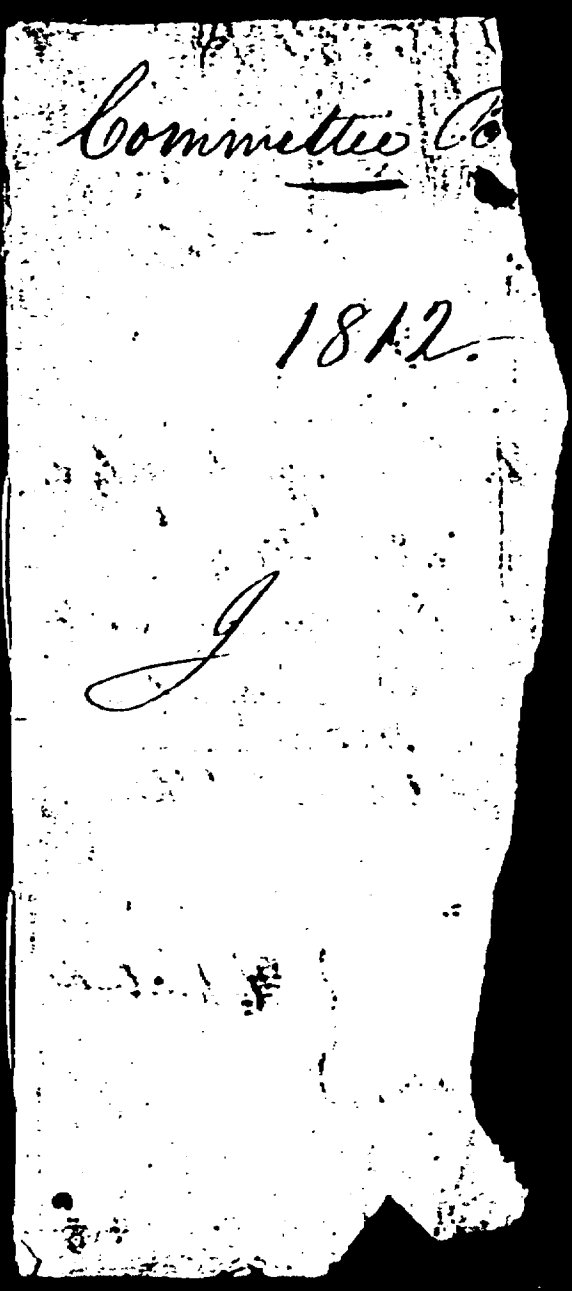

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Mr. Way
Mr. Green

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Mr. Way
Mr. Cumming &
Mr. Paynter
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Petition of the

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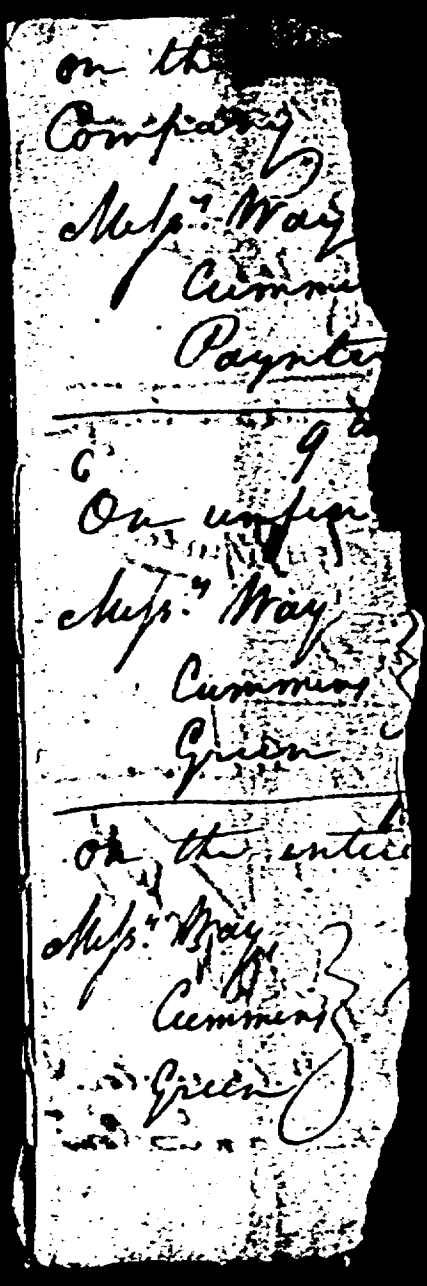

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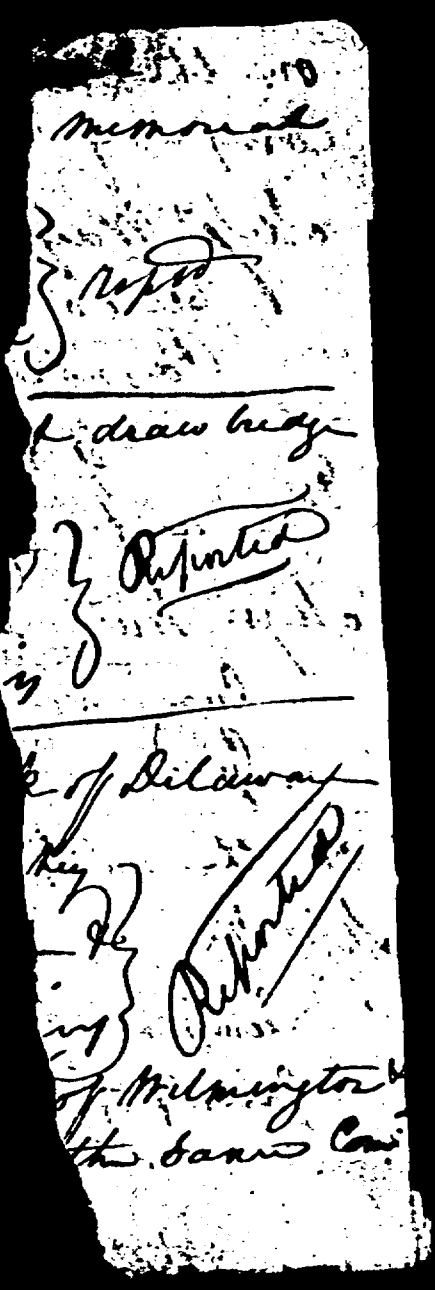

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Barratt } Reported
Way

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Reynolds
Barratt

On Militia bill

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Haughey
Barratt

Feb 5

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Cummins
Haughey
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Barnett
Reynolds
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} Reported

Do respecting R. Marsh

Messrs. Green
Cummins
Haughey
} Reported

Comm^t. of Conference

Mr. Green
Cummins } reported

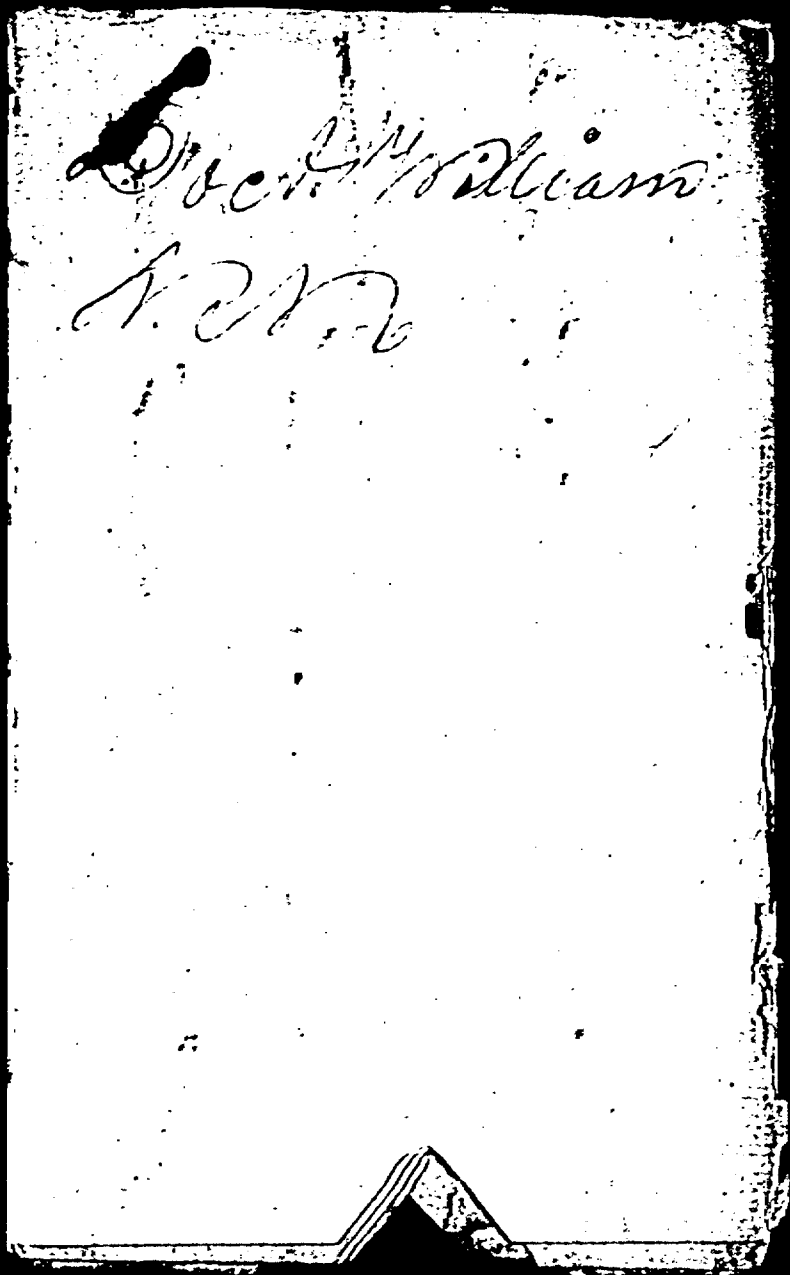
Committee of accounts

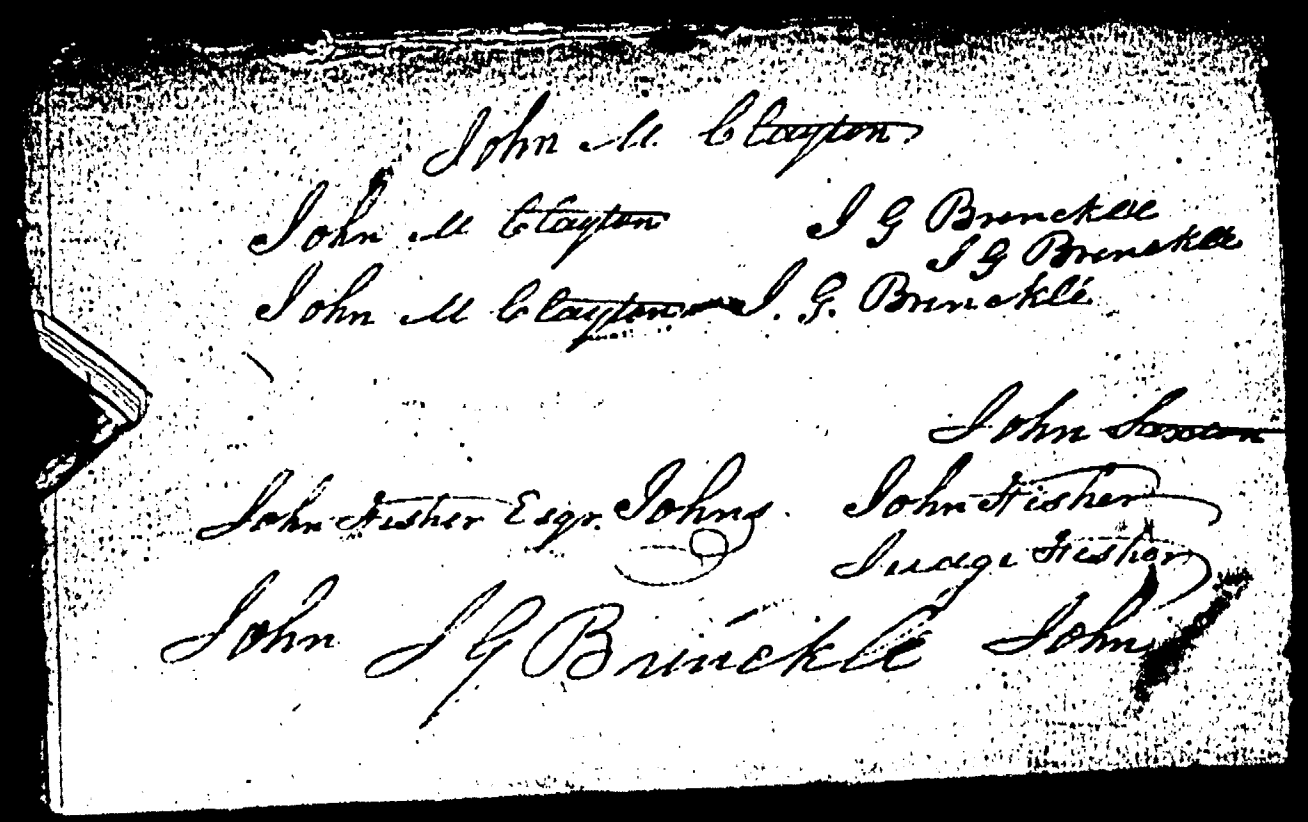
Mr. Way
Mr. Haughey } reported

11th Com^e. of Conference

Mr Haughey

Mr Cummins




John M. Clayton
John M. Clayton J. G. Brinckle
J. G. Brinckle
John M. Clayton J. G. Brinckle
John Sergeant
John Fisher Esqr. Johns. John Fisher
Judge Fisher
John J. G. Brinckle John

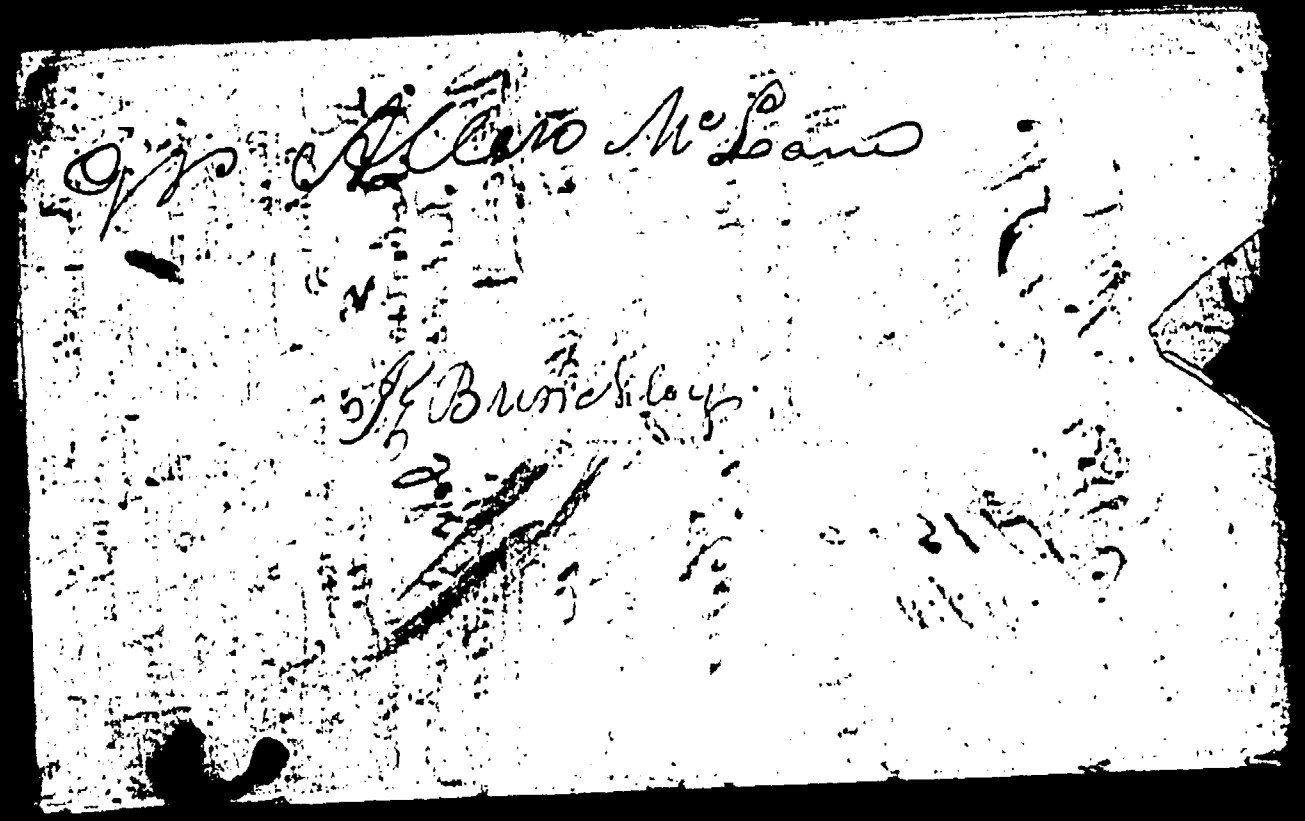
Committee Book 1812

Joshua G. Brinckle D. Dow
John [illegible] D. Dow

Oyster Persons conscientiously scrupulous of bearing arms to be exempted by law from military duty by land

affirmative
A. L. Hays
M. W. Butler
Negative
J. G. Brinckle
J. Clayton

Dover
Doct A. Ro[illegible]
Dove Doctr A John
John
John
Dover
Robert Dee
Dee



J. G. Brinckle } John Robertson
John Robertson
J. G. J. G. Brinckle } John Joshua G. Brinckle
Robert Fisher Robert Fisher Joshua
Robert Fisher Fisher J. G. J. G. Brinckle
Mary Queen of Scots Elizabeth of England
Elizabeth Queen of England Mary Queen of Scots
L. Mary J. John Robertson John
R. F. H. Robertson
R. Robertson Robertson
Robertson John Robertson
Wilson Willard Robertson
Wilson Willard Hall
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Wm L. Dill
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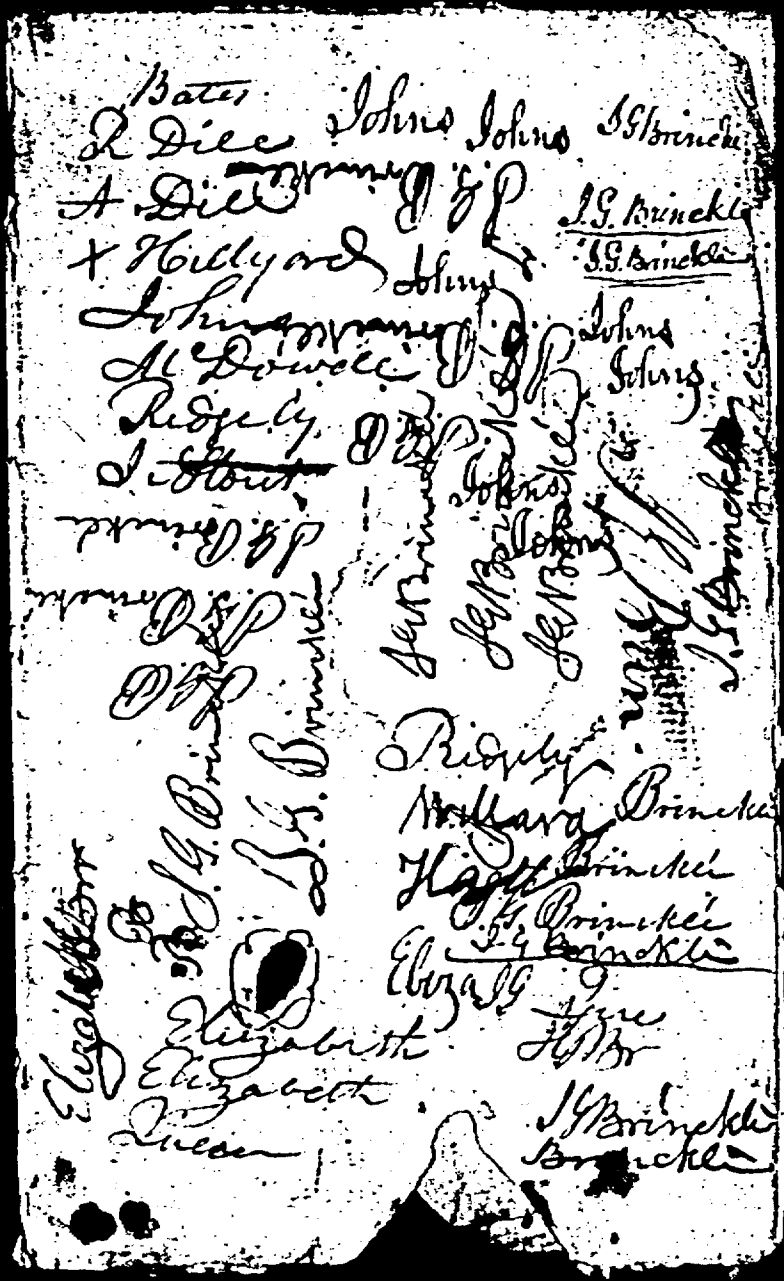
A. Dill
Dill



Report on Gov.
Message

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The Committee to whom was refered so much of the Governors Message &c. further report.

That it will be necessary to make provision for defraying the expenses encurred in the defence of Lewistown; and that commissioners be appointed to liquidate and settle the amounts of all persons having claims against the State an account of said defence.

That the sum of ——— thousand dollars ought to be appropriated by law to cover the said expenses and to make preparation for the General defence of the State.

That for the purpose of raising the necessary sums of money the committee would advise the sale of the Stock belonging to the State in the bank of Philadelphia; and that a tax should be imposed so as to raise the State tax of the present year to twenty one thousand dollars; and that in the mean time a sum sufficient for present exigencies should be raised by loan from one or more of the banks in this State; provided the interest do not exceed the common rate of bank interest. ——

Resolved that a committee of three be appointed to prepare and report bills making provision for the foregoing purposes. —

Committee { Read, Stout, Cullen

Report of the
Committee of con-
-ference on the
Bill providing for
the general defence
of the State of Delaware

Found with 1812

The Committee Report.

That the House recede from their disagreement to the amendment made by the Honorable Senate, for striking out the remainder of the Fifth Section after the word "the" - 1st line

That the House adhere to their disagreement to the amendment Sixth Section fourth line, inserting "with full powers" -

That the House adhere to their disagreement to strike out the remainder of the Sixth Section after the word "Same" in the ninth line, - And that between ~~after~~ the words furnished in the 7th & 8th lines & the word "under" in the ~~[illegible]~~ 8th line there be inserted the words "and for services rendered." -

That the House recede from their disagreement to the 7th Section - striking out of the same Section however the words "the" in the 4th line of the same and the words "mentioned in the Sixth Section of this Act, 4th and 5th lines. -

That the House recede from their disagreement to 8th Section of this Act. -

That the House recede from their disagreement to 10th Section of this Act - striking out 8th line the words "Blank returns and"

Report of the
Committee of Claims

1812

The committee of claims to whom were refered the Petition of Philemon Lyon, and the accounts of John Fisher Esquire J. B Wooten, M. R. Lockerman, and Molton L. Rogers —

Beg leave to Report that in the opinion of your committee Philemon Lyon should be allowed the sum of fourteen Dollars 80 cents for costs incurred in endeavoring to recover Military fines in Kent County to be paid out of fines collected in said County —

That John B. Wooten be allowed $17.50 for printing 20 Quires of Ml licenses & Bonds by order of the Secretary

That M. R. Lockerman be allowed thirty Dollars for Binding 20 Volumes of the Journals

That John Fisher Esq. be allowed Sixty Dollars for expenses incurred and time employed in collecting debts — due to the State in obedience to a Resolution of Jany 15th 1811

That Molton L. Rogers be allowed $81.37 for transcribing &c the Journal of the H of R for 1811

Found in the 1812

The Committee of Revisal & unfinished Business make the following Report.

That they find from an Examination of the Journals the following Business which appears unfinished.—

1 ~~The Petition of Susannah Stille for a Divorce~~

1 A Petition from several Inhabitants of Sussex County praying a Repeal or Modification of the Law with respect to the Appropriment of Ground Rents.—

2 A Petition from the Borough Council of Wilmington praying certain alterations in their charter of Incorporation.—

3 An Act vesting the tolls taken at Naaman's creek Bridge in the hands of Commissioners for the purpose of repairing the said Bridge and turnpiking or otherwise improving the State Road

4 A Supplement to an Act to Incorporate a Seminary of Learning in the Town of New-Castle

5. A Supplement to An Act entitled an Act directing the manner of suing out Attachments within this Government.

6 A Supplement to the Act entitled an Act for the more effectual preservation of all such Ships as other Vessels and the Goods thereof as shall be forced on Shore or stranded upon the Coasts of this State and for other purposes —

Report
Committee on
unfinished Business

The committee to whom were referd the Petition of Spencer Phillips & Wm Harrad relative to a law passed last Session authorizing Solomon Willey to cut a canal to drain his land ~~&c~~ And complaining that they are injured by the Appisment of Damages under said Law & that they have no appeal in the case

Your committee are therefore of opinion that ~~the~~ leave be given to bring in a bill to provide a remedy for the grievances complained of ——

Found with 1812

Richard G Cook
Simeon Phillips
William Hall

[illegible]

[illegible]

Lawe

House 1812

The committee appointed to inquire ~~into~~ what would be the probable expence of Printing and Binding 300 Copies of the third Volumne of the Laws of this State, ——— ; after having obtained what information they were able upon that subject

Report. That they believe the expence would not exceed $800. Dollars.

Report
Religious Society

The committee to whom were referred the memorial of the Religious Society of Friends praying the Legislature to take into serious consideration four Acts of Assembly passed at Sessions of 1810 & 1811, relative to people of Colour, the principle and operation of which they consider partial and oppressive ——

Your committee after mature deliberation and examination of the subject feel deeply impressed with the propriety of the general observations contained in the memorial and are sensible that redress ought to be afforded by the Legislature, in all the cases mentioned (except the Act of 1810) Your committee therefore report that leave ought to be given to bring a bill to give relief in the several cases abovementioned ——

Found with 1812

Report of the Comte
on the Governor's
Message of the 19th
relative to the
inland navigation
New York.

Found with 1812

The committee to whome was refered that part of the Governors Message of the Ninth Inst. relative to the application made by the Commissioners appointed by the Legislature of the state of Newyork, for the consideration of all matters relative to a proposed "inland navigation between the great lakes and Hudson's river;" and requesting, First. — The Legislature of this state would aid that undertaking by an appropriation of money either as "a gift, or a loan". And Secondly — That they would, "exercise that state influence which they possess in the publick Councils of their country to provide for the whole expence of this Canal".

Beg leave to Report. That altho in the opinion of your committee the undertaking for which the commissioners have asked this General Assembly for aid, and assistance, is highly laudable, and if effected will no doubt prove extensively benificial: Yet at this particular crisis, your committee believe it would not be prudent, or advisable to diminish the funds of the State by any appropriation for that purpose: — Nor do they suppose it would be proper to give their Representatives in Congress any positive instructions upon this head, placing in them the most perfect reliance, and not hesitating to believe that they will, when the subject shall come before them, do that justice which ~~circumstances, considered~~ to the publick good, and the interest of their constituents may require.

Report of the
Comtee State Prison
16th Jany 1812 read

The committee to whom were refered so much of the Governors message as relates to the establishment of a Penitentiary, the memorials of a number of Citizens and the Petitions of the Petit Jurors of Newcastle County on the same subject ——— Report as follows ———

Your committee feel deeply impressed with a sense of the impolicy, not to say impiety, of the present cruel and sanguinary punishments established by law in this State, the origin of which we believe may be traced to the ages of barbarism and established on the principle of revenge, and although the mild principles of Christianity has lopped off some of the branches, yet the old root still remains

Your committee believe that the prevention of crimes and the reformation of offenders ought to be the principal objects of punishments which as they become more mild clemency and pardon become less necessary That clemency belongs to the Legislator and not to the Executor of the Laws, a virtue which ought to shine in the code not in private Judgments, to show mankind that crimes may be pardoned or that punishment is not the necessary consequence is to nourish the flattering hope of impunity

Your Committee further believe from the information they have received that a penitentiary or State Prison for the Confinement of Criminals at hard labour may be carried into operation on a scale sufficiently large for this State for Ten Thousand Dollars and that the resources of the State are adequate to produce this sum without being sensibly felt by its Citizens ——— Your Committee are therefore of opinion that leave be given to bring in a bill for the establishment of a penitentiary or State Prison ———

Resolved,

That the Committee to whom

Francis C. Hall
Report of
Committee —

Found with 1812

The committee to whom was referred the Petition of Francis C. Hale report it as their Opinion that the Petitioner should have leave to bring in a Bill conformable to the Prayer of his Petition

Report
Corders & Measures
Christiana Bridge

Resolution of
Committee of Con
-ference -
Militia Bills

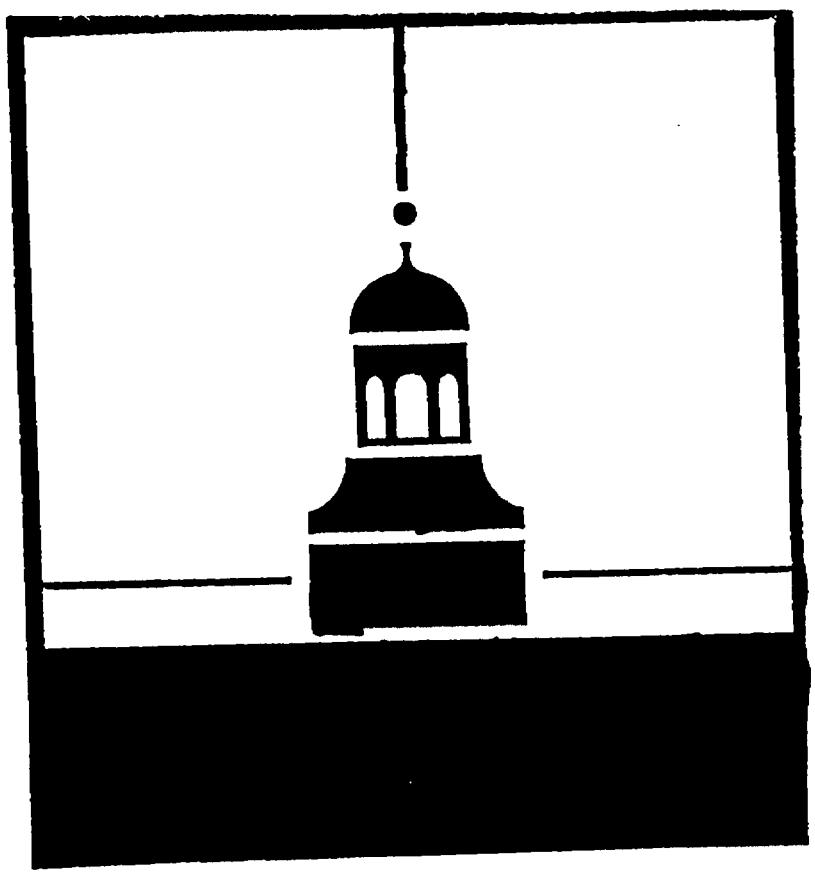
The Committee of Conference appointed on the part of this House to act jointly with such Committee as should be appointed by the Senate to settle the difference existing between the two Houses in relation to the Bill entitled "an Supplement to the act for establishing an Uniform Militia within this State"—

have agreed to retain the 10th Section as part of the Bill. — and to retain the 11th Section, only striking out in the sixth line the words "Such, and the word "that" and inserting the word "as". —

Also in relation to the bill entitled "an act to enable the Governor to make a detachment of the Militia, and for other purposes" —

have agreed to strike out from the word "that (including the said word that) the in the 13th line of the first Section, to the end of said Section inclusive —

1812



END FILE

1812 Jan.-Feb. Legislative Resolutions.

Fortifications at
Lewes

MUTILATED DOCUMENT

Resolved, By the Senate and House of Representatives of the State of Delaware in General Assembly Met, That the Representatives from this State in the Congress of the United States, be [redacted] and they are hereby requested to use their best endeavours to procure and cause to be erected at or near the town of Lewes in the County of Sussex one or more fortifications, as may be deemed [redacted] sufficient for the defence and protection of the [redacted] town of Lewes and the inhabitants thereof.

Resolved further, That the Speaker of Senate and the Speaker of the House of Representatives cause three Copies of the aforesaid Resolutions to be made and Certified by the Clerks of the respective houses, and that they deliver [redacted] and transmit the same to our Representatives in Congress without delay.

Passed March 1812

Resolution for
holding an election.

In Senate Jan 12
read and adopted

Resolved

That the Speaker of the Senate be and he is hereby required to issue a writ directed to the Sheriff of Rent County commanding him to cause to be held an election on Tuesday the 14 day of this Month (April) in the several districts of said County according to the Constitution & the several Statutes and for the election of a person to represent the County in the Senate in the room & stead of Peter Lasher deceased

1812

Resolution appointing
joint committee to
examine S. Treasury acc

In Senate Jan 27
read & adopted
P Allen

Resolved

By the Senate and House of Representatives of the State of Delaware in general assembly met, That a committee to consist of two Members on the part of the Senate and three members on the part of the House of Representatives be appointed to examine into the accounts of the State Treasurer, and to count the cash on hand and make Report thereof to this General assembly 1812

Resolution appointing
a Committee to examine
the State Treasurer accounts

Resolved

By the senate and House of Representatives of the State of Delaware in General Assembly met

That a committee of two members on the part of the Senate, and three members on the part of the House of Representatives be appointed to examine into the accounts of the State Treasurer, and to count the Cash in hand, and make Report thereof to this General Assembly

1812

Resolution requesting the Trustees of the School Fund to give information, &c

In Senate Jan 10, 1862
Read & adopted

Resolved that the Trustee of the School fund
Report to this House a Statement of the yearly
Net proceeds of the Wilmington Bridge Company
With such other Information as he may
think proper to Communicate.

Resolution appt. a
com. on the expediency
of a library &c

In Senate Jan 26
read.

28 read & rejected

Resolved that a Committee of three Members of Senate
be appointed on the part of Senate to Confer with
With the Like number to be appointed on the part of
the House of Representatives on the Expediency of Establishing
a Library for the use of the General assembly Governor
[redacted] of State-attorney General and Treasurer
and auditor of accounts — With power to Report
[redacted] the subject by Bill or otherwise.

1817

Resolution for
painting desks &c
In Senate, Nov. 18
read & adopted

Resolved, That the Clerk be directed
to have the Desks of the Members painted
& covered & otherwise put into good order
that the same be done before the
next Session & that the Senate will
make compensation therefor.

1812

Resolution for
the purchase of a
Carpet, &c

Resolved

That the sum of one Hundred Dollars be and is hereby appropriated for the purpose of Purchasing a Carpet for the Senate chamber, one Dozen Chairs, ~~for the purchase of~~ Locks and bolts for said Room & for Repairing the Venetian blinds, and that the Speaker draw an order to the State Treasurer for the aforesaid sum in favour of Reely Attle who is hereby required and enjoined to appropriate the same and ~~the~~ ~~the Clerk~~ to take Care of the Books papers and furniture and keep the Doors Locked Except when used by the Jurors and Lively Court

1817

Resolution for a digest
of the Laws of Delaware
1812

In Senate read
and adopted
P. Allen, Clk

sent for con

Hd Reps 10 Feb. 1812
read.
11 Feb. 1812 Read and
Concurred in
John Barratt
Clk
H. R.

1812

Whereas the acts of the General Assembly of this State, as well which are contained in the last edetion of two volums made under the direction of the Legislature, as those which have been subsequently enacted from the supplements, repeals amendments and alterations, which from time to time have been made, exist in a very confused and detached form, so as to render it difficult and laborious, especially to those whose busines or duty does not require a constant perusal of them, to be understood and be known. ——

And whereas much good would result to the citizens of this State, by having them reduced into a proper system, and digested and thrown together, under their respective heads, and leaving out such parts as are not in force.

Therefore Resolved, by the Senate and House of Representatives of the State of Delaware, That Nicholas Ridgely be, and he is hereby authorised and required to digest the acts of the General Assembly of this State, now in force, and which may be in operation at the end of the present session of the General Assembly, and to place them under their several heads, in a connected system, with such references and notes, as may be necessary to complete the whole; and that the same may be laid before the General Assembly, at their session in January next, or as soon after as possible; and that the Legislature will, by law, provide an adequate compensation for said work. ——

Whereas the Funds of the State of Delaware are at present invested in Stock of the Farmers Bank of the said State, which at present prices gives the State an Interest in the said Stock amounting to Eighty two Thousand Dollars, being an Increase in value of Twenty three thousand, four hundred and twenty five Dollars on the Original price of the said Shares viz: Fifty eight thousand, five hundred and seventy five Dollars, -- and whereas the Establishment of new Banks to an extent hitherto unprecedented, must operate to the essential injury of the value of the said Farmers Bank Stock, and of consequence lessen immediately the value of the Funds of this State vested as above mentioned in the said Bank to the probable amount of Twenty three thousand, four hundred and twenty five Dollars, calculated upon the impression that in the Event of the Establishment of new Banks, the Farmers Bank Stock will fall to par;

And Whereas the Stock of the State in the said Bank now yields to the said State nine per centum per Annum, which Interest must fall to six per centum should new Institutions of a similar nature be established to the evident injury of the said Bank, - which diminution in the Dividends of the ~~Stat~~ said Banks taken at the rate of three per centum annually for the remaining period of the Farmers Bank charter being ten years, will at the end of that period amount to Seventeen Thousand five hundred and seventy two Dollars and Fifty two cents -

And whereas the Directors of the said Farmers Bank have called in two additional Instalments which have been provided for by Law amounting to Twenty three thousand four hundred & thirty Dollars, which additional Investment would under present circumstances produce a dividend at the rate of nine per centum per Annum, but if the contemplated Banks are established will fall most probably to six per centum per Annum, making a loss yearly of three per centum, which for ten years on the last mentioned sum of Twenty three thousand four hundred & thirty dollars, amounts to Seven thousand and twenty nine Dollars — From which statements hereinbefore made it appears highly probable and very much to be apprehended, that if the proposed Banks are established, the State Funds in the Farmers Bank will experience, taking the aggregate of the above calculated losses an immediate diminution in amount to the extent of Forty eight thousand and twenty six Dollars and Fifty cents.-

And whereas it is highly probable that if the proposed Banks are not chartered the said Farmers Bank will call in three further Instalments amounting to Thirty five thousand one hundred and Forty five Dollars - and upon the above calculations of the diminished amount of dividends on said Instalments of three per centum annually -- the loss of three per centum annually for eight years on the last mentioned sum of Thirty five thousand, one hundred & forty five Dollars (the said eight years being assumed

as the average time from calling in the instalments till the expiration of the Charter of the said Farmers Bank) will amount to the sum of eight Thousand four hundred & thirty four Dollars and forty cents

And whereas admitting the rise in value upon the Instalments yet unpaid to be equal to that upon the sum already invested by the State in the said Farmers Bank, by establishing the proposed Banks and thereby reducing the Farmers Bank Stock to par, there would be a further loss to the Funds of the State amounting to Twenty three thousand four hundred and Twenty five Dollars.-- And whereas from the above calculations it evidently appears that in the establishment of the new Banks in Kent and Sussex, the State would hazard ~~the~~ if not absolutely sink the enormous sum of Seventy nine Thousand eight hundred and eighty five Dollars and ninety cents.- and this sacrifice is asked at a moment when the critical situation of the State interests is peculiarly in the successful operation of a Bank in which it ~~is so~~ holds so large a Stake.-

And whereas confiding in the good faith of the State, and ~~effect~~ the Interest held by it in the said ~~State~~ Farmers Bank, numerous Individuals have vested their property in the stock of the said Bank, many of them to a large amount, and some of them to the utmost extent of their Fortunes.- And whereas calculating the private Stockholders loss on the preceding

grounds, the said lap will amount in the aggregate to Two hundred & Sixty One Thousand & thirty seven Dollars,-- which said amount the proposed schemes for new Banks, would take out of those Individuals pockets for no other Assignable reason, than to give it to other Individuals Applicants for the new Banks.-

And whereas the lap to the State & to Individuals according to the above statements, would, if the Bills for the establishment of Banks at Smyrna, Milford & Laurel should pass this House, amount to the enormous sum of Three hundred and Forty thousand nine hundred and twenty two Dollars,

And whereas to sacrifice at the shrine of private cupidity great State Interests, and trifle with the fortunes of our Constituents is unworthy of the wisdom of this House,-

Therefore Be it resolved, and it is hereby resolved by the House of Representatives of the State of Delaware, that is inexpedient to Incorporate Banks at, Smyrna, Milford ~~and~~ or Laurel.-

Resolution
Respecting Banks
1812 Hour

Resolution
Printing
Journal

Resolved

That the Clerk of this House cause to be printed, and distributed in the usual manner three hundred Copies of the Journals of the present Session

1812

Resolutions
relative to the
Council convening
on the part of
the State to assert
the Penn Claim

Whereas doubts have been entertained who are considered as counsel concerned in behalf of this State to defend the supposed claims which have been or may hereafter be prosecuted against the Citizens of this State by the proprietary. Therefore resolved that James A Bayard Nicholas Mendyke Caesar A Rodney & George Read Esquires be considered as Counsel employed on behalf of the State to defend the State or its Citizens against said Claims

1812

Resolution for
Printing the Acts
omitted at the last
Session

by the Senate & House of Representatives of the State of Delaware in General Assembly met

Resolved, That the two Acts of the General assembly passed at the last Session, which were omitted to be published with the other Acts of that Session, be printed under the direction of the Secretary of State, with those that are and shall be passed during the present Session.

The one entitled "An Act to enable Aliens in certain Cases to purchase & hold Lands or other real Estate within this State": and the other entitled "an Act to enable certain Persons therein named to raise a sum of Money not exceeding four thousand Dollars by a lottery for the purpose of paving or turnpiking the Street in the Village of Newark in Newcastle County & for repairing the English School House & Market House of said village".

1812

Resolution
to Postpone the
Supplementary Act
for ditching and
draining the Cow ground
of Cover
Adopted

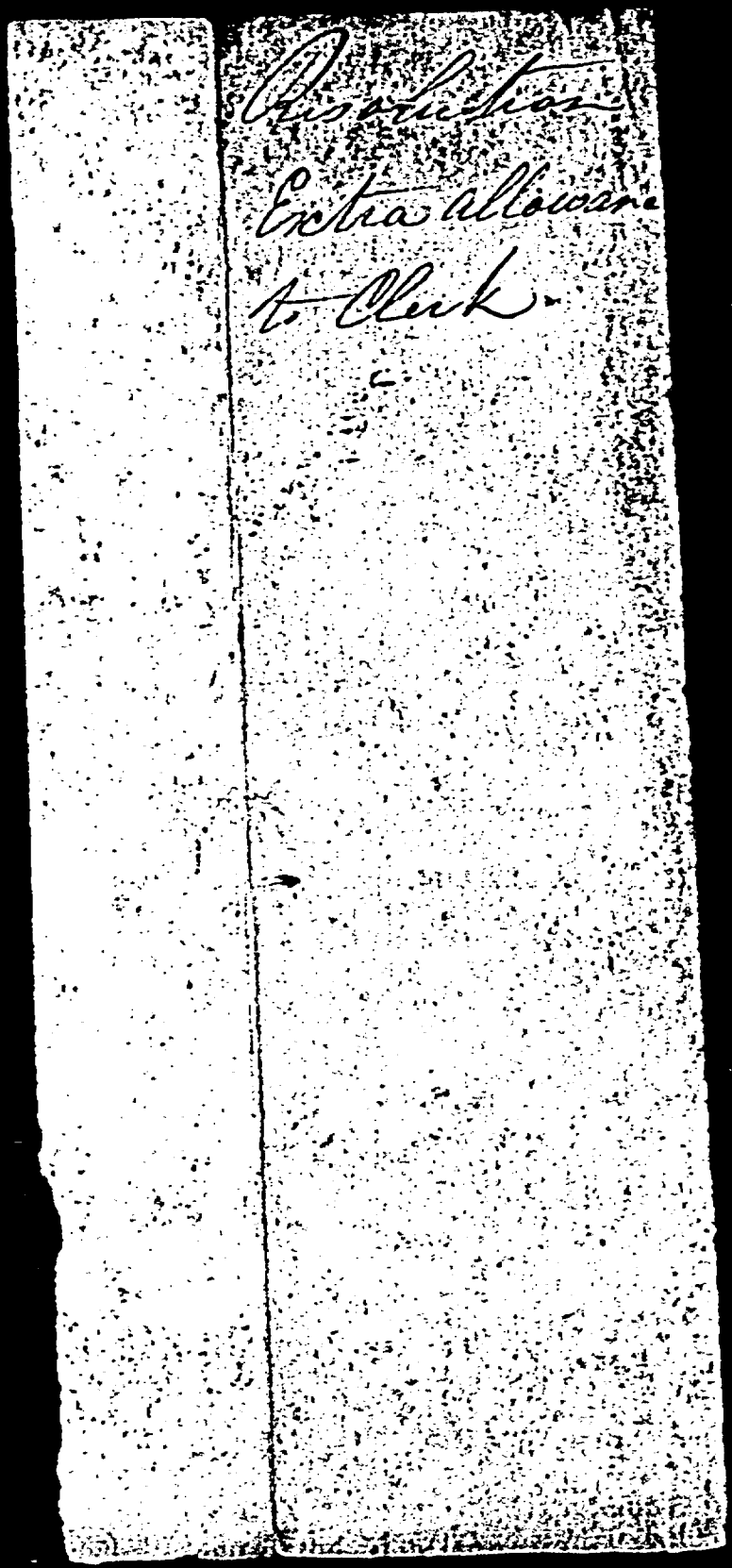
Resolved that the bill entitled "A supplement to an Act entitled" "An Act to enable the owners & Proprietors of the Branch and low grounds extending from the bridge in North street in Dover Kent County near the Methodist Meting House through the westerly and Southerly parts of the Town land of said Dover to Saint Jones Creek to cut and support a ditch through the said branch and low grounds" be postponed until the Session of the Legislature in January next: this House deeming it reasonable that the County of Kent should be at the expense of ~~keeping~~ Building & Keeping in repair the bridge on the public road on Street at the lower end of Dover notwithstanding this postponment

1812

Resolutions
relative to
the depositions
taken in the
case of Benjamin
Blackstock

1812

Resolved, That the Clerk of this House be, and he is hereby instructed and directed to deliver into the Hands of the Attorney General the Depositions and Note of Testimony taken under the authority of this House in the Case of the Complaint against Benjamin Blackstone Esquire one of the Justices of the Peace in & for the County of Kent


Question
Extra allowance
to Clerk

Resolution
appointing State
Treasurer
In Senate Feb 8th
read and Concurred
in. P. Allen Clk

House of Representatives
6 February 1812

Resolved, By this House, with the concurrence
of the Senate, that Henry Molleston, be and
he is hereby appointed State Treasurer.

Extract from the journal
J. Barrett Clk

Sent for con

Resolution

Printing Journal

Resolved. That three hundred Copies of the Journals of this Session, be printed under the superintendance of the Clerk of this House; and be deposited in the offices of the Clerks of the peace, respectively, who are hereby directed to transmit one Copy to each Member of the General Assembly, one Copy to each Justice of the peace, and to deliver the remaining Copies to such Citizens as shall apply for the same.

1812

Resolution
State Treasurer

Resolution
Eliz: Turrell

Resolved that the Committee appointed on the Petition of Elizabeth Turner be authorized to compel the attendance of Witnesses, before them and also to appoint a commissioner or commissioners to take the depositions of witnesses in the County of New Castle or elsewhere for the purpose of enquiring into the facts stated in the Petition and that they report the same to the present or next general Session of the Legislature

1812

Resolution
Bank at Laurel

Resolved that the further consideration of the Bill for Incorporating a Bank at the Village of Laurel be postponed till the session of the next General Assembly — and that 300 copies of the said Bill be immediately printed for the consideration of the People.

1812

Resolution
ascertaining the
Cost of printing
3d Volume of
St Laws

Resolved that a committee of three members be appointed to enquire & report to this House what will be the probable expence of Printing and Binding 300 Copies of the three hundred first Laws of this State, commencing with the acts of 1798 and ending with those of the present Session.

1812

Resolution
J. Wilds

Whereas the conduct of John Wilds Esquire as appears from the testimony of the Witnesses that have been examined before us, is sufficient to demand the Constitutional interposition of this House for his removal from Office, Saving only that some allowance should be made for his inexperience in Judicial business ——

Resolved therefore that the complaint against the said John Wilds Esquire be dismissed upon the saving above expressed and with the hope that his future official conduct will be marked with propriety, humanity and discretion. ——

1812

Resolution
appointing Com
missioners to
take depositions
in the case of
John Wilds

be Commissioners to take Depositions in the Case of

Resolved that ~~the Petition~~ the Memorial of sundry ~~Inhabitants~~ of Citizens of the County of Kent complaining of mal conduct in Office of John Weld Esqr. a Justice of the Peace for said Audn. & that they be empowered to send for Persons & Papers ~~in~~

1812

Benja. Blackstone

Resolutions appointing
a joint Committee to
examine Treasury acct

In Senate January 27. 1812.

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That a Committee to consist of two members on the part of the Senate, and three members on the part of the House of Representatives, be appointed to examine into the accounts of the State Treasurer, and to count the cash on hand, and make report thereof to this General Assembly.

Extract from the Journal,

Presley Alee, Clk

Sent for Concurrence

The members appointed on the part of the Senate are Mr. Cummins & Mr. Reynolds.

Resolution
enjoining ad
dictus on the Sp

Resolved, ~~That the following be~~

That the Speaker, in superintending & conducting the Business of the House, shall in those Cases where the Rules of the House are silent, conform himself, so far as he shall deem it expedient, to the order laid down & recommended by the most approved Writers on Legislative Proceedings.

Nov 1814

Resolution

Concurred in &
appointed Mr. Way
& Mr. Green.

P. Allen Clk

House of Representatives 8th Jany 1812

Resolved That a Committee of three members be appointed on the part of this House to act jointly with such committee as may be appointed on the part of Senate to wait upon the Governor and inform him that a Quorum of both Houses of the General Assembly are convened & ready to receive such communication as he may think proper to make ——

Extract from the Journal

Sent for concurrence.

John Brackett Clk

Resolution
Committee of
Conference
In Senate Feb. 11 read
and adopted and
appointed Mr. Haight
& Cummings on the part
of Senate
P. Allen

H. of R. 11 Febry 1812

Resolved, That Mess.rs Rodney, White and
Clarke, be and they are hereby appointed
a Committee to confer with such Committee
as shall be appointed on the part of the
Senate, relative to the amendments proposed
by Senate to the Act concerning fees of Officers
&c.

Extract
from the Journal

Proceedings of
town meeting
Bryan

Whereas by a well attended town Meeting held at David Lockwoods on Saturday the 25th of January we the Subscribers were appointed a Committee to take into consideration the bill now before the Legislature for the Incorporation of a principle Bank at Milford and a Branch at Smyrna and Laurel

Resolved that the inhabitants resident in and near the Village of Smyrna intrested in the petitions from Smyrna in conjunction with those from Milford and its Neighbourhood to the Honourable the Legislature for Banks at those two places as prayed for by the petitioners — we with extreme regret that the Honourable the Legislature have seen proper in their wisdom to so modify the bill introduced by the committee from the Villages of Smyrna and Milford as to defeat the object originally designed a principle Bank at Smyrna with a Branch at Milford by placing the principle at Milford and attaching the town of Laurel in the County of Sussex as a Branch of the contemplated institution ——

over

Resolved that the committee heretofore appointed by a former Meeting of the inhabitants Residents in and near Smyrna be instructed to ~~request~~ Charters agreeable to the prayers of the petitions submitted to the Honourable the Legislature

Resolved that this Meeting do disapprove of the arrangement as understood to be adopted by the Honourable the Legislature of attaching a Branch Bank to be established at the said town of Laurel to the Banks of Smyrna & Milford

Robert Patterson
N Kennedy
Isaac Davis.

On Motion Resolved that the above resolutions were unanimously adopted by the town Meeting

James Morris Chairman

Attest
Geo Mallow Secty

On Motion Resolved that the Committee of ~~Smyrna~~ be furnished with a copy of the above Resolutions

Geo: Mallow Secty

Jany 25-1812

A concurrent Resolution for printing certain Acts therein mentioned.

In the House of Representatives, read and adopted the 6th Day of February, in the year of our Lord one thousand, eight hundred and twelve; and sent to the Senate, for their Concurrence.

Jn. Barratt } Clerk of the said House.

In Senate Feb. 7 read, and concurred in P. Allen, Ch

House of Representatives, Dec. [illegible]

Resolved, by the Senate and House of Representatives, of the State of Delaware, in General Assembly met, That the two Acts of the General Assembly passed at it's last Session, the one entitled "An "Act to enable Aliens in certain Cases to" "purchase and hold Lands, or other real Estate," within this State;" and the other entitled "An "Act to enable certain Persons therein named" "to raise a Sum of Money, not exceeding four" "thousand Dollars by a Lottery, for the" "purpose of paving, or turnpiking the Street" "in the Village of Newark, in New Castle" "County, and for repairing the English" "School House and Market House" "of said Village;" which were omitted to be published with the other Acts of that Session, be printed and published, under the direction of the Secretary of State, with those Acts that are and shall be passed during the present Session.

Read in the House of Representatives the 6th of February 1812, and adopted.
John Barratt, Clerk of the said House.

queries do hoc?

Resolution
to procure Std
Furniture of the
House

Resolved, That John Barratt Clerk of the House of Representatives be, and he is hereby ~~appointed~~ authorised and required, during the recess of the Legislature, to keep the Chamber of the House of Representatives locked, and to have special care is committed the Books, papers and furniture ~~of~~ belonging to the same. for which service a reasonable Compensation shall be ~~made~~ allowed, at the next Session of the General Assembly. —

1812

Resolution
respecting the place
of holding the
Sessions of the Legis.

Resolved. That the further Consideration of the Bill entitled "An Act respecting the Place of holding the Sessions of the General Assembly" be postponed until the next Session of the General Assembly.

1812

Introduction for
adjournment

Resolved. That the Speaker of the Senate
and the Speaker of the House of
Representatives be, and they are hereby
authorized to adjourn their respective
Houses on Monday next without day.

In the House of Representatives
— 5th 11 February 1812 —

Resolution
State tax

Resolved,

That a Committee be appointed to enquire into the Expediency of ~~suspending~~ discontinuing the State Tax & to report whether any & what financial ~~the~~ Measures will be necessary to be adopted ~~for the Support~~ in the Event of the discontinuance of the said Tax.

1812

Resolution
respecting Banks

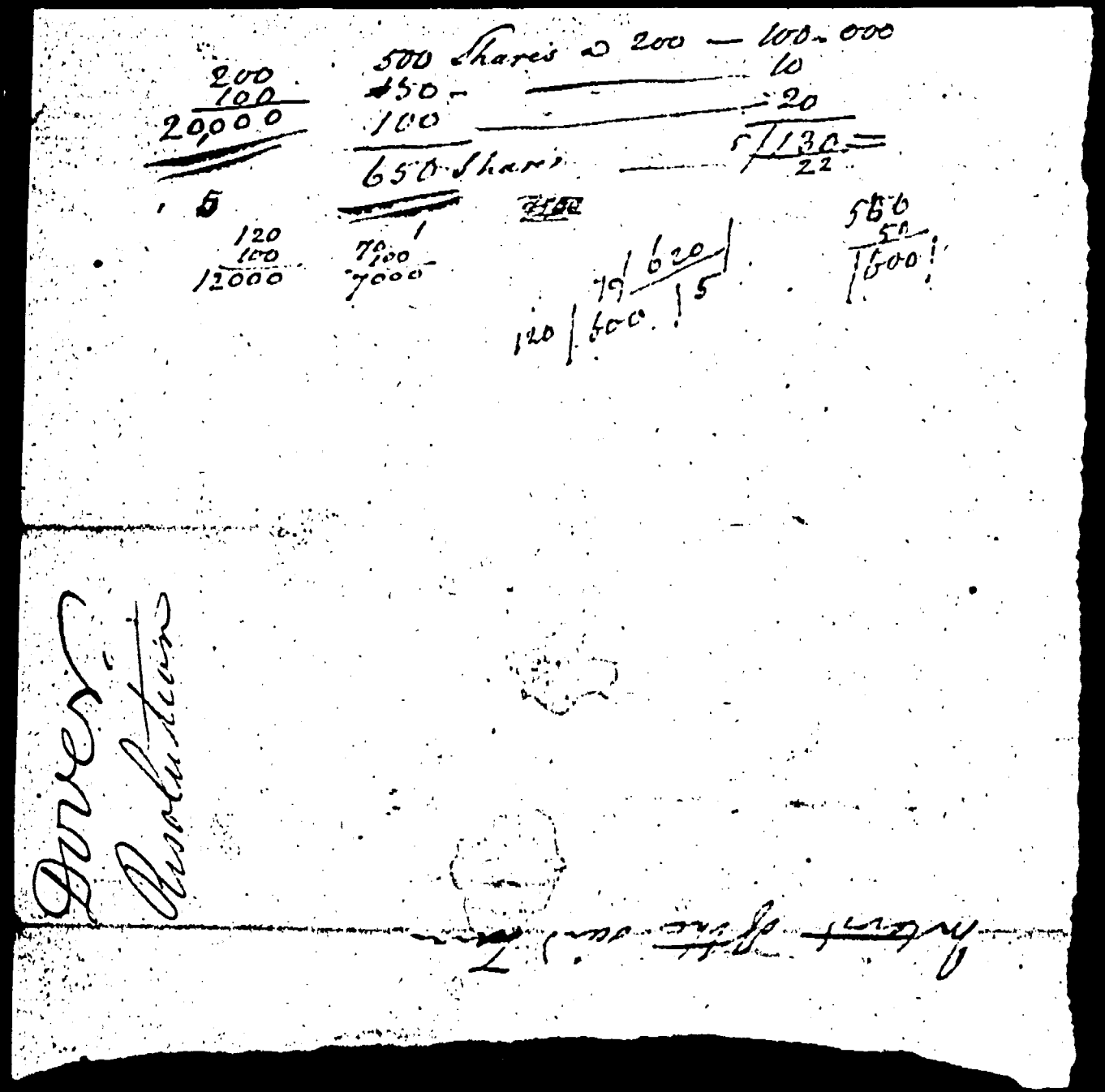
Resolved, That the Clerk of this House cause to be printed three hundred copies of the said bill, intitled, An act to incorporate the Subscribers to the Commercial Bank of Delaware at Smyrna & Milford, for the consideration of the people of this State, to be distributed by him, one hundred in each of the Counties, and this House will make appropriations for defraying the same, and that the further consideration of the said bill, be postponed to the Session of the General Assembly in January next.

1812

Resolution
relative to the
discharge of John
Wilds.

Resolved, That the Complaint against John Wilds Esquire one of the Justices of the Peace in & for Kent County be dismissed there appearing to this House no grounds for Impeaching the said John Wilds or for addressing the Governor to remove him from said office ——

1812



1812

Resolved That the ~~said~~ Petition
of ~~Settlers~~ for opening

Resolved that the ~~said Bill~~ further
Consid.n of the said Bill be postponed
~~until~~ to the January Session of the next
General Assembly in order that the
Proprietors of Lots in Dover Lottery
concerned may have afforded them
an opportunity of assembling & taking
the Subject of the Petition upon which
the Bill is founded into their Considera-
tion & coming to some general Result
thereon / that the ~~said~~ General assembly may
be the better enabled to ~~determine~~ pass upon
the Subject ~~of~~ in a manner that will promote the genera

Resolutions
on Banks

Resolved That the further Consideration
of the said Resol.n be postponed in order
to take up the Consideration of the
following Resol.n

Resolved, That this House not
assenting to the Reasoning contained
in the said Resolution, nor believing
that the Effect deprecated by the
said Resolution will result from
passing the Bills mentioned in the
said Resolution does determine
to express its opinion upon the
said Bills in the manner
way & Manner the said Bills are
called upon this House
for their third reading

1812

In Senate Feb. 11, 1812

Amendment to the resolution for appointing Bank directors &c.

Line 7. Strike out the name of Benjamin Lisaque & Burton, and insert the name of Abijah W. Mean & Wells.

Recorded from P. Allen

Extract from the Journal,

P. Allen Clk.

Concurrent Resolution
for appointing Directors
to the Farmers Bank
of the State of Delaware.
40. Reps.
10th Feb. 1812 read & sent to
the Senate for Concurrence.

J. Barratt

In Senate Feb. 10 read
and concurred in
with an amendment

P. Allee

disagreed to.
receded from

Laws of Del. 10 L. by 1812

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met That Andrew Barratt, Jonathan Jenkins & John Clarke of Kent County, David Nivin Mordecai M'Kinney & James Riddle of New Castle County, Daniel Rodney William Rogers & Benjamin Burton of Sussex County, &c, & they are hereby appointed Directors of the Farmers Bank of the State of Delaware, on the part of this State agreeably to the provisions of the eighth section of an act of the General Assembly entitled "An act to establish a Bank & incorporate a Company under the name of the Farmers Bank of the State of Delaware."

Extract from the Journal

J. Barratt Clk

Sent for concurrence

Resolved unanimously

That the Complaint against Benj.ⁿ Blackston Esquire one of the Justices of the Peace in and for the County of Kent be dismissed, there appearing to this House no ground for impeaching the said Benjamin Blackston or for addressing the Governor to remove him from Office.

1812

Resolution for
the Increase of
the Members of the
General Assembly

Whereas since the Formation of the present Constitution of the State Delaware, the number as well as the wealth of the Inhabitants of the said State has greatly increased; - so that the proportion intended to be fixed by the said Constitution between the Citizens of the said State and the number of the Members of the General Assembly of the same, is from that circumstance entirely lost. - and Whereas in all Republican Institutions it is of primary importance in order to preclude the possibility or increase the difficulty of private influence and secret understanding, that the Legislative Body should consist of the largest number of members which can with convenience to themselves, and a reasonable expence to the People, perform their publick duties. - And whereas this Addition to the number of the General Assembly may be made without additional expence to the people, by reducing the allowance now made to members of the General Assembly, which appears to exceed in amount the necessary expences of the said members. -

Therefore Resolved, That it is the Opinion of this House, that the number of the Members of the General Assembly ought to be increased by Law.

1812

Concurrent Resolution
respecting a certain
Act therein mentioned.

In the House of Repre-
-sentatives read Feb
11th 1812 & adopted.

J. Barratt } Clerk of
Wm Repr.

In Senate Feb. 12 read
and concurred in
P. Allen

Concurrent Resolution
for

1812

H. R. 11 February 1812

Resolved, by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Governor be, and he is hereby requested to transmit thro. the Secretary of State, to the Governor of the State of Pennsylvania, an authenticated copy of an act of the Legislature of this State, entitled an act, to incorporate a company, for making an artificial road from or near the Borough of Wilmington, in the County of Newcastle, on the east side of the Brandywine creek, in the road through West Chester, to the Turnpike road in the Great valley, in the State of Pennsylvania.

Extract from the Journal

J. Barratt

Resolution for the
interchange of Laws

In Senate
Jan 9 10 read
& adopted

Resolved That the Resolutions Referred to by the Governors Message and now before the Senate on the Subject of an Interchange of Laws be Referred to a Committee of three with power to Report Generally by Bill or otherwise

1812

Resolved, That a Committee of Three members be appointed to take into consideration the Propriety of passing a Law, That all Devisees of Lands or Real Estate, shall be considered to convey a Title in fee Simple to the Devisees, unless it shall be otherways positively expressed; and that they have Leave to Report by Bill or Otherwise

1814?

H. M. Pinkney

Resolution appointing
a Committee of Confer
House of Repr
& Fibyread and
concurred in

Messrs Rodney
White &
Williamson
on said Committee
J. Barratt
Clk

In Senate Feb. 8, 1812

Resolved, That Messrs. Green & Cummins be appointed on the part of the Senate to confer with such committee as may be appointed on the part of the House of Representatives, on the existing differences between the two Houses on the amendments to the bill entitled, "An act for an interchange of laws."

Extract from the Journal.

Presley Allen, Clk

Sent for Concurrence

[redacted]

Resolution
requiring the Secy
of State to make
report &c

12th Feby 1812
In the House of Representatives
Read and Concurred
in — John Barratt
Clerk

19/2
35

In Senate Feb. 12, 1872

Whereas it appears that by a joint resolution of the Senate and House of Representatives, for a number of years past, that the Secretary of State has been authorized to have printed 300 copies of the laws of this State, passed at the several sessions therein expressed, exclusive of the number necessary for the members of the Legislature and the civil officers of the State, and to transmit 100 copies thereof to the Prothonotary of each of the Counties of this State, to be by them sold and disposed of, for the use of the State, who were respectively to have accounted therefor half yearly.

And Whereas there does not appear to have been any payments made by the said Prothonotaries, therefore assembly met, by the Senate and House of Representatives, in General

Resolved that the present Secretary of State be and he is hereby required and enjoined to report to the next General Assembly (if in his power) a statement thereof, shewing the prothonotaries, to whom such laws have been transmitted, and generally such other information on the subject as he may be enabled to obtain. but for con.

Extracts from the Journal
Presley Allen

Resolution
Printing and
Binding Laws
sent for concurrence
J. Bunn
1812

Resolved, by the Senate, and House of Representatives of the State of Delaware, in General Assembly Met, That the Secretary of State be, and he is hereby authorized and required to have printed, and substantially bound Three hundred and fifty Volumes of the Laws of this State, each one, when so bound, to be considered as the third volume of said Laws. and to commence with the Acts of the Session of one thousand Seven hundred, and ninety Eight, and including those of the present Session; the whole to be printed, and bound in such a manner as to correspond with the two first volumes: to contain also the Necessary notes, and references: the titles of the private Acts, and time when passed; The Amendments to the Constitution of the United States, which have been made since the editions of the former volumes; omitting all acts that are obsolete, that have expired by limitation, or that have been repealed, with a compleat Index to the whole.

And the said Secretary is hereby required, and directed, as soon as possible, to transmit one hundred Copies thereof to the Prothonotaries of each of the Counties of this State, to be by them sold, and disposed of for the use of the Citizens of the State at three Dollars for each Copy. and the said Prothonotaries shall respectively account with the State Treasurer therefor, half yearly, after retaining five per Centum for their trouble.

Resolution for the distribution of the remaining fifty of the Second Volume of the Laws of the State

Resolution for
adjournment
Concurred in with
an Amendment
J. Banatt

In Senate, Feby 10, 1812.

Resolved, ~~That~~ by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Speaker of the Senate, and the Speaker of the House of Representatives be, and they are hereby impowered to adjourn their respective Houses on Wednesday the 12th inst. without day.

Extract from the Journal

Presley Allee, Clk

Sent for concurrence

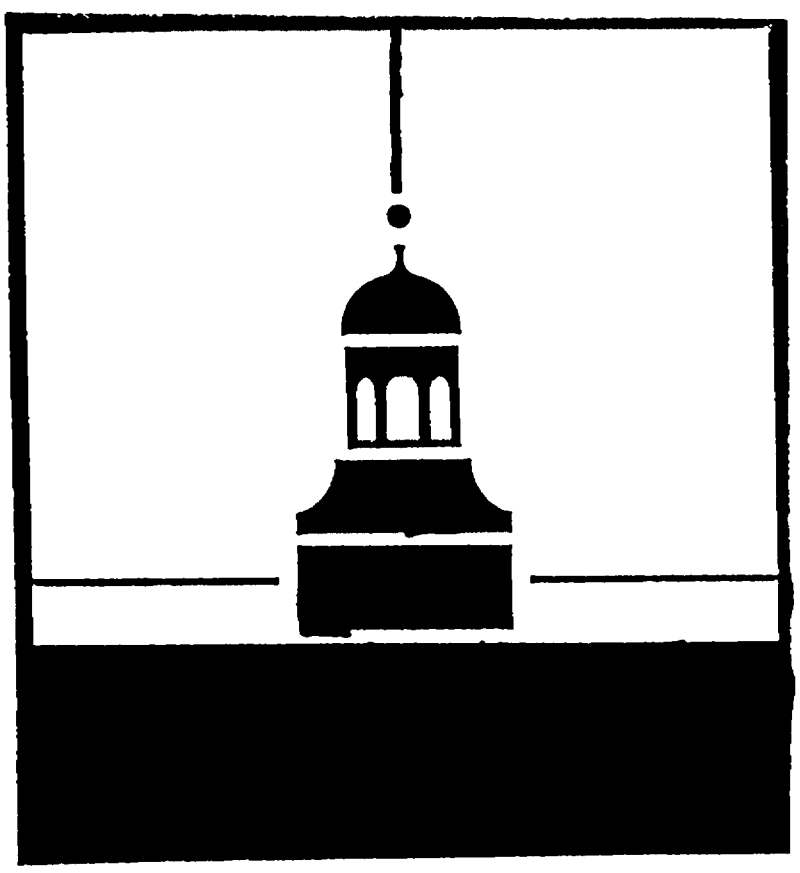
House of Representatives
10 February 1812

Amendment to the Resolution
for Adjournment sine die

1 Line. After the word Resolved
Strike out, the Word "that"

Extract from the Journal
John Barratt
Clk H.R.

Sen. Mr. Con.



END

FILE

1812 Jan.– Feb. Legislative [redacted] Rules– Bank of Delaware

Franchetti "State papers" 1812

1812
Papers
relating to the Banks of Delaware
and Wilmington & B. Wine
January 1812.

Rules and Regulations for conducting the business of the Bank of Delaware.

1st. The Bank of Delaware shall be under the Government of nine Directors, one of whom to be President, who shall have power to convene them at any time.

2d. The business of the Bank shall be conducted by a President, Cashier and two or more Clerks who shall receive for their services such compensation as the Directors shall appoint.

3d. Bank hours shall be from 9 to 12 Oclock in the forenoon, and from 3 to 5 in the afternoon Sundays excepted.

4th. Days of discount shall be tuesdays and fridays in every week, on which days the Directors shall meet at 9 Oclock A. M. Notes offered for discount must be lodged at the Bank on the preceeding days and laid before the Directors together with a state of the funds of the Bank on the days of discount when the discount shall be settled, and may be made known on the afternoon of the said days.

4th

5th No discount shall be made without the concurrence of at least two thirds of the members present, and no reasons shall be required by the Directors of each other, nor ever assigned to the Public for refusing discounts.

6th Discounts may be made on Notes, orders or Bills of Exchange that have not more than sixty days to run. Three days of grace shall be allowed. The Money payable from the Bank on any note, order or Bill discounted shall be placed to the credit of the receiver on the day the discount is made, and discount taken, as well for that day as the three days of grace.

7th On failure of payment of any Note, Order or Bill, before the shutting of the Bank, on the last day of grace, the same shall be delivered to a Notary the same evening for protest.

8th No person living more than One mile from the Bank shall be accepted as an endorser, unless the principal resides within

that distance.

9th The Bank shall take charge of the Cash of all those who may choose to place it there free of expence and shall keep it subject to their orders payable at sight.

10th The Bank shall receive and pay all specie coins according to the rates and value that have been or shall hereafter be established by Congress.

11th Notes, orders or Bills left at the Bank for collection, shall be presented for acceptance, and the money collected or Demanded free of Expence; Provided nevertheless, that in case of non-payment and protest, the charge of protest shall be paid by the person lodging the same.

12th The stockholders shall not receive money out of the Bank on their own notes they must procure indorsers agreeably to the rules prescribed for others.

13th The Books and accounts of the Bank shall be kept in Dollars & Cents, and shall be

balanced half yearly vizt. on the first monday in May and first in November, when dividends shall be declared — the first dividend to be made in May next.

14th. The purchase of the Banking-House, the Expences of fitting it for Business, and the expences of all other articles provided for the Bank which will be permanently useful, to be divided into ten equal parts, one of which is to be considered as part of and charged every six Months in the current expences of carrying on the business so that the whole will be paid off in the course of five years.

15th. It shall be the duty of the President to take into his safe keeping and seperate custody at the Bank, the plates, paper moulds and Bank paper, carefully to superintend the printing of all bills or

notes ordered by the Directors to be printed; and to keep a regular account of the Bank paper in his custody, and of the quantity from time to time ordered for impression. And it shall moreover be the duty of the President to superintend the conduct of all persons employed in the Bank, and to sign all Bills & Notes at the Bank which may be issued by the institution.

16th. It shall be the duty of the Cashier to countersign at the Bank all bills or notes to be signed by the President, by order of the Directors, carefully to examine the conduct of the persons employed under him, daily to examine the Cash accounts of the Bank, to count the money deposited each evening in the Vaults, to compare the amount thereof with the balance of the Cash account of that day, and in case of disagreement to report the same at the next meeting of the Directors.

17th. It shall be the duty of every other officer, Clerk and Servant at the Bank, to do and perform all

such duties and services as may from time to time be required of them respectively, by the President or Cashier.

18th. If any officer, Clerk or servant of the Bank shall be negligent or unfaithful to the trust reposed in him, he shall be removable by the board of Directors.

19th. The board of Directors shall have power to adjourn from time to time, and to make such other Rules and Regulations as they may deem necessary.

I do certify that the foregoing is a true Copy of the Rules & Regulations for conducting the business of the Bank of Delaware

Wilmington Jany 12. 1796 John Hayes Cr

Bills and Legislation
concerning the Bank
of Delaware

BEST SHOT AVAILABLE

Whereas it is Conceived that the Establishment of a Bank
in the State of Delaware upon such principles as would
secure a prudent & upright administration thereof
will be productive of important advantages to the Agri-
culture, Manufactures & Commerce of the State, We
whose names are hereunder underwritten impressed with
these sentiments, and desirous to encourage
an Institution so beneficial to the Interests of the
Community, have subscribed to the Establishment
Bank in the Borough of Wilmington, and until an
of Incorporation can be obtained for which we mean to
Petition the Legislature of this State, at their next
sion We have agreed & with each other, that the Ba
shall be Organized & put into immediate Operation
the Terms & Conditions in the following Manner
1st That the Capital Stock of the said Bank
shall not exceed One Hundred Thousand Dollars, di
vided into Five Hundred Shares of two Hundred Dollars each, and
that the Subscriptions shall continue open until the
whole Sum shall have been subscribed, under the d
rection of such persons as the President &
Directors shall from time to time appoint.
2d Any person, Copartnership, or Body Politic may sub
scribe for such or many Shares as he or they
may think fit, not exceeding fifty Shares.
3d That the payments to this Bank shall be
in Specie, in the following Manner, Viz, Five Dol
lars on each Share at the time of Subscribing, in the Bo
to be paid for that purpose, Forty-five Dollars being the
remainder of one fourth of the Amount of said Share

BEST SHOT AVAILABLE

at such time & place as the President & Directors shall appoint, upon Notice thereof being published in One or more Delaware News papers, at least ten days before such payment is to be made: the remaining three fourth shall at six, twelve & Eighteen Months next Jereby from the time of the payment of the Forty Five Dollars aforesaid. Provided nevertheless, that any Subscriber, who pays in the whole of his Subscription, Once, shall be entitled to receive a dividend on the sum actually paid into the Bank. —

4th That this Institution shall be known by the name & Stile of the President Directors & Company of the Bank of Delaware. —

5th That the Stock Holders shall meet on the first day of June next, and shall Elect by Ballot nine Directors to manage the affairs of the said Bank —

6th That the Directors shall meet within five days from their Election, & shall appoint One of their number President, That the Directors for the time being shall have power to appoint such Officers, Clerks & Servants, under them, as shall be necessary for Executing the Business of the said Bank, and to allow them such Compensation for their services Respectively as shall be reasonable, and shall be Capable of exercising such other powers & authorities for the well governing & ordering the affairs of the said Company as shall be described fixed, and determined by the Rules & Regulations of the same. —

BEST SHOT AVAILABLE

7th That the following Rules, Restrictions, Limitations Provisions shall form the Fundamental Articles, by which this Institution shall be governed —

Article 1st The number of Votes, to which each Stock-Holder shall be intitled, shall be according to the number of Shares he shall hold, in the proportion following; that is to say, for one Share, and not exceeding two Shares, one Vote, for every two Shares above two and not Exceeding ten, one Vote, for every four Shares above ten & not Exceeding thirty, one Vote, for every five Shares above thirty & not exceeding fifty, one Vote; but no person, Copartnership or Body Politic, shall be intitled to a greater number than fourteen Votes, and after the first Election no Share or Shares shall Confer a right of Suffrage, which shall not have been holden three Calendar Months previous to the day of Election. Stock-Holders actually resident within the United States, and none others, may Vote in Elections by Proxy —

2d Not more than three fourths of the Directors in Office, exclusive of the President, shall be Eligible for the next succeeding Year; but the Director, who shall be President at the time of an Election, may always be re-elected.

3d None but a Stock-holder being a Citizen of the Delaware State shall be Eligible as a Director.

4th No Director shall be intitled to any Emolu-

BEST SHOT AVAILABLE

ciment unless the same shall have been allowed by the Stock-holders at a Genial Meeting. The Stock-holders shall make such Compensation to the President for his Extraordinary attendance at the Bank as shall appear to them reasonable.

5th Not less than five Directors shall constitute a Board for the transaction of business, of whom the President shall always be one, except in Case of Sickness or Necessary Absence, in which Case his place may be supplyed by any other Director, whome he by writing, under his hand, shall nominate for that purpose.—

6th Any Number of Stockholders, not less than Twenty, who together shall be Proprietors of Fifty Shares or upwards, shall have power at any time to Call a Genial Meeting of the Stockholders, for purposes relative to the Institution, giving at least two weeks notice, in one or more of the publick newspapers of this Borough, & specifying in such Notice the Object or Objects of such Meeting;

7th Every Cashier or Teasurer, before he enters upon the duties of his Office, shall be required to give Bond, with two or more Sureties, to the Satisfaction of the Directors, in a Sum not less than ten thousand Dollars, with Condition for the faithful performance of the Trust reposed in him.—

8th The Lands, Tenements, and Hereditaments, which the said Company may hold, shall be only such as shall be requisite for its immediate Accommodation, in relation to the Convenient transaction of its Business, and such as shall have been Bona fide Mort

BEST SHOT AVAILABLE

Mortgaged to it by Way of Security, or conveyed to it in Satisfaction of debts previously contracted in the Course of its dealings, or purchased upon Sales upon Judgments which shall have been obtained for such debts. —

9th The said Company shall not directly or indirectly, deal or trade in any thing except Bills of Exchange Gold or Silver Bullion, or in the Sale of Property which by truly pledged for Money lent and not redeemed in due time; or of goods which shall have been the Produce of its Lands. Nor shall the said Company take more than at the Rate of six Per Centum Per Annum, for or upon its Loans or Discounts. —

10th The stock of the said Company shall be Assignable and Transferable according to such rules & Regulations as shall be instituted in that behalf. And Bills or Notes which may be Issued by Order of the said Company, Signed by the President & Countersigned by the Principal Cashier or Treasurer promising the Payment of Money to any Person or Persons his, her, or their Order, or to Bearer, shall be Binding & Obligatory upon the same in the like Manner & with the like force & effect as upon any Private Person or Persons that is to say, those which shall be payable to any Person or Persons his, her, or their Order shall be Assignable by Indorsement in the like Manner, and with the like effect as Foreign Bills of Exchange now are; and those which are payable to Bearer, shall be negociable & Assign-

able

BEST SHOT AVAILABLE

Table by delivery only

11th Half yearly dividends shall be made of so much of the Profits of the Bank as shall appear to the Directors advisable; and once in every three years the Directors shall lay before the Stockholders, at a General Meeting for their information, an exact and particular Statement of the debts which shall have remained unpaid after the Expiration of the original Credit, for a period of Table the term of that Credit, and of the Surplus of Profits, if any, after deducting Losses and dividends, if there shall be a failure in the payment of any part of any Sum subscribed by any Person, Copartnership or Body-Politic, the party failing shall loose the benefit of any dividend which may have accrued prior to the time for making such payment, and during the delay of the Same.

12th The number of Shares Composing the Capital Stock of the Bank shall not be increased without the Concurrence of the Proprietors of three fourths of the said Stock.

I do certify that the foregoing is a true Copy of the Constitution & Rules for the government of the Bank of Delaware.

Wilmington Jan 12th 1796

John Hayes Cash

Bye Laws

of

Bank of W. Va. Wesv

Rules and Regulations for conducting the business of the Bank of Wilmington and Brandywine.

1st. Bank Hours shall be from 9 to 3 O'Clock every day Sundays excepted.

2. Days of Discounts shall be on Mondays and Thursdays in every week, on which days the Directors shall meet at 8 O'Clock A.M. from the 1st day of April to the 1st day of November; and at 9 O'Clock A.M. from the 1st day of November to the 1st day of April, Notes offered for Discount may be lodged at the Bank on the preceding days and laid before the Directors. When the discount shall be settled and made known on the afternoon of said Days.

3. No Discounts shall be made without the concurrence of a Majority of the Members present, and no reason shall be required by the Directors of each other, nor ever assigned to the Public for refusing Discounts.

11

4th Discounts may be made on Notes, orders or Bills of Exchange, that have not more than Sixty days to run, Three days grace shall be allowed, the Money payable from the Bank on any Note, Order or Bill of Exchange discounted shall be placed to the Credit of the Person entitled to receive the same on the day the discount is made, and discount taken as well for that day as for three days of Grace.

5th The Bank shall take charge of the Cash of all those who may choose to deposit it there (free of expence) and shall hold it subject to their orders payable at Sight.

6th The Bank shall receive and pay all Specie Coins according to the rate and value that have been or may hereafter be established by Congress.

7th Notes, Orders or Bills of Exchange left at the Bank for Collection shall be presented for Payment and the Money

&c.

collected or demanded free of expence.—
Provided nevertheless that in case of Non-
payment and Protest, the charge of protest
shall be paid by the person lodging
the same.

8th The Books and accounts of the Bank
shall be kept in Dollars and Cents &
shall be balanced half Yearly viz. on the
first Mondays in the Months of January
and July in every Year, when the divi-
dends shall be declared.

9th It shall be the duty of the President
to take into his safe keping and do seperate
custody, all the Plates, Paper, Moulds
and Bank paper, carefully to superintend the
printing of all Bills or Notes ordered by the
Directors to be printed, and to keep a regular
account of the Bank Paper in his custody, and
of the quantity from time to time ordered for
Impression, and it shall moreover be the
duty of the President to superintend the con-
duct of all Persons employed in the Bank, and to

to keep an exact account of the Notes and Bills Issued, and shall call a Meeting of the Directors at any time he may deem necessary.

10th. It shall be the duty of the Cashier carefully to examine the conduct of the Persons employed under him, daily to examine the Cash accounts of the Banks, to count the Money deposited each evening in the Vaults, compare the amount thereof with the balance of the Cash account of the day, and in case of disagreement to report the same at the next Meeting of the Directors.

11th. It shall be the duty of every other Officer, Clerk and Servant of this Bank to do and perform all such reasonable duty and service as may from time to time be required of them respectively by the President and Cashier.

12th. It shall be the duty of the Bookkeeper in case any Person shall over draw to inform the Cashier, whose duty it shall be to report the same to the Directors at their next Meeting after such over drawing may take place.

13th One failure of payment of any Note Order or Bill of Exchange before the shutting of the Bank on the last day of Grace the Cashier shall deliver the same to a Notary for Protest on the Evening of that day.

14th All Notes, Orders or Bills of Exchange offered for Discount (the drawer residing within the limits of the Bank which is one Mile) shall have one indorser who shall also reside within. All Orders or Bills of exchange offered for discount from beyond the limits of the Bank, shall have two indorsers one of which shall reside within the aforesaid limits.

15th The paying Teller shall not suffer any person knowingly to over draw.

16th A State of the Funds of the Bank shall be laid before the Directory on Thursday of every week.

17th The Boards of Directory shall have power to adjourn from time to time and to make

make such other rule and Regulations as they may deem necessary.

18th " The Boards of Directors shall appoint one of its Members to act as Secretary or Clerk of the Boards, whose duty it shall be to keep the Minute Book, in which he shall faithfully record all the proceedings of the Boards and produce the same at every Meeting of the Directors.

19th " No Stockholder shall be permitted or entitled to more than Ten Votes by proxy for Directors, Nor shall any Officer of the Bank for the time being be permitted to vote by Proxy at any Election for Directors.

20th " The Cashier shall give Bonds of Security to the Directors, before he entry on the duties of his Office in the sum of Ten Thousand Dollars, for the faithful performance of his trust and duties.

21st " A Book of Transfers shall be kept at the Bank by the Cashier, and shall be open at

at all times during Bank Hours. — All transfers shall be attested by the Cashier. —

22nd No Person shall be admitted behind the Counter unless invited by a Director or Officer of the Bank. —

23rd ~~All~~ Officers of the Bank are enjoined to secrecy respecting the business thereof and subject to a reprimand for a violation.

//

A List of Stockholders
of the Bank of Md & Ba

A List of the Stockholders of the Bank of Wilmington & Brandywine

Catharine Adams
Samuel Askew
William Armstrong
Doct. Archd. Alexander
Hannah Askew
Joseph Burn Esqr.
Joseph Bingham
Samuel Bush
Chester Beckley
Samuel Baldwin
James Brown
William Boyd
Jona. Boeson
Jona. Byrnes
John Brynberg
Doct. Wm. Baldwin
Samuel Barr Esqr.
Thomas Beeson
Maria Brobson
Isaac Bonsall
Mary Black
Thomas Bradun
Danl. Byrnes
James Black

Hannah Brown
James Bradun
James M Broom
William Brown
James Collins
Jonas Canby
John Cummins
Lydia Craig
Benjamin Chandler
James Cochran
Joseph T Chandler
Esau Coxe
George Clark Esqr.
Joseph Chandler
Jesse Chandler
Thomas Chandler
James Cooper Jr.
George Cummins Esqr.
David Cummins
Elizabeth Carson
William Chandler
John W Cunningham
Emelia E Dupont
Thomas Duff Esqr.

John Dauphin
Alexander Draper
Jacob Dunckson
Isaac Dixon Senr
C I Dupont
Chal Dalliday
William Denny Esqr
John Denny
John Dixon
Benja Elliots Jr
Clowes Elliots
Benja Elliots
Mary Ennis
John Fowood
Robert Fowood
Alexr Forrester
John Ferris
Henry Geddy
Joshua & Thos Gilpin
John Gordon
Jane Griffeths
Isaac G Gilpin
Benja Grubb
Joseph Grubb
Andrew Gessin
Jesse Green
George Griffin
Gideon Gilpin
Mary Gangewere
Samuel Hartzgood
Robert Hodgson
Joseph Hayes
John Hadden
John Hedges
John Hayes Jr
Joshua Harlan
Wm M Harvey
Charles Howell
James Hogg
Rachael Hamilton
John Hamilton
Caleb Harlan
Henrietta M Hambly
William & Hallowell
Timothy Hackwood
John Jones
George Jones
Joseph Jones
Phebe Jeffery
William G Jones
Mary James
Dayton Jeffery

Aaron Janey
Isaac Jony
Mary Jony
Joshua Johnston
John Janey
Jacob Kirk
Evan Lewis
Matthew R Lockerman
Frederick Leonard
John Lynam
Ann Latimer
Mary Lovering
John Lea
Sarah Shaloss Lovering
Hannah Mendenhales
Samuels Marshales
Eli Mendenhales
Rachel Mendenhales
John McCartney
James Murdock
J G McCalmont
James McKean
Davis Morrison
Jesse Mercer
Thomas McConnels
Michaels Magecain
Thomas Marshals Jun
Aaron Martin
Hugh Magoan
Lock Wm McKee
Andrew Morris
Thomas McCannon
George McFarlan
Joseph Newlin
Hannah Nichols
Lydia Nichols
Dance Nash
William Phillips
Samuel Pennock
John Paulson
John Patterson
John Pogue
Thomas Perkins Esqr
Mahlan Phillips
Isaac Pyle
James Plumly
Thomas Pim Jun
Esther Painter
Isaac Pennock
Joseph Price
John Phillips
William Poole

Thomas Richardson
Washington Rice
William Rumford
Henry Rice
John Rumsey
William Robinson farmer
Hugh W Ritchie
John Rumford
Ebenezer Robinson
Thomas W Rogers
Samuel Ross
John Reynolds
Ann Richardson
William Robinson Shimm
Sarah Richardson
James Robinson
William Seal
Isaac Solomon
John Stapler
Caleb Seal
Caleb Strouse
Joshua Strouse
Joseph Seeds
Samuel Shipley
Isaac Stidham Jr.
Robert Sarjeant

Joseph Shipley
Sally Sterritt
Sibilla Stone
Ann Seal
Samuel Swayne
Betty Shalcross
John Shipley
Robert Stewart
John Y Townsend
John Talbot
Edward Thomas
Mary Taylor
Susan Porter
Enoch Thomas
John Warner
George Whitelock
John Wattson
Susan Wattson
Sarah Wayne
Jane Wilson
John Wardell
Martha Whitelock
William Walker
Carson Wilson
Genl J Wolf
Nicholas G Williamson

Adam Williamson
Davis C Wilson
Thomas Wickersham
Joshua Woolaston
Samuel Woolaston
Robert White
Thomas Weatherspoon
William White
Lect. John C Warner
Mary Walraven
Alexander Wilson
John White
& the President &
Directors as
per Petition ...
[illegible]

List of Stockholders
in the Bank of
W. & B. New

	Dvane/
Catharine Adams	12
Samuel Askew	10
William Armstrong	10
Archibald Alexander	10
Hannah Askew	5
Ann Anderson	2
Jacob Aricks	5
Joseph Burn Esq.	30
Joseph Bingham	6
Samuel Bush	10
James Brown	5
Jonathan Byrnes	7
John Brynberg	2
William Baldwin	3
	117

117.

Samuel Barr Esqr.	2
Maria Brobson	10.
Isaac Bonsall.	20
James Braduw	6
Martha Bull.	1
James Brian	259
Mary Black	8
James M. Broom	20
Hannah Brown	1
James Black.	30.
William Brown.	5
Peter Brynberg.	95
Jonas Canby	70.
Lydia Craig	10.
Benjamin Chandlee	11
Joseph J. Chandlee	5
Evan Cox.	5
George Clark Esq.	32
Joseph Chandlee (Curtis)	10
Jesse Chandlee	6
Thomas Chandlee	10
James Cowper Esq.	10
	743

	$
George Cummins Esq.	10
David Cummins	10
William Chandler (New Garden)	10
Elizabeth Carson	5
J. M. Cunningham	5
William Clark	1
Jacob Derrickson	12
Isaac Dixon Sent.	4
E. I. Dupont.	30
John Derry (Blackmaw)	2
John Dixon.	5
John Dauphin	20
Amelia E. Dupont.	3
Mary Deaw.	3
Michael Dawson	30
Margaret Donaldson	17
Benjamin Elliott Sent.	15
Cloud Elliott	14
Benjamin Elliott	2
Mary Ennis	3
John Horwood	6
Robert Horwood	5
John Ferris.	20
Henry Geddis.	20.
	295.

	995.
Jane Griffiths	5
Isaac G. Gilpin	6
William Grubb	10
Joseph Grubb	30.
Andrew Griffin	5
Jesse Green	4
Gideon Gilpin	15
John Gordon	36
Susan Grassel	4
Mary Hanson	5
Samuel Harbeson	20.
Robert Hamilton	10
Joseph Hayes	42
John Hayes Jr.	4
Joshua Harlow	10.
William M. Harvey	10
Charles Howell	10
James Hogg	2
Rachel Hamilton	5
John Hamilton	10
Henrietta M. Hambly	5
William J. Hallowell	10
Sarah Hubbs	5
William Jackson	10
Timothy Jackson	32
	1300.

	1300
James Jefferis	90
John Jones.	20
George Jones	12
Phebe Jefferis	5
William G. Jones.	1
Mary James.	10
Taylor Jefferis	10
Aaron James.	20
Joshua Johnston)	13
Mary Jones.	17
Isaac Jones.	12
Jacob Kirk	20
Sarah Latimer	5
M. R. Lockerman.	10
Frederick Leonard.	1
John Lynam.	5
Ann Latimer.	10
Daniel Lowber	36
Sarah D. Lovering)	1
Evan Lewis.	140
Hannah Mendenhall	1
Samuel Marshall.	10
Eli Mendenhall.	21
	1770.

	1770
Rachel Mendenhall	1
Joseph Mendenhall	6
John McCartney	3
James Murdock.	2
James McKeaw.	8
David Morrison	4
Jesse Mercer.	30
Thomas McConnell	15
Michael Magear,	20
Aaron Mathew.	10
Thomas McBannon	3
Thomas Marshall Jr.	4
Hugh Magear	4
George McFarlan	10
Isaac Morris.	50
William Mansell.	2
Joseph Newlin	5
Hannah Nichols.	26
Lydia Nichols.	4
Hance Craft.	4
William Phillips	15
Samuel Pennock	20
John Paulson	5
John Patterson.	10
John Pogue.	10
Thomas Perkins Esq.	10
	2.05 1.

	2.051
Mahlan Phillips	10
Isaac Pyle.	130
James Plumly	2
David Potter	21
Esther Painter	10
Isaac Pennock	50
Joseph Price	50
John Phillips (new Garden)	10
William Poole	26
Isaac Pusey	40
Thomas Richardson	40
Washington Rice	15
William Rumford	5
Henry Rice	19
Joseph Robinson	11
John Rumsey	31
William Robinson (farmer)	10
William Robinson (Skinner)	12
Ebenezer Robinson	10
Hugh M. Ritchie	10
Samuel Ross	20
John Reynolds	1
Ann Richardson	42
Thomas M. Rogers	200
Sarah Richardson	16
James Robinson	10
	2.852

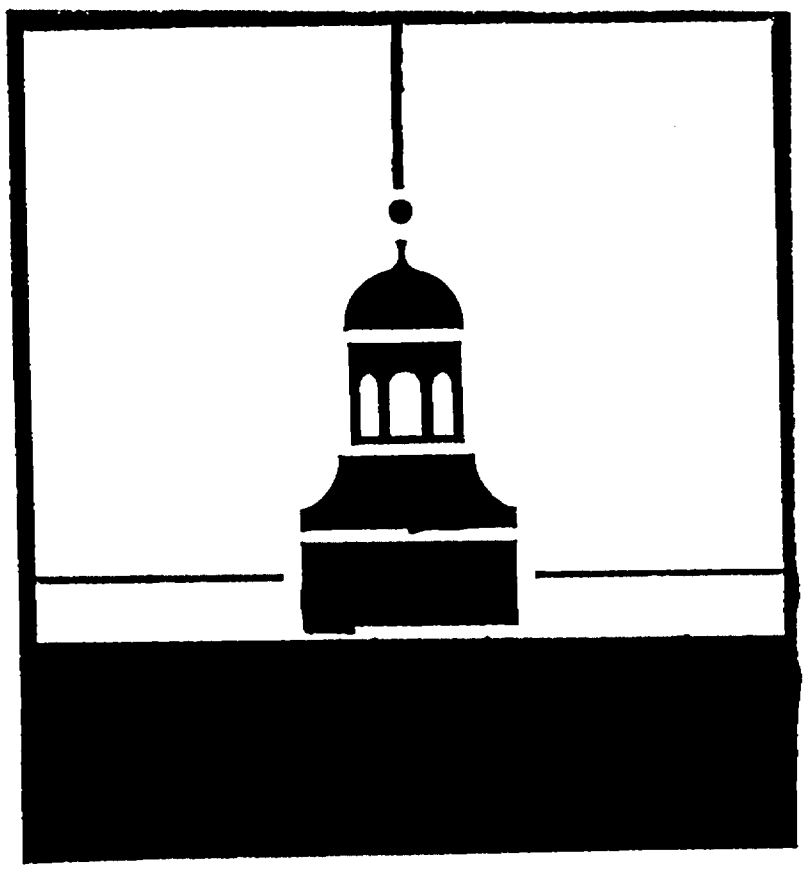
John Hapley	10
Caleb Seal	20
Joshua Stroud.	2
Joseph Seeds.	4
Samuel Shipley	30
Isaac Hickamf.	15
Joseph Shipley	10
Sally Herrett	2
Sibilla Stone.	30
Ann Seal.	4
Samuel Swayne.	60
John Shipley	16
Isaac Solomon	96
Thomas Smith.	1
Hannah Swayne	16
Martha Sharples.	21
Benjamin Swayne	3
William Seal.	100.
Samuel Spackman	40
Nathan Swayne.	10
Joel Swayne.	10
Allan Thomson.	10
John Talbot.	10
Edward Thomas.	35
Mary Taylor.	2
Susan Torbert.	10
Enoch Thomas.	20
John Torbert.	66
William Townsend.	63
John Vance.	1
John White	1 3.570

	3.570
Jeremiah Woolston	70
George Whitelock	6
John Way Esq.	40
John Wattson	40
Susan Wattson	20
Sarah Wayne	1
Jane Willson	7
Martha Whitelock	4
N. G. Williamson	5
Adam Williamson	5
Thomas Wickersham	10
Samuel Woolston	10
Robert White	10
Thomas Witherspoon	20
John Wardell	100
Mary Walraven	26
Joshua Walton	10
Alexander Willson	30
Isaac Walton	6
Mary Warner	10
Shares	4.000

I do hereby Certify that the above and foregoing Eight Pages Contains a true & Correct list of the Stockholders in the Bank of Wilmington & B. Wine. with a list of the number of Shares held by each Stockholder.

Jany. 16. 1812.

Jno Nielson 1st Clerk



END FILE

1812 Jan—Feb Legislative Writs

The State of Delaware ss.

To James Wright, Richard C. Lockwood and Ebenezer Myers ~~greeting~~ and John Bell — Greeting —

You and each of you are hereby commanded in the name of the State of Delaware to appear forthwith before A committee of the House of Representatives of the State of Delaware of the Whole House, whereof William Hill Wells Esquire is chairman, at Dover in Kent county in the said State to testify the truth touching the matters alleged in a certain Complaint — which has been exhibited to the ~~said House of Representatives against Benjamin~~ Blackiston Esquire one of the Justices of the Peace for Kent county aforesaid, on the part of said complaint and you are then and there to attend and not to depart until you have been examined; and herein fail not at your peril; Given under the hand of William Hill Wells Esquire Chairman of said Committee at Dover this ~~twenty~~ ~~eight~~ thirty first day of January in the year of our Lord One thousand eight hundred and ~~ele~~ twelve —

Wm Hill Wells.

1812 July 11th — Simonds as Commanded by Thos Brown Constable

James Bigelow 15 Miles — Richard C Logwood 12 Miles

Ebn Myres 14 Miles — Depn Bell 5 Miles

Returned by T. Brown Const.

February 11
[illegible] 6 1812
Sum'd as within
Commanded
Rich'd C Lockwood C

3

The State of Delaware to any person who will perform this services: We command you summon Ann Griffin, singlewoman, that laying aside all other business she be and appear, forthwith, before the Honourable the House of Representatives of the State of Delaware to give evidence touching a complaint made against John Wildy, Esquire, a justice of the Peace of Kent County: And thy she is not to omit under the penalty of one hundred pounds lawful money of the State of Delaware. Witness Cornelius P. Comegys, Esquire, Speaker of the House of Representatives of the said State, at Dover, this fifth day of February in the year of our Lord one thousand eight hundred and twelve.

Cornelius P. Comegys

Writ of Election
1812

Executed
agreeable to
the Command of
the within Writ
Corn Battelle Shp

The State of Delaware: To the Sheriff of Kent County: Greeting:

Whereas, a vacancy hath happened in the Senate of the said State by the death of John Lockwood, Esquire, who was elected on the first day of October last, a member of the Senate for Kent County: You are therefore hereby commanded and required to cause an election to be duly advertised by notices set up in the most public places in the several hundreds in your bailiwick and on Tuesday the 14th day of this month to hold an election, at the several electorial districts for the said County of Kent, for electing a member of the Senate, in the stead of the said John Lockwood, agreeably to the Constitution and laws of the said State, in such case made and provided: And you are further commanded to make known to the Honorable the Senate of this State, forthwith after the said day of election, how you have executed this writ, and to return the same. Witness the Honorable James Sykes, Esquire, Speaker of the Senate of the State of Delaware, this eighth day of January, in the year of our Lord one thousand eight hundred and twelve.

James Sykes

Writ for the
Sheff of N Castle Cong

Copy Copies this 22nd
Day of May 1812.
Richard Harrington
Serjant at arms of the
Senate of the State of
Delaware

The State of Delaware Ss.t

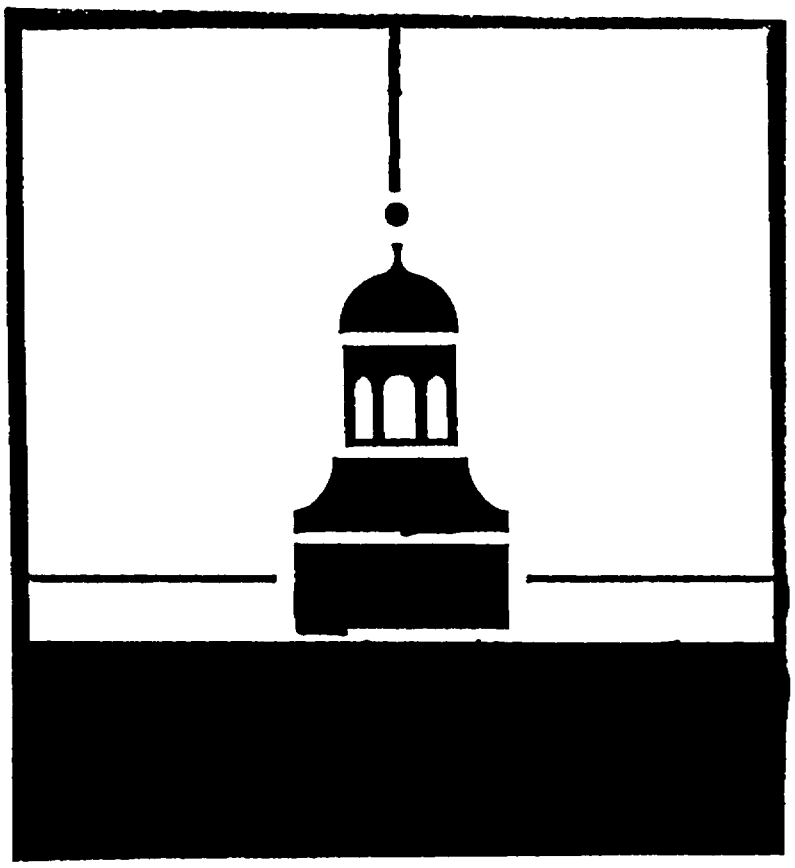
To Richard Harrington. Seyant at Arms of the Senate. Greeting. You are hereby Commanded, that you cause Forthwith to be brought before the Senate of the State of Delaware aforesaid William Moore high Sheriff of the County of Newcastle, to shew cause why he hath not made return of the Writ directed to him by the Governor of this State for convening the General Assembly of this State at Dover on Tuesday the nineteenth day of this instant last past.

And you are hereby further Commanded to make known to the Senate without delay in what manner you shall have executed this Writ, and also to return the same.

Given under my hand by Order of the Senate of the State of Delaware this twentieth day of May in the Year of our Lord one thousand eight hundred and twelve

Senate Chamber
Dover May 20th 1812.

James Sykes Speaker
of the Senate



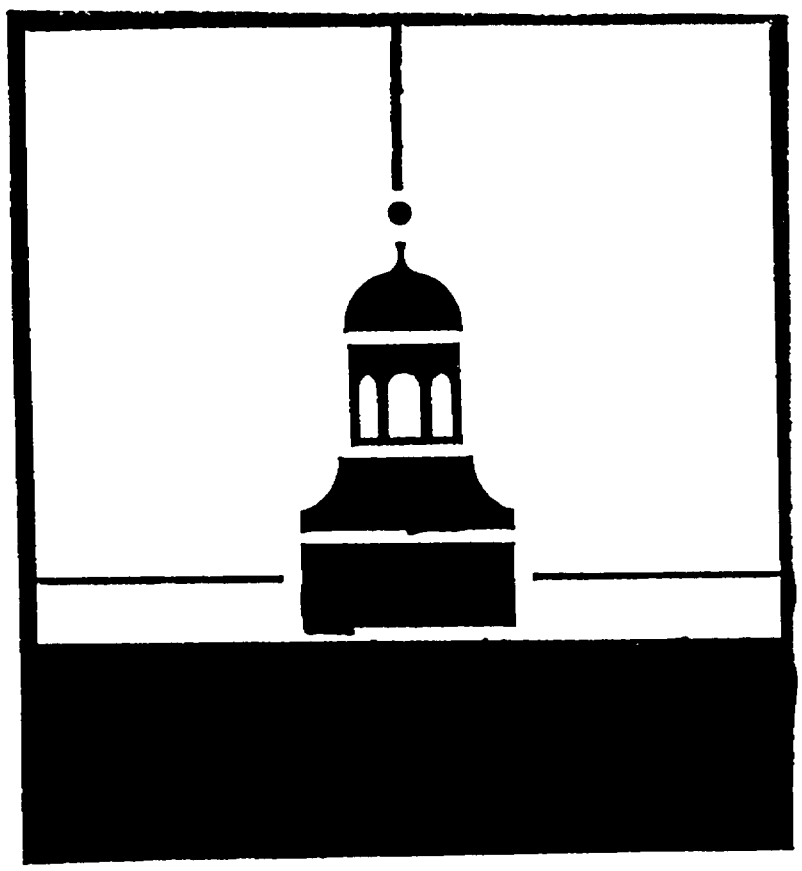
END

FILE

Asa Freeman's
Acp
May 1812
Extra Session

The State of Delaware to Asa Freeman Sarjeant at arms Dr

1812 May 19	to one bottle of Ink	D. 40
	to 1 ℔ of Candels	20
	to pitcher	50
	to 4 Times ringing Bell	1.00
	to 7 Days attendance @ $1.50 Per Day	10.50
		$12.80



END FILE

An Act for the
relief of Jonathan
Loftland, a non resi
dent Insolvent debtor
House of Representatives
20th May 1812 read
21 " " read
by Special order and
passed the House
J. Barratt
Sent for concurrence —
in Senate,
21. May 1812. Read
22 " " Read.
22 " " read
and passed the Senate
W. G. Lockwood, Clk

1812 ch 210

An Act for the relief of Jonathan Lofland, a non resident insolvent debtor.-

Sect 1 Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met; That upon a petition being presented to the Supreme Court or Court of Common Pleas, or any Judge of the Supreme Court or Court of Common Pleas in Vacation by the said Jonathan Lofland, the said Supreme Court or Court of Common Pleas, or any Judge of said Supreme Court or Court of Common Pleas, to whom the said petition may be presented, shall take such order, and may proceed to discharge the said Jonathan Lofland from his imprisonment upon the same terms and in the same manner as the

15 Supreme Court or Court of Common Pleas, or any Judge of the Supreme Court or Court of Common Pleas may or can discharge insolvent debtors, according to this State, by the existing laws thereof; and the said discharge shall be as available to exempt his person from arrest in future for any debts which he may now owe, and have the same effect and operation as if the said

Jonathan Lapland were a resident of this State, and were discharged from his imprisonment by the Supreme Court or Court of Common Pleas

see page 520 Lines of last Session —

Supplement to the Act entitled "an act authorising the Trustees of the Glasgow grammar School in the County of Newcastle to raise by Lottery $1000 for the use of said School."

In Senate

May 21 — read

" 22 — read.

23. read

by paragraphs & passd the Senate

Wm. Lockwood, Clk

H. R.

23 May 1812. read

" " " read

by special order & passed the House

J. Barratt

1812 Ch 211

A Supplement to the act entitled "an act authorizing the Trustees of the Glasgow grammar-school in the county of Newcastle to raise the sum of one thousand dollars by lottery, for the use of the said School". —

Sect. 1. Be it enacted by the Senate and house of Representatives of the State of Delaware in general assembly met, That Jacob Fearis, William Cooch, Oliver Ra. Howell, Levi Boulden and Samuel H. Black be, and they, or the survivors of them are hereby appointed Commissioners to institute and carry on the Lottery authorized by the act to which this is a Supplement, who shall Jointly, or the survivors of them, before entering upon the duties assigned them by the said act, give bond to the Governor of the State, in the Sum of $2000, Conditioned for the faithful discharge of the trust thereby reposed in them. —

Sect. 2. And be it further enacted, That so much of the act to which this is a Supplement, as is by this act altered, or supplyed, be, and the same is hereby repealed. ——

An Act to confirm
the title to a certain
lot of Ground in
Lewes to David Wolf
H. of Representatives
21 May 1812 read
" " " read
22 " " read
a third time and passed
the House J. Barratt

Sent for Son
In Senate
22d May. Read
23 Reported by the com-
mitte and read
23 Read a third time
by paragraphs by special
order and passed the
Senate W. H. Lockwood
1 Ch

1812 ch 214

An Act to confirm the title of a lot of land in Lewes to David Wolf

Whereas it is represented to the General Assembly by the Petition of Ruth Orr, John Orr, Thomas Bell and David Wolf, that John Orr deceased late of the Town of Lewes, in his life time sold a lot in said Town to David Wolf aforesaid for the sum of sixty Dollars situate on Mulberry Street and containing fifty feet in front by one hundred feet back, and delivered Posession thereof to the said David Wolf, the said John Orr afterwards dying intestate without making a title to the same, the Freeholders appointed by the Orphans Court to divide the intestate lands of said deceased laid off and alloted the right of said John Orr in said lot to David Orr with the approbation of the Petitioners above named, for the purpose of his making a title to David Wolf for the same And the said David Orr dying without making the title as aforesaid, John Orr above named took out letters of Administration on his estate, and with the approbation of the Petitioners above named who represent all the Heirs both of John Orr deceased and David Orr deceased executed a Deed conveying the said lot to David Wolf, the consideration money having been paid at the same time for the benefit of the Estate of John Orr deceased, and the said Petitioners not deeming the said conveyance to be valid without an Act of the Legislature to confirm the same

Sect 1st

Be it therefore enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met. That the conveyance made by John Orr Administrator of David Orr deceased to David Wolf aforesaid by Deed bearing date the sixth day of May A.D. one thousand eight hundred and twelve, shall be as good and available in Law and equity to convey the right of John Orr deceased or the right of David Orr deceased in said lot as if the same had been executed by them respectively in their life time.

Sect 2d And be it enacted that a copy of this Act shall be procured by said David Wolf and Recorded in the office for Recording of Deeds for the County of Sussex within six months after the passing thereof, and the said Recorder shall have the same fees for Recording the same as are allowed for the Recording of Deeds

An Act to Authorize
John W. Boidley to
remove certain negroes
from this State to the
State of Maryland
H of Representatives
21 May 1812 read
" " " read
22 " " read
a third time and passed
the House J. Barratt
Sent for Con

in Senate
22. May 1812 read
23 " " read
23. " read by special
order and passed the Senate
[redacted]
W. K. Lockwood
Clk

1812 Ch 215

An act to authorize John W. Bordley to remove certain Negroes therein named from this State into the State of Maryland.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met That John W. Bordley of Queen Ann's County in the State of Maryland be and he is hereby authorized to take and remove from this State into the State of Maryland, the following named Negro Children, to wit, Keziah, aged about nine years old, Perry aged about six years old, and Allen aged about one year old, all the Children of Negro Priscilla; to hold the said Keziah to him and his assigns until the twentieth day of May in the year of our Lord one thousand eight hundred and twenty seven, Perry until the twentieth day of May in the year of our Lord one thousand eight hundred and thirty one, and Allen until the twentieth day of May in the year of our Lord one thousand eight hundred and thirty six; and that by reason of the said removal the said Negro Children, nor either of them, shall be entitled to his or her freedom, until the respective times aforesaid, nor shall the said John W. Bordley incur thereby any penalty any Law usage or custom to the contrary notwithstanding.

1812 ch 217

A Supplement to the Act entitled "an Act to establish an uniform Militia throughout this State"

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the office of Commissary of Military Stores be abolished: that so much of the Power and duty as well before the Passing of this Act given to and enjoined upon the Person holding the said office, and which may not by this Act be otherwise provided for, shall be and the same is hereby assigned to, and devolved and enjoined upon the County Treasurer of the Respective Counties, so far as the subject of them is concerned: that so much of the Power and Duty of the Persons holding the said office of Commissary of Military Stores as relates to the taking care and distributing of the Public Arms, and the same is hereby assigned to, devolved and enjoined upon the Inspectors of the Respective Brigades, that the said Treasurers and Inspectors, respectively, shall be subject to the same Pains and Penalties for misconduct in the discharge (or Collection) as for any neglect of Duty whatsoever

a

as are provided by the Act to which this is a Supplement for neglect of Duty by the said Commissaries, or their Collectors, respectively; and that all the Provisions of the said Act shall apply to the said Treasurers and Inspectors respectively, according to the subject matter thereof in the same manner as they do or could apply to the said Commissaries respectively: Provided always nevertheless that nothing herein Contained shall be Construed to apply to the case of Liens already due or Collected, or to affect the Power of the said Commissaries over the same, which shall remain the same and as unimpaired, except as is hereinafter excepted as if this act had not been passed.

Sec. 2. And Be it Enacted, that all the Duty and Authority enjoined upon and vested in the Auditors, in relation to the Commissaries except as the same may be hereby altered, shall be equally enjoined upon and vested in them, in relation to the said Treasurers respectively. And that all the Provisions of the said Act respecting the

the Collectors or any other officer or officers in relation to the said Commissioners shall apply to them all respectively, under the same Pains and Penalties for neglect of Duty, with equal force and effect according to the subject matter thereof, in their respective respective relations to the said Treasurers and Inspectors.

Sec. 3. And Be it enacted, That any person conceiving himself aggrieved by the decision of any Court Martial hereafter held under, or by Virtue of the thirty fourth Section of the Act to which this is a Supplement, or under or by Virtue of the fifth Section of this act shall be entitled to an Appeal to the Colonel or Commanding officer of the Regiment to which such person shall belong, and shall be released from the payment of the fine imposed, Provided he shall produce to the Commanding officer of his Company, within four weeks immediately succeeding the decision of the Court Martial,

a Certificate in writing Signed by the said Colonel or Commanding Officer of the Regiment discharging him therefrom; which the said Colonel or Commanding Officer is hereby required to give Provided he shall see good and sufficient Reason for discharging such person.

Sec. 4 And be it enacted, That it shall not be Lawful to Collect from any Person a fine, or forfeiture for neglect of Military Duty which may have been imposed or incurred before the passing of this Act: Provided however that the same shall not in wise impair the Liability of any Commissary or Collector on their Securities which shall remain the same as before the passing of this Act except in those Cases where fines or forfeitures have not been Collected from those upon whom or by whom they have been heretofore imposed or incurred.

Sec 5. And be it enacted, That it shall be the duty of every Commanding Officer of a

a Company, whenever his Company shall be drawn out to exercise, either at a Regimental, Batalion, or Company Muster, to cause to be entered, by the Clerk of his Company, on the list of Absentees or Delinquents, as a Looker on, the Name of every Person belonging to his Company, who shall come to the Muster Ground and refuse, or neglect to go into the Ranks and do his Duty. and every such Looker on shall be fined in any sum not less than five Dollars nor more than fifty Dollars: unless he shall be excused and exonerated therefrom by the Court Martial of the Company to which he shall do belong.

Sec 6. And Be it enacted, That the Adjutants of the different Regiments may be appointed and Commissioned, without any regard to their previous Rank, or Residence. Provided they belong to the Brigade of which the

the Regiments to which they shall be appointed shall constitute Part

Sec. 7. And be it enacted, That no money collected or received for fines shall be paid into the State Treasury; but that the same shall remain in the funds of the County Treasury for the use of the Brigades of their respective Counties.

Sec. 8. And be it enacted, That the Adjutant General shall have Power to arrest the Brigade Inspectors for neglect of Duty and disobedience of orders: that the Brigade Inspectors shall in like manner have power to arrest the Adjutants of Regiments for neglect of Duty, or disobedience of orders: And that the returns of such charges shall be made in case a Brigade Inspector is arrested to the Commanding officer of the Brigades to which such Inspector shall belong; And in case an Adjutants of a Regiment shall be arrested

to

to the Commanding Officer of such Regiment,
who shall respectively appoint the Court Martial
to try the said Officers.

Sec. 9. And be it enacted, That the Brigadier
General in the County of Newcastle in the Course of
the Month of June next shall convene the Lieu-
tenant Colonels and Majors of his Brigade,
and with them, or a majority of such of such
of them as may meet for that purpose, divide said
County into Regimental and Battalion districts:
and that the Major and Captains of each
Battalion shall be convened as soon after as possi-
-ble, by the Lieutenant Colonel, and they, or a
majority of them so met for that purpose, shall
divide the same into Company districts: and
Copies thereof describing the limits of each
districts shall be carefully kept by the said
Lieutenant Colonels and Majors Respectively
who shall transmit duplicates thereof to the Se-
-cretary of State to be lodged in his office.

Sec. 10

Sec. 10. And Be it enacted, That the first and Second Sections of the Act entitled "A Supplement to an Act entitled "An Act to establish an Uniform Militia throughout this State" passed the Second day of February in the year eighteen Hundred and eleven, and so much of the Act, to which this is a Supplement as is hereby altered, amended and Supplied be, and the same is hereby repealed.

A Supplement to the Act entitled "An Act to establish an uniform Militia throughout this State" Passed the Second day of February 1812 ... read 21 May 1812 ... read 22 " " ... read by special order and passed the House. John Barratt Clk.

In Senate May 22. 1812. Read " " 23. " Read 24 Mar 3d time by special order & passed it in Assembly. Wm. Lockwood. Clk.

A Supplement to the Act entitled "An Act to establish an uniform Militia throughout this State"!

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the office of Commissary of military Stores be abolished: that so much of the Power and Duty as were, before the passing of this Act, given to and enjoined upon the Persons holding the said Office, and which may not by this Act be otherwise provided for, shall be and the same is hereby assigned to, and devolved and enjoined upon the Inspectors of the respective Counties, so far as the Subject of Arms is concerned: that so much of the Power and Duty of the Persons holding the said Office of Commissary of military Stores as relates to the taking Care and distributing of the public Arms be and the same is hereby assigned to, devolved and enjoined upon the Inspectors

Inspectors of the respective Brigades: that the said Treasurers and Inspectors, respectively, shall be subject to the same Pains and Penalties for misconduct in themselves or Collectors, or for any neglect of Duty whatsoever, as are provided by the Act to which this is a Supplement for neglect of duty by the said Commissaries, or their Collectors, respectively: & that all the Provisions of the said Act shall apply to the said Treasurers and Inspectors respectively, according to the Subject Matter thereof, in the same Manner as they did or could apply to the said Commissaries respectively: Provided always nevertheless that nothing herein contained shall be construed to apply to the case of Fines already due or collected, or to affect the Power of the said Commissaries over the same, which shall remain the same and as unimpaired, except as is herein after excepted, as if this Act had not been passed.

Sec. 2. And be it enacted, That all the Duty and Authority enjoined upon and vested in the Auditor, in relation to the said

Commissaries, except as the same may be hereby altered, shall be equally enjoined upon and vested in him, in relation to the said Treasurers respectively: and that all the Provisions of the said Act respecting the Elections, or any other Officers, or Officers in relation to the said Commissaries shall apply to them all respectively, under the same Pains and Penalties for neglect of Duty, with equal Force and Effect, according to the Subject Matter thereof, in their respective necessary Relation to the said Treasurers and Inspectors.

And be it enacted, That any Person conceiving himself aggrieved by the Decision of any Court martial hereafter held under, or by virtue of the thirty fourth Section of the Act to which this is a Supplement, or under or by virtue of the fifth Section of this Act, shall be entitled to an Appeal to the Colonel, or Commanding Officer of the Regiment to which such Person shall belong, and shall be released from the Fine imposed, provided

Provided he shall produce to the commanding Officer of his Company (within four weeks immediately succeeding the Decision of the Court Martial) a Certificate in writing, signed by the said Colonel or Commanding Officer of the Regiment discharging him therefrom; which the said Colonel or commanding Officer is hereby required to give, provided he shall see good & sufficient Reason for exonerating such Person.

Sec. 4. And be it enacted, That it shall not be lawful to collect from any Person Fines or Forfeiture for neglecting military Duty which may have been imposed or incurred before the passing of this Act: Provided however that the same shall in no wise impair the Responsibility of any Commissary or other Collector; which shall remain the same as before the passing of this Act, except in those Cases where Fines or Forfeitures have not been collected from those upon whom or by whom they have been heretofore imposed or incurred

Sec. 5. And be it enacted, That it shall be the Duty of every commanding Officer of a Company, whenever his Company shall be drawn out to exercise, either at a Regimental, Battalion, or Company Muster, to cause to be entered, by the Clerk of his Company, on the List of Absentees or Delinquents, as a Looker on, the Name of every Person belonging to his Company who shall come to the Muster Ground, and refuse, or neglect, to go into the Ranks and do his Duty: and every such Looker on shall be fined in any Sum not less than five Dollars nor more than fifty Dollars: unless he shall be excused and exempted therefrom by the Court martial of the Company to which he shall so belong.

Sec. 6. And be it enacted, That the Adjutants of the different Regiments may be appointed and commissioned without any Regard to their previous Rank, or Residence: provided they belong to the Brigade

of

of which the Regiments to which they shall be appointed shall constitute Part.

Sec. 8. And be it enacted, That no Money collected, or received for Fines shall be paid into the State Treasury; but that the same shall remain in the Hands of the County Treasurer for the use of the Brigades of their respective Counties.

Sec 9. And be it enacted, That the Adjutant General shall have Power to arrest the Brigade Inspectors for neglect of Duty & Disobedience of Orders: and that the Brigade Inspectors shall in like manner have Power to arrest the Adjutants of Regiments for neglect of Duty, or Disobedience of Orders: and that the Returns of such Arrests shall be made in case of a Brigade Inspector arrested to the Commanding Officer of the Brigade to which such Inspector shall

belong; and in Case an adjutant of a Regiment shall be arrested by the commanding Officer of such Regiment, who shall respectively appoint the Court martial to try the said Officers.

10 Section. And be it enacted That the first and second Sections of the Act entitled "A Supplement to an Act entitled "an act to establish an uniform militia Throughout this State" passed the second Day of February in the year eighteen Hundred & eleven, and so much of the Act to which this is a Supplement as is hereby altered, amended or supplied be, and the same is hereby repealed.

This shall be the 10 Section

This shall be the 9 Section

Section 9. And be it enacted, That it shall be the Duty of the commanding Officer of each Company, in the Course of the Month of December annually to make out and return to the Commanding Officer of his Regiment a List of the Names of all such Persons, otherwise bound to perform militia Duty, within the limits of his Company District as are, in his opinion, from religious motives, really and conscientiously scrupulous of bearing arms: that it shall be the Duty of the Commanding Officer of the said Regiment to submit the said Return to a meeting of the Field Officers of his Regiment, who shall strike off from the said List, the Names of such Persons as they, or a majority of them, do not believe are from Religious Motives really & conscientiously scrupulous of bearing arms, and to add to the said

List

List the Names of such other Persons, otherwise bound to perform Militia Duty, within the Limits of the said Company as they, or a majority of them believe are, from religious motives, really and conscientiously scrupulous of bearing arms: that the List thus amended or corrected shall be returned to the Commanding Officer of the said Company, who shall then cause the Names therein mentioned to be stricken off of the Roll of the Persons composing the said Company: and that if at any Time the Name of a Person ~~thus~~ returned by such Captain shall be ~~formally~~ stricken off of the List by the said Field Officers, or a majority of them, it shall be replaced on the Roll of the Company, and such Person shall not, while his Name continues on the Roll of said Company be exempted from the performance of Militia Duty: and that every Officer neglecting his Duty herein shall be cashiered.

A Supplement to the Act entitled "An Act to establish an uniform Militia throughout this State."

H. of Representatives
21 May 1812 recd
Transcribed and sent to Senate
J. Barnaby

~~Amend Sect 10~~

Sect 9 — And be it enacted that the Brigadier General in ~~each County shall, forthwith~~ the County of Kaskaskia in the course of the month of June next shall ~~after the passing of this act~~ convene the Lieutenant Colonels and Majors of his brigade, and with them, or a Majority of such of them as may meet for that purpose, divide ~~each~~ said County into Regimental and Battalion districts: — and that the Major, and Captains of each battalion shall be convened as soon after as possible, by the Lieut. Colonel, and they, or a Majority of them so met for that purpose, shall divide the same into company districts: And ~~returns~~ copies thereof, describing the limits of such districts shall be carefully kept by the said ~~Brigadier Generals, and~~ Lieut. Colonels and Majors respectively, who shall transmit duplicates thereof to the Secretary of State, to be lodged in his office. ——

Sct — and be it enacted That so much of the Seventh Section of the act to which this is a Supplement as declares "That no officer of Cavalry, artillery, light Infantry or riflemen shall enroll in their company, so many men within the bounds of any battalion or company, as will reduce the said battalion-company to a less number than forty effective men" — shall be, and the same is hereby repealed. —

Amendments
proposed to the
Act Supplementary
to the Act establishing
an Uniform Militia
H. R. read
and disagreed to
J. Barnett
Clk
25 May 1812

The following Sections are proposed as amendments
In Senate,

Sect. 11. And be it further enacted that the Captain or
Commanding officer of the respective Companies of the
militia of this State shall on or before the first Mon
day of August next call their respective Companies
together and proceed to class them according to the
directions and provisions of the seventh Section
of the act to which this is a supplement and for
Neglect of duty such officer shall forfeit his Commis
=sion and pay a fine of fifty Dollars,

Disagreed to

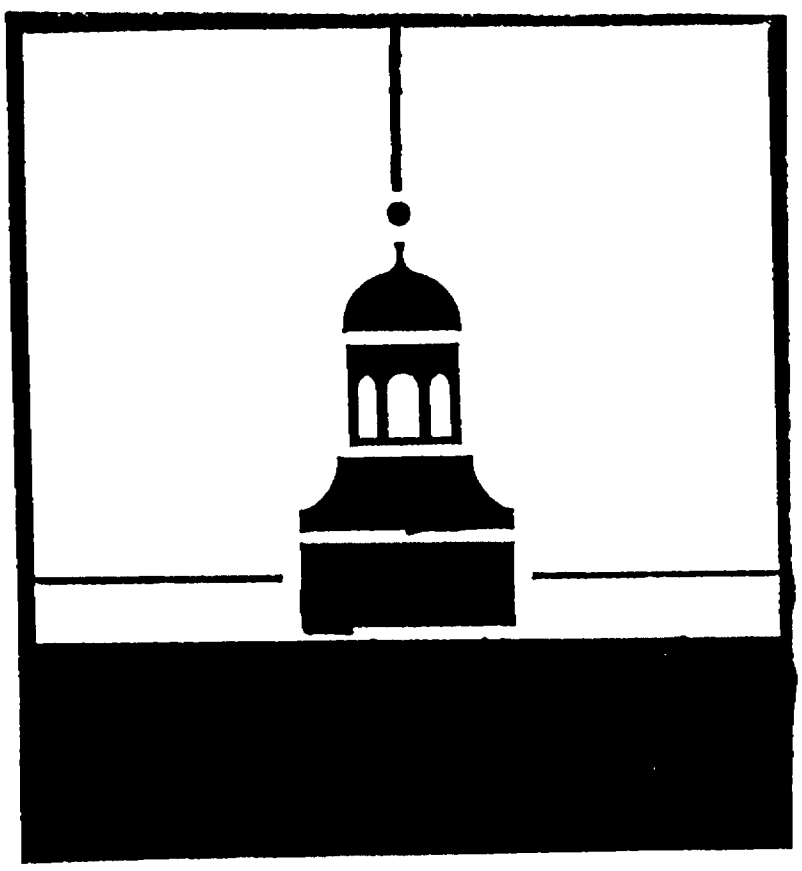
Sect. 12. And Be it enacted that when any Detachment
of Militia shall be required by the order of the
General Government through the Commander in
chief it may be lawful for the Colonels of the
respective regiments to accept the Volunteer Service
of such quota of ~~men~~ as may be required
out of such Regiment or any part of the same
any thing in this act or the act to which this
is a Supplement to the Contrary not withstanding

Disagreed to

Extract from the Journal.

Wm R. Lockwood Clk

Sent for Con.



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1812 May Legislative Bills Lost

A Supplement [illegible]
[illegible] for [illegible]
and draining the low
grounds of Dover
House of Representatives
22 May 1812 read

A Supplement to an act entitled, an act to enable
the owners and possessors of the Branch and low grounds
extending from the bridge in North Street in Dover
Kent County near the Methodist Meeting House
through the westerly and southerly part of the Town
Land of said Dover to St Jones Creek to clear and
support or ditch through the said Branch and low gro
= unds —

Whereas it hath been represented to this General
Assembly, that in order to complete the ditch
directed to be cut by the act to which this is a supple
= ment it has been Necessary to remove the bridge
on the public road or Street at the lower end of Dover
And erect another in place thereof and also to erect
and build a bridge on Water Street of said Town
and that it may be Necessary to build other bridges
over said Ditch on other public Streets of the said Town
of Dover and that no provision has been made by the
said act for the building, Repairing and maintaining
the same —

Sec 1 Be it Therefore enacted by the Senate and House
of Representatives of the State of Delaware in General
Assembly met, That the Levy Court of Kent County
be and they are hereby authorized empowered and
required to make appropriation at their Session in
February next to defray the expenses of removing and
rebuilding, the bridge aforesaid on the public Street at
the lower end of Dover, and for building the bridge
on Water Street aforesaid, and also from time to time
as occasion may require, to make appropriations
for erecting and building such other bridges over

over said ditch on the public Streets of said Town as may be deemed Necessary -

Sec 2nd And Be it enacted by the authority aforesaid That the said bridges now built or hereafter to be built over the said ditch on the public Streets of said Town shall forever hereafter be supported maintained and ~~repaired at the expe~~ =nse of said County of Kent

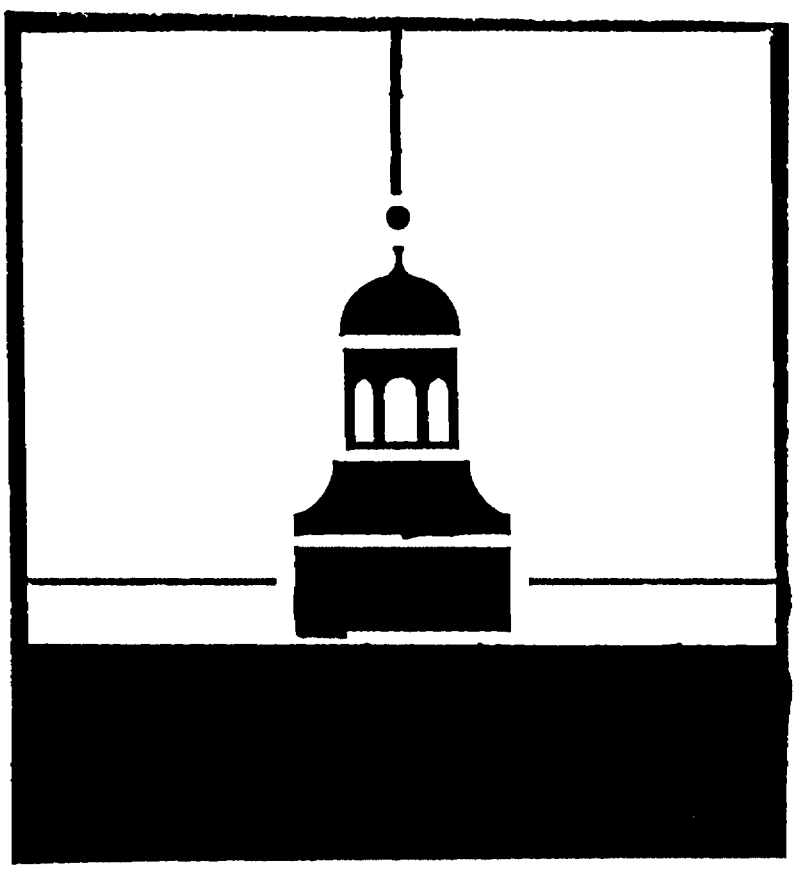
In Senate Feb. 11, 1812

1 Sec. 14 line after the word State and
before the word that insert
and that the person or persons
who summond the Witnesses be
allowed two Dollars per day for
each and every day they were
actually employed therein
14 line after the next attendance
and before the word as insert
and Jurors
15 line after the word appear
and before the word to insert
an oath or affirmation.

Extract from the Journal

Presley Ellis Clk

Sent for Con.



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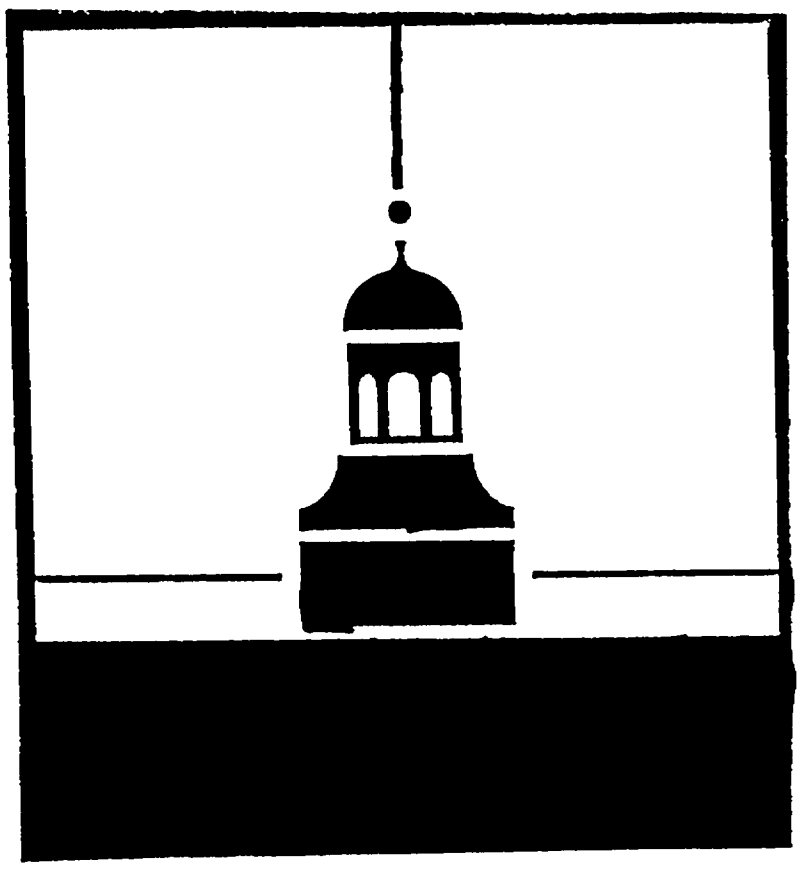
1812 May Legislative Reports

Report of
Committee on
Governor's Message
20 May 1812

The Committee to whom was referred the Governor's message and the Papers accompanying the same have unanimously agreed to ~~[illegible]~~ to submit to the Consideration of the House the following Resolutions

1 Resolved, That in the opinion of this House the Act entitled "A Supplement to an Act entitled "An Act to establish an uniform militia throughout this State" passed on the second Day of February eighteen hundred & eleven, should be repealed; with a Provision that the repeal thereof shall not affect any Suit already brought under the third Section of the said Act, as well as embracing some necessary amendments to the existing Militia Law of the State; - and that the said Committee be authorised to report a Bill for the said Purposes.

2 Resolved, That in opinion the said Committee be authorised to report a Bill upon that Part of the Governor's Message which relates to the Call made upon the Executive of this State for its ~~Part~~ ~~[illegible]~~ by the President of the United States in virtue of the act of Congress entitled "An Act to authorise a Detachment from the Militia of the United States"



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Resolution
for adjournment
H. of Representatives
23 May 1812. read
and adopted
J. Barratt

May 25. 1812. read
& Concurred in
W. C. Lockwood
Clk

H. of R. 23 May 1812.

Resolved, by the Senate, and House of Representatives of the State of Delaware in General Assembly met, That the Speaker of the Senate, and the Speaker of the House of Representatives, be, and they are hereby authorised to adjourn their respective houses upon Monday next the 25th Inst. without day.

23d May 1812

Extract from the Journal

J. Barratt Clk

Sent for Con

Resolution
unfinished
business
1812
May 21

Resolved That a Committee of three Members be appointed to Examine the Journals of the Last Session of the General Assembly, and Report to what Business it is Necessary to be Brought forward at this Session with Leave to Report by Bill or otherwise,

Resolution
relative to the
Counsel employed
on the part of the
State to resist the
Penn Claim —

Concurred in May 22.
1812.
W. G. Lockwood Clk

House of Representatives

21st May 1812

Whereas Doubts have been entertained, who are considered as Council concerned in behalf of this State, to defend the supposed claims which have been or may hereafter be prosecuted against the Citizens of this State by the Proprietary — Therefore

Resolved

By the Senate and House of Representatives; That James A Bayard Nicholas Van Dyke, Caesar A Rodney and George Read Esqrs be considered as Council employed on behalf of the State to defend the State or its Citizens against said Claim

Extract from the Journal

John Banatt
Clk H. R.

Sent for Concurrence

Res.ⁿ for printing
Laws.

1812

Resolved by the Senate and House of Representatives of the State of Delaware in general Assembly met: That the Secretary of State cause Six hundred Copies of the laws of this State passed at the present Session to be printed: Two hundred copies of which he shall transmit to the Prothonotaries of each of the Counties of this State respectively, to be by them delivered one Copy to each Member of the General Assembly, and to the Civil officers of the State, and one Copy to each Commissioned officer, acting as such in the Militia of this State. The remaind What remains to be by the said Prothonotaries respectively sold and disposed of at 12½ Cents for each Copy, an account of which to be made to the Auditor of accounts annually, retaining five p Centum for their trouble.

Extract from the Journal

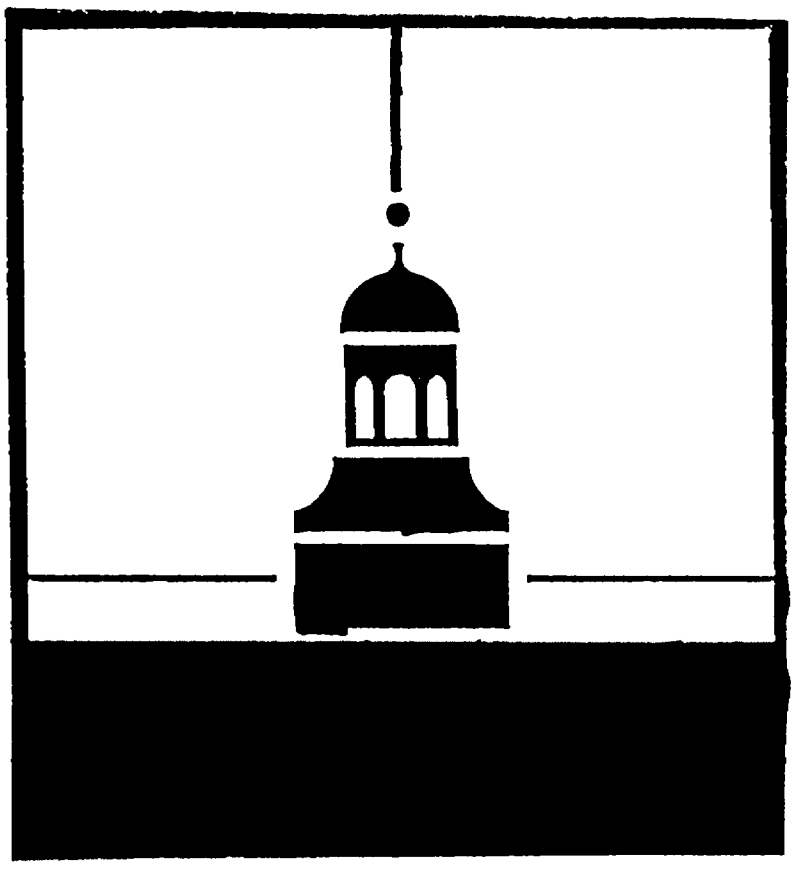
J. Barratt Clk

25 May 1812

Sent for con

Non concurred in

25. May. 1812. W.K. Lockwood Clk



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FILE

1812 Nov. Legislative Accounts

Mr. A. Lee

Philad^{a} 17th Octo 1812

Bot of Josiah Lesley

36 yds Carpeting ——— @ 2$ ——— $72.00

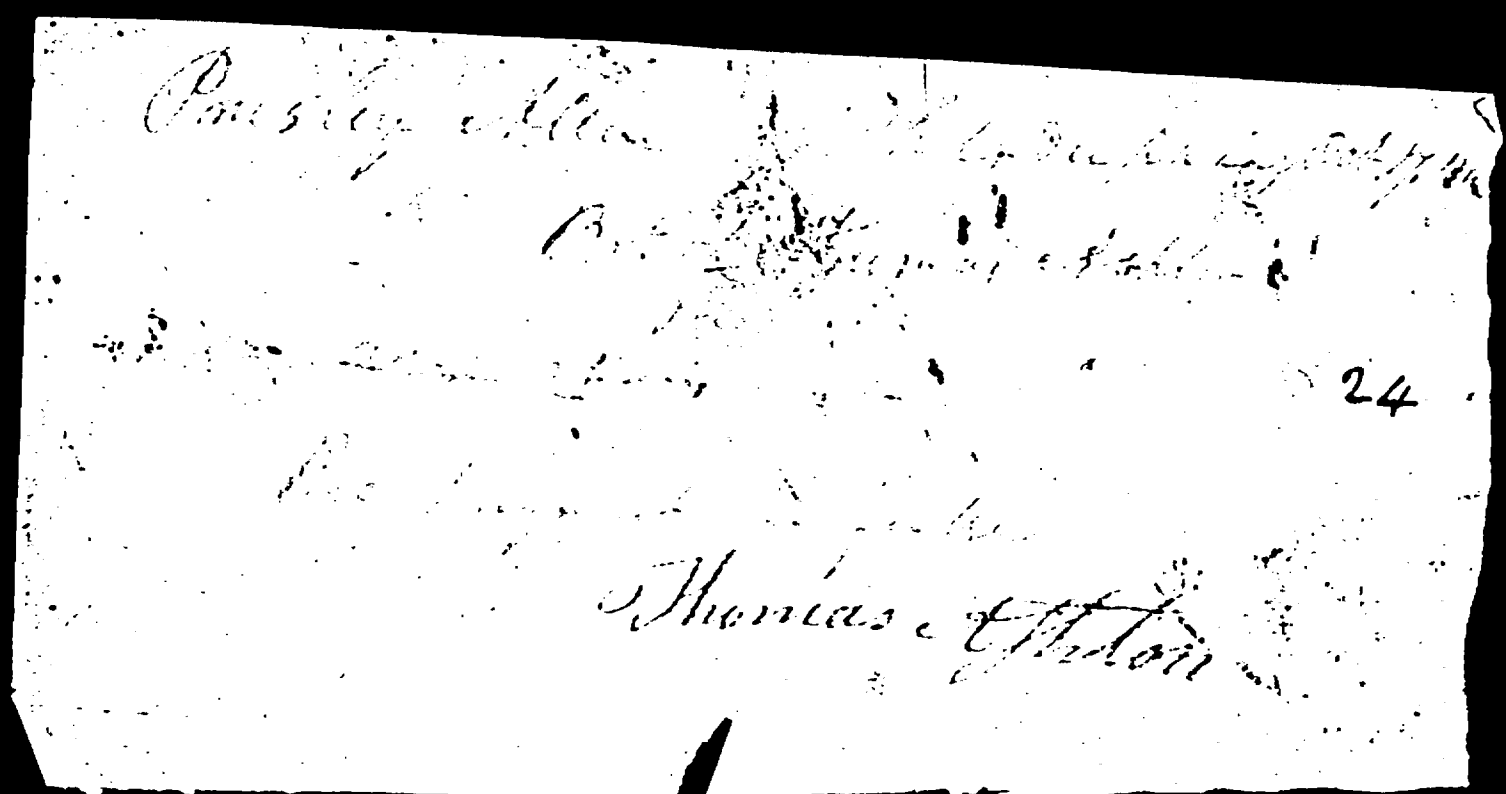
Recd payment at time

for Mr Lesley

J. Pollitt Collector

3

BEST SHOT AVAILABLE



1814

James Wilson
Acp
$26 Printing
H. of Rep.
26 May, 1813 read
[illegible]
All.

1812.

15 Augt. Willard Hall, Esqr. Secretary of the State of Delaware
To James Wilson Dr.

For advertising, respecting Henry Brereton, kidnapping Mary Tull &c. &c. 60 lines, 6 insertions — 7.00

16 Oct. " 10 quires blank marriage licence — 8.00

" 10 do. do. bonds — 8.00

31 — " Publishing proclamation, by Geo. Hartlett, of the election of H. M. Ridgely and Thos. Cooper, Esqrs. to Congress, 58 lines — 3.00

$26.00

The General Assembly of the State of Delaware
To Richd C Lockwood Dr

		cts
1812 Novm 11th	To one pitcher a 50 cts	50
	To two pint Tumbers a 25 cts each	50
	To one pound of Candles a 20 cts	20
	To 2 Days attend as Sergent at arms	3" 00
		$ 4" 20

Leesuma
November
1812

Allowances to the Members Novr 10th 1812 —

	Miles		days	
v Mr Comegys the Speaker	5	=	4	$ 14.50
v Mr Vandiver	52	=	4	17.20
v Mr Williamson	50	—	4	17.00
v Mr Maxcy	44	—	4	16.40
v Mr Clark	36	—	4	15.60
v Mr Stadts	22	—	4	14.20
v Mr Clayton	0	—	4	12.00
v Mr Stout	6	—	4	12.60
v Mr White	0	—	4	12.00
v Mr Dill	3	—	4	12.30
v Mr Williams	20	—	4	14.00
v Mr Lewis	25	—	4	14.50
v Mr Rodney	42	—	4	16.20
v Mr Benton	51	—	4	17.10
v Mr Hill	22	—	4	14.20
v Mr Vickars	50	—	4	17.00
v Mr Walter	61	—	4	18.10
v Mr Bulter	45	—	4	16.50

v Jotin Bissett clerk of the House for his attendance — during the present session, attending the printing of the extra Journal of May last, and sunday articles furnished $ 33.68

v Richard C. Lockwood door keeper Sergeant at Arms for attendance & articles furnished 4.20

Thomas Stockton - acc.t for Lucas
sold &c

Rec.d of 1.st bot. . . . . 142 copies
Del.d to Mr. Steele - of 1.st bot. . 142 ..

Rec.d of 2.d bot. - - - . 139 copies
Del.d to Mr. Steele - of 2.d bot - 139 ..

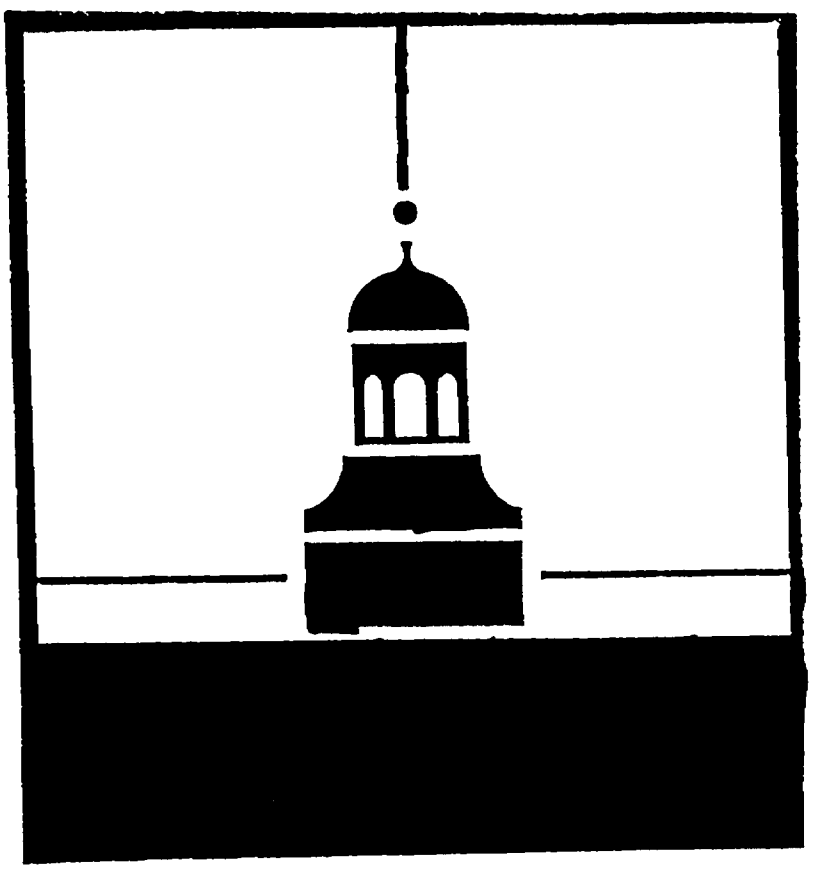
sold - - none -

- A. 3.

Dr. Thomas Stockton former Prothonotary of Newcastle County in account with the State of Delaware - - - - - - - - Cr.

		Dols.	cts
1810 Jan.	To bound Laws of the State rec.d for sale from H. W. Ritchie his predecessor in the office of Prothonotary of Newcastle county, as appears by the acc.t of Mr. Ritchie viz:		
	120 copies of the 1st vol. . . . . . . @ 200 cts . . . $ 240..		
	120 " 2d " . . . . " . . . 240..	480	..
	To extra copies remaining in the office on Mr. Stockton's taking possession and which were not carried into Mr. Ritchie's account: viz:		
	22 copies of the 1st vol. . . . . . @ 200 cts . . $ 44..		
	19 " 2d " . . . . " 38..	82	..
		562	

		Dols.	cts
1812 Oct. —	By Laws delivered to Henry Steele his successor in the office of Prothonotary of Newcastle County & viz:		
	142 copies of the 1st vol. . . . . @ 200 cts $ 284..		
	139 " 2d " . . . . " . . 278..	562	



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1812 NOV.? LEGISLATIVE ELECTIONS

Certificate of the appointment of Electors of President & Vice President of the U.S. on the part of Delaware

Nov. 1812

Certificate of Appointmt of Electors

filed 16 Nov. 1812

State of Delaware

To all persons to whom these presents shall come Greeting:

Be it Known, that on the tenth day of November in the year of our Lord one thousand eight hundred and twelve, at this present Sitting of the General Assembly the Legislature of this State did, by joint ballot of the Senate and House of Representatives convened together for that purpose, choose and appoint James L. Clayton, Benjamin Blackiston, D. James Sykes and General Thomas Fisher, electors for the election of a President and Vice President of the United States agreeable to the form of an act of the General Assembly in such Case made and provided

Given under our hands, by order of the Senate and House of Representatives of the State of Delaware, this tenth day of November in the year of our Lord one thousand eight hundred and twelve, and in the thirty-seventh year of the Independence of the United States of America

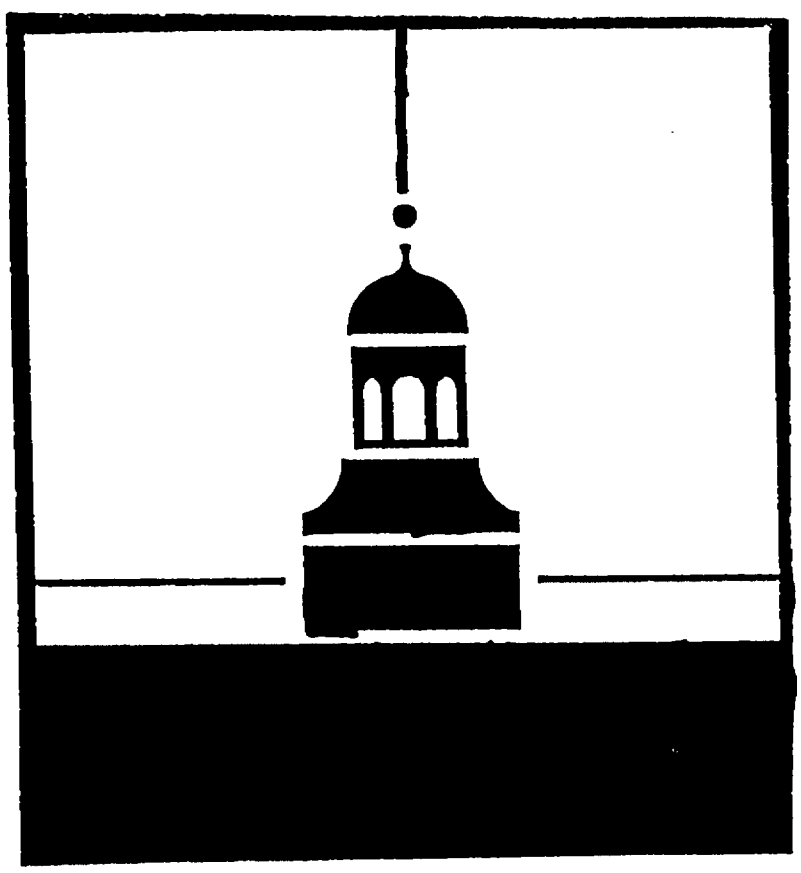
Attest

Presley Allee
Clk of the Senate.

John Barratt
Clk of H. of Representatives

Arnt Barratt
Speaker of Senate

Willis P. Comegys, Speaker
of the House of Repts.



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1812 Nov. Legislative Governor's Message

1812 Gov - Mss.

Fellow Citizens of the Senate — Duplicate
and of the House of Representatives,

In making this Communication I have in view that you have met for a special purpose expecting your present session to be of short duration.

The Secretary having pursuant to a resolution of the Senate and House of Representatives at their session in May furnished me with a copy of the Act of the General Assembly entitled "An "act to enable the governor to make a detachment of the Militia "and for other purposes" passed at that session, and I having been officially informed of the Act of Congress "declaring war between "the United Kingdom of Great Britain and Ireland and the "dependencies thereof and the United States of America and "their territories" approved the eighteenth day of June, I made contracts (to be immediately fulfilled) for purchasing nine hundred muskets with bayonets and the requisite equipment, for the purpose of arming and equipping this State's quota of Militia ordered to be detached pursuant to the requisition of the President of the United States of the fifteenth of April. Six hundred Muskets with bayonets and all the equipments contracted for, have been delivered under these contracts. The remaining three hundred muskets with bayonets are, I understand, finished and will soon be delivered. I submit to you the propriety of a law directing the mode, in which these arms and equipments shall be distributed and providing for their safe keeping and preservation.

The President of the Bank of Delaware within six months after the passing of an Act of the General Assembly entitled "A Supplement to an act entitled 'an act to incorporate "a bank' in the borough of Wilmington in this State" passed at Dover February 4. 1812 transmitted to me a Declaration of the President, directors and company of the said Bank under the seal of the said Bank and the hand

of the President thereof, by which they signified their acceptance of the said Act and requested me to transmit the same to the Legislature at their (then) next meeting in conformity to the provision of said Act. This Declaration dated the second day of June One thousand eight hundred and twelve and immediately forwarded to me I transmit to you according to the eighth section of said Act.

The President of the Bank of Wilmington and Brandywine within six months after the passing of an Act of the General Assembly entitled "An Act to incorporate the Bank of Wil-"mington and Brandywine in the Borough of Wilmington" passed at Dover February 4, 1812, transmitted to me certain resolutions of the stockholders of the said Bank adopted the 6th April 1812, by which resolutions they did accept the Charter of the Bank of Wilmington and Brandywine as passed by the Legislature of the State of Delaware at their session in February last upon the terms and conditions mentioned & for the time limited therein and the President of said Bank was directed to signify to me their acceptance of said Charter. Their Resolutions with a letter from the President of said Bank subjoined thereto and addressed to me, dated July 11th 1812 & immediately forwarded to me, I transmit to you according to the fifteenth section of said Act.

By an Act of the General Assembly entitled "An Act "for the interchange of Laws" passed at Dover January 27. 1812 I am required to transmit to the executive of each State of the United States three copies of the Laws that have heretofore been enacted. I cannot procure copies of all the Laws heretofore enacted to enable me to comply with this Act. Very few copies of the Laws passed at several sessions of the Legislature subsequent to June 3. 1797. remain. Considering it to have been the intention of the Legislature, that entire sets of the Laws heretofore enacted should be transmitted and also considering that to supply our own citizens

the General Assembly would speedily provide for the publications of another volume of the Laws passed subsequent to that date. I have deferred complying with this Act to submit this subject to you and learn your determination concerning it.

At a Court of oyer and terminer and general gaol delivery held at Dover in and for Kent county in October last a certain negro boy named Charles Coursey aged fourteen years and upwards was indicted and convicted of murdering Mrs. Ann Smith late of that county and received sentence of death. Ten of the Jury, who found him guilty have recommended him to Mercy; two of the ten nevertheless expressing an opinion that he ought to be punished. Their memorial I lay before you. By this it appears, that this negro boy committed the murder by putting arsenic in the pan, in which the bread of the family of Daniel Smith, whose indented servant he was, was made, that several of the family were in consequence poisoned; and that Mrs. Ann Smith the mother of Daniel Smith died; that the boy did this in consequence of the direction said of a negro said to be his grand-father, who delivered to him the arsenic, told him to put it into the flour or meal, which was to be used by Mr. Smith's family, that it would poison the whole family and that the boy would in consequence be free: it also appears, that the crime was committed in May last and that the boy did not arrive to the age of fourteen years till June.

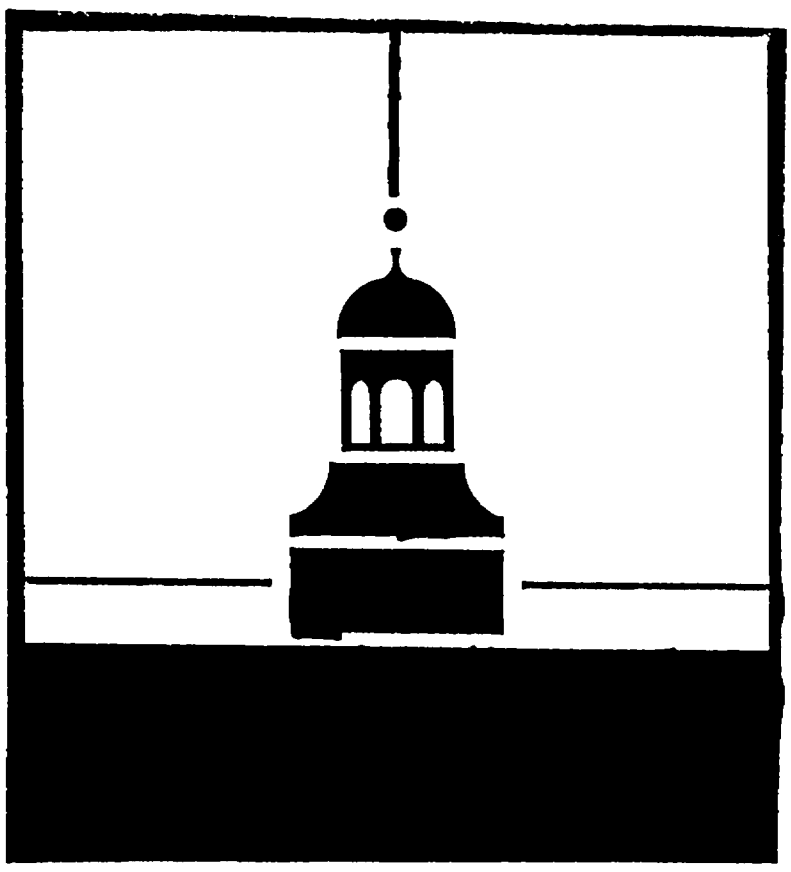
The punishment of death in all cases dreadful becomes more shocking when inflicted upon a child. But the safety of the community requires, that the culprit above named should receive exemplary punishment. I could pardon him upon condition; but I could not annex such terms, as would be a suitable punishment. I submit to your consideration, whether you can by

law enable me to pardon him upon such terms, as abolishing in this case the punishment of death, shall exhibit him as a sufficient example to deter others from the commission of like crimes.

Joseph Hastet

Governors
Message
November 1812
H. R.

29



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Resolution for
choosing electors

In Senate
Nov: 10, 1812
Read and Con-
curred in
P. Allen Clk

House of Rep 16 November 1812

Resolved That the Senate and House of Representatives meet to-day in the Senate Chamber at 11 o'clock A. for the purpose of choosing Electors of President and Vice President of the United States of America agreeably to the Act of the General Assembly in such case made and provided.

Extract from the Journal

J. Barratt Pk

Sent for concurrence.

Resolved That a Standing committee of
elections to consist of five members be
appointed to enquire and report whether
the persons returned as members of this
House be duly elected and qualified —

Nov 1812

Resolution
for adjournment
In Senate Nov. 10, 1812
read and
concurred in
P. Allen Clk

H of R 10 November 1812.

Resolved that the Speaker of the Senate and the Speaker of the House of Representatives be and they are hereby authorized to adjourn the two Houses Respectively from this day to the first Tuesday in January next ensuing

Extract from the Journal

J. Barnard Clk

Sent for Con:

Revolution
Printing Journal

Resolved that the Journal of the
Vermont Legislature be printed with
and annexed to, the Journal of the
House of Representatives, at their
Session in January next, under the
direction of the Clerk of the House

Nov 1812

Resolution for
making out Cert. of
the election of electors
H of R
10 Novb 1812
read & concurred in
J. Barratt

In Senate, Nov. 10, 1812.

Resolved That a Certificate of the appointment of James Bayard Clayton, Benjamin Blackiston & James Sykes and Genl. Thomas Fisher, electors for the election of a President and Vice-President of the United States, be made out and signed by the Speaker of the Senate, and Speaker of the House of Representatives, and attested by the Clerks of the two Houses, and be transmitted to the Governor of this State forthwith by the Speaker of the Senate.

Extract from the journal

Ormsby Alle, Clk

Sent for Concurrence

Resolution for
adjournment
H. of R.
10 November 1812
read & non con
curred in
J Barratt

In Senate. 10 Nov 1862

Resolved

That the Speaker of the Senate and the Speaker of the House of Representatives be and they are hereby authorized to adjourn their respective Houses to-day — to the first Tuesday in January next

Extract from the journal

Presley Allen Clk

Sent for Con.

Resolutions respecting
the Governor's message
H. R.
Read & non con
curred in
S. Barratt

In Senate, Nov. 10, 1812

Resolved, That until Legislative provision be made on this head, the Governor be requested to take the necessary steps for the safe keeping of the arms and accoutrements noticed in his message to the General Assembly at their present session.

Resolved, That the further consideration of that part of the Governor's message which relates to a certain negro boy mentioned therein, as convicted of murder, be postponed to the next session of the General Assembly.

Extract from the journal

Priestley Allen Clk

Sent for Concurrence

Resolution app'g.
a joint Committee
to wait on Governor

House of Representatives
9 November 1812
Read & concurred in
Committee on the
part of the House
are Messrs
Williamson
Stout ~~[illegible]~~ &
Hill
J. Barratt
Clk H.R.

In Senate, November 9, 1812

Resolved, That a Committee of two members be appointed on the part of the Senate, to act jointly with such committee as may be appointed on the part of the House of Repr.s to wait on the Governor and inform him that a quorum of both branches of the Legislature have assembled, and are ready to receive any communications he may be pleased to make.

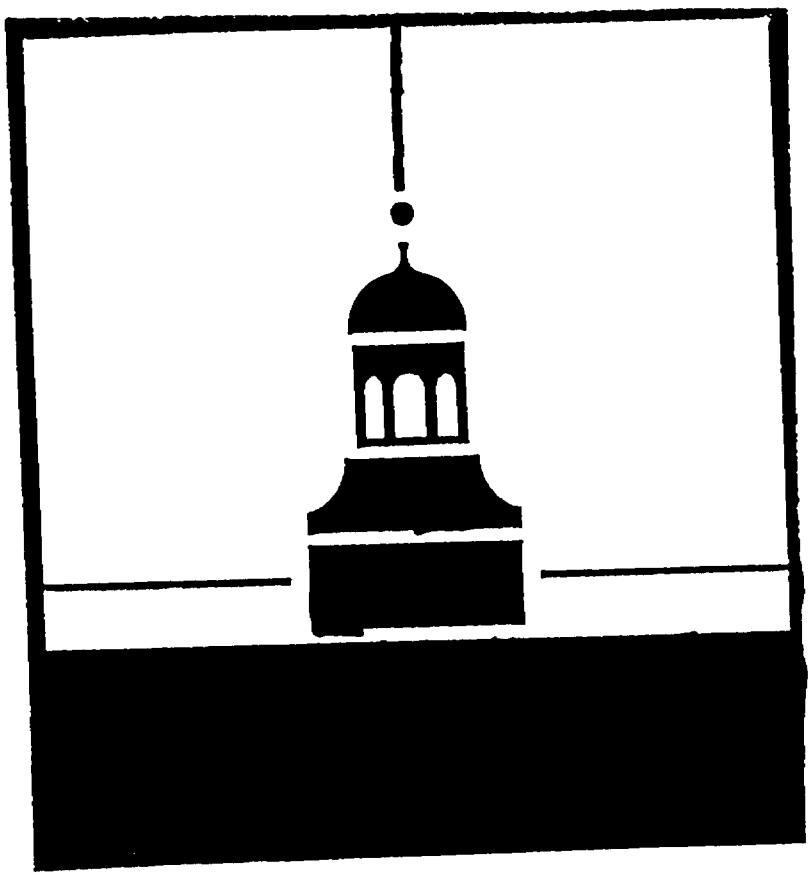
The members of the Committee on the part of Senate are Mess.rs Wells and Way

Extract from the Journal

Presley Allee, Clk

Sent for Concurrence

Presley Allee clk of
Senate
allowed —
1817



END

FILE

1813 Jan. - Feb. Legislative Accounts

Presley Alice clk 7

Senate

allowed —

1917

The State of Delaware in acct with Presly Allee, Clerk of the Senate, for the year 1812, Dr.

To transcribing the bill to prevent the discharging of fire-arms &c	1	00
To transcribing sundry resolutions on the file	1	00
To engrossing the bill for chartering the Bank of Delaware, Con 108 lines	2	16
To engrossing the bill for chartering the Bank of Wilmington & Brandywine containing 240 lines of 12 words each	4	80
To engrossing the bill to prevent the discharging of fire arms 57 lines	1	14
To engrossing the bill to authorize the levy Court of remove insane persons &c containing 48 lines of 12 words each		96
To engrossing the bill to authorize the levy Court to recover money coming to R. Moore		96
To engrossing a bill to prevent the increase of Banking establishments		30
To engrossing a bill to incorporate the × Laurel Bank, cont. 437 lines	8	74
To 39 days attendance, at 3.00 pr. diem	117	
To sundry articles furnished Senate, a pr. bills	6	50
To engrossing the bill authorizing Wm. Pierce to introduce negroes &c. 36 lines		72
	£143	28

B Harrington
To
Allen & Manloo

No 1

Mr. Richard Harrington
for the Senate of the State of Delaware
1812 To Allee & Manlove Dr.

Novr. 9	To 2 corn brooms @ 12½		" 25
1813 Jany. 5	" 2 tumblers @ 15		" 30
" 11	" 1 lb Candles 1/6		" 20
" 14	" 1 " Candles 1/6		" 20
" 15	" 1 " Candles 1/6		" 20
" 18	" 1 " Candles 1/6		" 20
" 26	" 1 " Candles 1/6		" 20
" 30	" 1 " Candles 1/6		" 20
Feby. 2	" 2 " Candles @ 1/6		" 40
			$2 " 15
3	3 lb Candles		" 60
			2 " 75

The Honble,

The Speaker of the House of Representatives

of the

State of Delaware.

Dover, January 19th 1813.

Sir,

Enclosed are accounts of money received by me as Secretary of State, subsequent to those transmitted by me to the Legislature at their session in January 1812 and up to the time of my resignation of that office, in April last. The account marked A exhibits the money belonging to the school fund, received by me and paid over to the Trustee of that fund. The account marked B exhibits the sums received by me, for impressions of the Great seal, up to the time of my resignation and paid over to the State-treasurer.

I have the honour to be with sentiments of perfect respect, sir, your obed.t humb. servt.

John Fisher.

The Honourable, The Speaker
of the,
House of Representatives
of the
State of Delaware.

John Fisher late Secretary of the State of Delaware to the Fund for establishing schools ——— Dr.

		Dlls.	cents.
1812. Jany 31.	To cash received from Alexander Reynolds Clerk of the Peace of Newcastle county, by Judge Booth's check on the Farmers Bank at Newcastle, on account of Marriage license money due from Mr. Reynolds before Gov. Hastett's time	100	00.
Feb. 26.	To ditto received from Alexander Reynolds Clk of the Peace of Newcastle county, by his own check on the Farmers Bank at Newcastle, for two tavern licenses, granted by the Quarter Sessions for said county at the December Term 1811. ———	24	00.
		Dlls. 124	00.

Dover. 19 January. 1813.

Per contra ——————— Cr.

		Dlls.	cts.
1812. March. 28.	By this sum paid Henry Molleston Trustee of the School Fund, by my check in his favour on the Farmers Bank at Dover, in full of the items herein debited	124	00.

E. E.

John Fisher late Secretary of the State of Delaware.

H. of R

John Fisher late Secretary of the State of Delaware to the said State Dr. for impressions of the Great Seal.

1812.		Dlls.	ct.
Feb. 22.	To cash received for 1. impression of great seal for Isaac Stevenson, Esquire	1	00.
Mar. 15.	To ditto for 1. do. for Edw.d Gilpin Secy to the Kennet Turnpike company	1	00.
" 30.	To ditto for 1. do. for Evan Lewis	1	00.
		$ 3	00.

—— Per contra —— Cr.

1813.		Dlls.	cents
Jan.y 19.	By cash paid Henry Molleston Esquire, State-Treasurer in full	3	00.

E.E.

Dover, January 19.th 1813.

John Fisher late Secretary of the State of Delaware.

Statement of the
Trustee of the School
Fund. —

1813

To the honourable the Senate and House of Representatives
Obedience to an Act Entitled an Act to create a Fund Sufficient
February one thousand Seven Hundred and ninety Six .. Th

Dr. The Fund for Establishing Schools in this State

		Dollars	Cents
1812			
Decr. 5th	To Commissions due the Trustee as		
	Per Settlement of this date with the Auditor	87	47
	To Ballance Remaining in the hands		
	of the Trustee - - - (-) - - - - - - - -	3197	85½
		3285	32½

n of the State of Delaware in General Assembly met. In —
to Establish Schools in this State passed the ninth day of
. Trustee Begs Leave to present the following Statement —

In Account with Henry Molleston Trustee &c

1812		Dollars	Cents
March 24th	By Ballance in the Hands of the Trustee as per Settlement of this Date with the Auditor	27	57½
" 28th	By John Fisher Esqr. Secretary of State	124	00
May 18th	By Bank of Delaware	444	00
" 28th	By Willard Hall Esqr. Secretary of State	288	00
July 15th	By Farmers Bank of the State of Delaware	1653	75
Sept. 30th	By The Secretary of State	744	00
October 15	By Ditto Ditto	4	00
		3285	32½

Errors Excepted

Henry Molleston Trustee

January 12th 1813

State of Delaware
to
Adjutant Green

of this and the
Committee of claims allow
Sefee Green adj: Genl
Doll 152.16.

S Stout C.C.C.
22: January 1813

No. 14.

January 12th 1813

State of Delaware Dr to J Green Adjutant General

1810

August	To postage on Letter from Governor	$0.10	
Sept	To Dito from Major Black on pacage	1.60	
	To Dito from Genl Davis	10	
	To Dito from Genl Davis	20	
	To 1 Dito Covering Returns	80	
	To 1 Dito from Genl Robinson	17½	
	To 1 Do from Major Moody	10	
	To 1 Do from Major Black	12½	
	To 1 Dito from Genl Stacklan	12½	
		$3.32½	$3.32½

1812

June 30th	To postage on Genl order from the Governor	0.16	
August 24 *	To Cash paid John Bonns printer for Blank Mileto Returns for Bill	$104.0	
	To 22 Days my self and horse Gowing to Philadelphia attending the press while printing the Returns including all Expences $4 for Day	$88	
		$192.16	192.16

Oct	To postage of Letter from Col Carter	$0.20	
	Dito from Col Nuren	25	
	Dito from Col Colwell	25	
	Dito from Secty of State	10	
27	Dito from Genl Stacklan pacage	12½	
	Do from Capt Vandigraff	20	
	Do from Capt Miles	25	
	Dito from Major Peterkin	16	
	Dito from Secty of State	20	
	Dito from Major Peterkin	10	
		$2.83½	$2.83½
			$198.31
	To portage paid on the Blanks from Newcastle to Georgetown	$2	2
			$200.31

* Note - There is Blank forms printed for General Returns for three or four years to Come -

Willard Hall's

Account

& the H. of Rep

27. Jan. 1813 read

Dr. Willard Hall, Secretary, in Account with The State of Delaware Cr

		dolls.	cts.
1812. May 12.	To this sum rec^d for commission to David Hazzard, Esq., of Justice of the Peace for Sussex county,	10	00
	27. To this sum rec^d for one impression of the Great Seal	1	00
Aug 8.	To this sum rec^d from J. Gibbs for one impression of the Great Seal	1	00
Sept 14.	To this sum rec^d for one impression of the Great Seal	1	00
	21. To this sum rec^d from C Battell Esq for 1 impress^n of great Seal	1	00
Oct^o 9.	To this sum from Geo Manlove for commission to him, coroner of Kent county	10	00
	12. To this sum from William Moore for commission to him of Sheriff of Newcastle county & writ of assistance	20	00
	14. To this sum from John Bates for commission to him of coroner of Newcastle county	10	00
Dec.	To this sum from Jon^a Kunn for 1 impress^n of Great Seal	1	00
4	To this sum from Wm Read for 1 impress^n of Great Seal to Patent	1	00
	31. To this sum from Wm Salisbury for commission to him of Justice of the Peace for Kent county	10	00
1813. Jany 13.	To this sum from N. Smithers Jr Clk of the Peace for Kent county for two Licenses to sell tin ware &c	12	00
	15. To this sum from H. Steel for commission^s Prothonotary of the Court of Common Pleas for Newcastle county	10	00
	23. To this sum from James Schee on issuing his commission to him of Justice of the peace for Kent county	10	00
		98	00

1812. Sept 30.	By this sum paid Henry Molleston Esqr State Treasurer, as^p receipt dated 30 Sept. 1812	14 00
October 15.	By this sum paid Henry Molleston Esqr State Treasurer as^p receipt of this date	40 00
1813. Jany 22.	By this sum paid Henry Molleston Esq. State Treasurer as^p his receipt of this date	33 00
	26. By this sum paid Henry Molleston Esqr State Treasurer as per his receipt	11 00
		98 00

Dr. Willard Hall, Secretary, in Account with The fund for establishing schools in the State of Delaware Cr.

		dolls.	cts
1812. May 28.	To this sum rec^d from Wm Rusel Clk of the peace for Sussex county for 24 tavern licenses by him distributed on the recommendation of the Court of General Quarter sessions of the Peace for said county at April T. 1812	288	00
"	To this sum from N. Smithers Jr Clk of the peace for Kent county for 17 tavern licenses distributed by him on the recommendation of the Court of General Quarter-Session of the peace for Kent county at May T. 1812	204	00
July 31.	To this sum from A. Reynolds Clk of the peace for Newcastle county for 45 tavern licenses distributed by him on the recommendation of the court of General Quarter for said county at May T. 1812	540	00
Oct^o 15.	To this sum from Jno Burn Esqr for marriage licenses by him distributed in time of Governor Bassett	14	00
Nov 27.	To this sum from Wm Rusel Clk of the Peace for Sussex county for 5 tavern licenses by him distributed at Nov. T. 1812	60	00
30.	To this sum from Wm Rusel Clk of the peace for Sussex county for marriage licenses by him distributed	250	00
1813. Jany 13.	To this sum from N. Smithers Jr. Clk of the peace for Kent county for marriage licenses by him distributed	436	00
		1782	00

1812. May 28.	By this sum paid Henry Molleston Esqr trustee of the said Fund as^p his receipt	288 00
Sept. 30.	By this sum paid Henry Molleston Esqr Trustee as^p as^p his receipt	744 00
Oct^o 15.	By this sum paid Henry Molleston Esqr Trustee as^p as^p his receipt	4 00
1813. Jany 22.	By this sum paid Henry Molleston Esqr trustee as^p as^p his receipt	746 00
		1782 00

Willard Hall

R. Lakwoods
Acct
1813

Feb 3rd 1813) State of Delaware To Richd C Lockwood Dr

To 29 Days attendance on the Legislature as Door Keeper a 1 Dollar & 50 pr Day $43"50

To 2 Locks for Doors at one Dollar pr piece — 2"00

To putting on Said Locks 20 Cts each 40

To getting two Staples made for Sd Locks 25

To 9 Candle Sticks at 50 lts each — 4"50

To 8 pair of Snuffers a 25 lts pr piece 2"00

To 6 yards of Tape & 6 of Taste — 22

To 2 Tumbers a 37½ Cts pr piece — 75

To 20 lbs Candles at 20 lts pr pnd — 4"00

$57"62

add 1 day's attendance 1"50

59"12

To 2 lbs of Candles a 20 Cts — 40

$59.52

Report of the
Committee of accounts
1813

Allowances for the attendance of the members and to the officers of the House February Ss. 1813 ——

	Miles	Days	Dollrs. Cts
To V. Cornelius P. Comegys Speaker	5 = —	32	—— 112 ~ 50
Given. Peter — Vandiver	52	30	—— 95 ~ 20
Given Nicholas G. Williamson	50	30	—— 95 ~ 00
Given. George Read junr.	45	28	— 88 ~ 50
v George R Masey	44	32	100 ~ 40
v John Harlan	50	32	101 ~ 00
Given v George Clark	36	32	99 ~ 60
Given v Abraham Staats	22	25	77 ~ 20
v Jacob Stout	6	32	96 ~ 60
v Thomas Clayton	6	32	96 ~ 00
v Samuel White —	[illegible]	32	96 ~ 00
v Robert Dill —	3	32	96 ~ 30
v John Williams	20	32	98 ~ 00
v Luff Lewis	25	32	98 ~ 50
v Robert Hill	22	32	98 ~ 20
Given v Nathan Vickons	50	32	101 ~ 00
v Caleb Rodney	42	32	100 ~ 20
v Joshua Burton	57	32	101 ~ 10
v Charles M Coulten	45	32	100 ~ 50
v Ebe Walter	61	32	102 ~ 10

Account - J. Harker Esq.

H. of. Rep.
Jan. 13. 1814. Read & referred to
the committee of claims.

The State of Delaware,

To Joseph Haslet ——— Dr.

1813 March 13.

To this sum paid for the apprehension of Henry Brereton according to Proclamation issued 7 Augt. 1812 ——— pr. Rect. } 200·00

18. To this sum paid Philip Covington for services in assisting to bring H. Brereton into the State &c ——— pr. rect ——— } 12·00

212·00

Joseph Haslet

Statement
Mr Hall

30 : 36·75 :: 83 : 101·67
53
11025
29400
30 / 3·05025
101·67

The allowance to Mr. Robinson for making an Index to the 3rd vol of the Del. Laws, and travelling charges & expenses in getting the journals of the Senate and House of Representatives bound — was ——— $50

There had in 1806 been reported to Mr. Robinson an allowance of $13·25. for travelling charges & expenses forgetting these journals bound of ——— } ——— 13·25

36·75

See Journals of House of Representatives of that year pa 73

The above allowance was probably of the Rece Claim for these travelling charges & expenses. The claim was not then allowed. Perhaps the reason was — Mr. Robinson had not then delivered to the House the 3rd vol of the Laws pursuant to the resolution of 1805 — see an order & report respecting the 3rd vol. belonging to the house — in Journals of 1807 — pa. 16 —

$13·25. being Mr. Robinsons claim for the travelling charges & expenses leaves $36·75 — for the index. Although probably the Index was considered the principal thing for which the allowance was made, and the probability would be rather that this was fixed at $40 & the travelling charges at $10 — when accompanied by an allowance for the Index.

Assuming $36·75 as the allowance to Mr. Robinson for his Index — which consists of 30 pages — an allowance for the Index to the 4th vol consisting of 83 pages, would in the same proportion be $101·67.

This sum would scarcely pay for the copying the Index, as I was obliged to do, at the rate fixed by law for copying. The making of an Index is more teadious, than any one, who had not made one, would suppose. I in the first place read through the laws of the 4th vol. and drew off and arranged as well as I could the heads. This arrangement was necessarily imperfect. I next copied the first draft correcting what was wrong in the first arrangement. I then compared this copy with the laws and drew off the last copy for the printer which I endeavoured to make accurate. The first draft I have probably thrown away — the copy from it, I have, and it fills one quire of paper. The copy from this I delivered to the printer, who has destroyed it or has it still. Experience would shew any person, that to make an Index, probably this course would be necessary. I found it so — An allowance therefore in direct proportion to the allowance made to Mr. Robinson, it will be seen, would not more than pay the customary fees of copying — and this allowance in this proportion — assuming $36·75 as the allowance for the Index to the 3rd vol, would be $101·67 — for if 30 pages [illegible]

N 2

Mr Andrew Colly Bot. of Jackson Sypherd

for the Senate of the State of Delaware

19¼ yds of Gren. Cloth at $4.00 $87.00

Camden Jany 23 1853

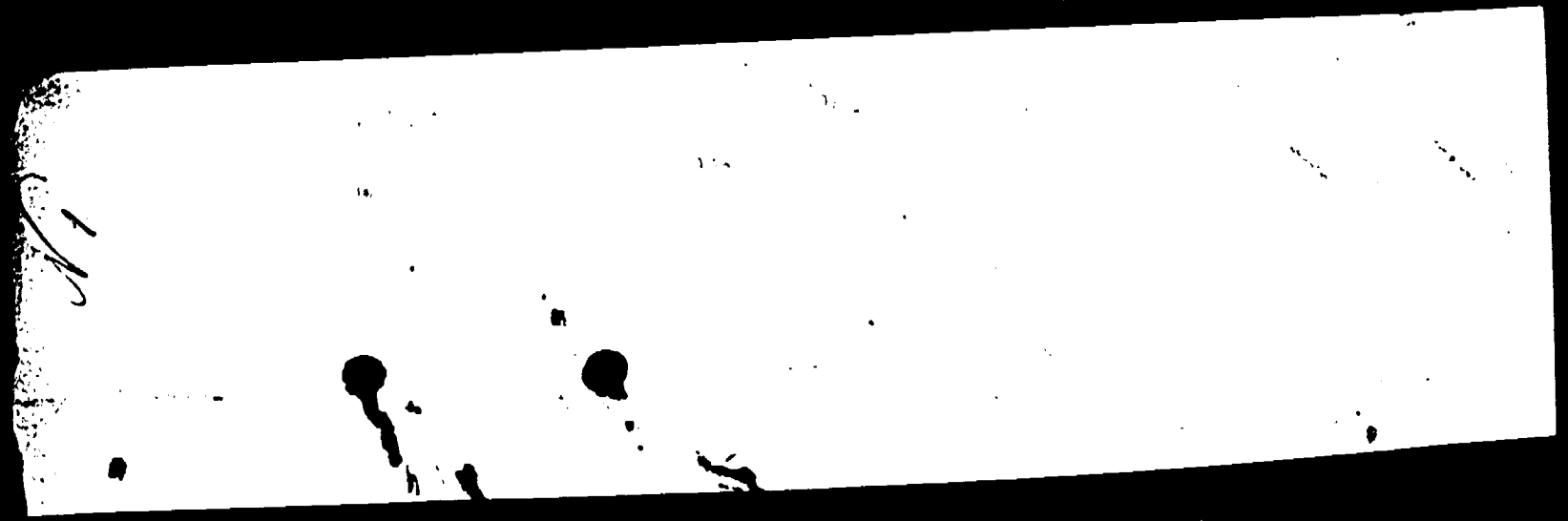
Mr. Andrew Colley Bot. of Charles Kemmey

3 cubboard locks - - - @ 33⅓ — $1.00

Recd. the above bill in full

For C Kemmey

John Smithers



Dover Jan.y 25. 1813

Mr Andrew Cully.

Bot of Mary & Smethurs

1 pair of brass nobbs @ 3/9 ——— ——— £0.5.0

N.5

Mr Andrew Colly Bot. of Jackson Sypherd

for the Senate of the State of Delaware

19¼ yds of Gren. Cloth at $4.00 $87.00

The State of Delaware
To
Andrew Cully

Bass
Ch. Cully

Senate of State of Delaware

To Andrew Calley Dr

1 To White & Boyers Bill - - - - - $ 28 " 87½

2 To Laffertys Bill - - - - - - - 7 " 00

3 To Dougalls Bill - - - - - - - 5 " 40

4 To Allea & Manlove Bill - - - - 5 " 18

5 To Maney & Smethers Bill - - - 0 " 50

To 650 - - tacks - - at /9 100 - - 0 " 58½

To Making one Long table & Covering with Cloth 4 " 50

To Making Small one & Do - - 3 " 33

To Curtains for Small table - 1 " 50

To Carnice & Curtain Back Speaker 4 " 50

To Making platforme for Speaker - 5 " 00

To foot Stove - - - - - - 1 " 00

To 2 Spitting Boxes - - - 0 " 75

To Bilding Ruff Necessary 15 " 00

$3 12

Recd of Wm H. Wells
Chairman of the Committee
of Arrangement Payment
in full of the above 3 Feb
17/1813

Andrew Calley

a.t $4 00
B Harrington
For Senate
To
King Dougal

No. 3

Dover Jan[y] 21st 1813

Mr R Harrington for the Senate of the State of Delaware

Bought of King Dougal

1 1/3 doz. Snuffers a 3 dollrs p[r] doz. . . $4

Rec[d] the above of Mr Harrington at same time

King Dougal

C. Harrington

c/o

White & Boyce

No 2

1813 Richard Hannigtan To White & Boyer Dr. for the Legislature

January 5. To 2 tumblers 5/7½ 3 in total and 9/ - - - - - - $1.95

" 14, 10 panes glass @ 11¼ 1.00 putty 11¼ - - - - - - - 1.37½

$3.32½

State of Delaware
in aud with
Charles M. Cullen

Ex^d & Allow:
Stout. Chairman
of the Committee of Claims
House Representatives
January 19. 1813

The State of Delaware to Chs M Cullen Dr.

For 2 days attendance as Commitioner Appointed to ascertain the probable Expence of Erecting a Penitentiary &c. Made to the Legislature in pursuance of a Resolution of the General assembly Dated the 31st January 1809	$ 6.
To 2 Days in Traveling 42 Miles to and from Dover - - - - - - - - - -	$ 4.20
	$ 10.20

January 15th 1813

10

Willard Hall, Esq.

Secretary of the State of Delaware,

Dover,

(Del)

William Riley's
Acct. $10.00
for printing —
Exr. & Allo. by the
unanimous order of the
committee of claims
Stud. C.C.
22 Janu. 1813

State of Delaware, To W. Riley, Dr

1812.

Aug 15 – To publishing Governor's Proclamation for the apprehension of Henry Brereton ------- $7,,00

Octr 31. To publishing Governor's Proclamation of the election of H. M. Ridgely and J. h. Cooper, Esqrs. to the 13th Congress of the U. States -- 3,,00

$10,,00

Wilmington, Jan. 12, 1813.

Sir,

By laying the above before the legislature of this state, you will confer a favour.

Iam, &c.

W. Riley.

Willard Hall, Esq.

Richard Harrington
Acct. 1813.

Bills
B Harrington

The State of Delaware To Richard Harrington Sayent at arms

1813 Feby 3	To goods of Allee & Manlove	2 . 75
	To goods of White & Boyer	3 . 33
	To 8 lb of Candels of R Lockwood @ 20 cts	1 . 60
	To goods of King Dougal	4 . 00
	To 1 Pitcher of Wesley McDowell	1 . 00
	To 1 quire of Paper pd for	0 25
	To 3 Candle Stickes @ 25	0 . 75
	To 1 Bar of Iron wt 7½ lb @ 1½ of H Coxe	1 . 00
	To putting in 10 panes of Glass @ 6 cts	0 . 60
	To 8 & 3/4 Cords of Hickory wood @ 4 Dollars	35 . 00
	To cutting the same @ 60 cts p. Cord	5 . 25
	To 30 days attendance as Sayent at arms	30 . 00
	To 30 days Ringing the bell @ 33 cents	10 . 00
		# 96 . 28
	To higher of Servent to Wate on the Assembley	4
		$100 28

The State of Delaware, To Richard Harrington Dr.

To an error in my account at the last
January Sessions, my having charged but
one dollar per diem, for 30 days: when
the law allowed, one dollar & fifty cents p. Day. — 15.00

1813

Pusley Allen

3 quires paper	@ .30	.90
4 quires letter paper	@ .33	1.33
1 box wafers		.12½
1 hank tape		.15
Transcribing 3 resolutions		.75
10 days attendance	@ 3.00	30.00
		33.25½

1813

Dr The State of Delaware To Richd Cocker

To 10 Days Attendance as Sergeant at Arms of Senate	c 1.50	15.00
To Fire wood		1..00
To 10 Ringing Bell	33	3.30
To 2 lbs of Candels		40
		$19 70

1813

1813

Priesley Allen To Andrew Calley Dr for Senate Chamber

January

13 To putting on 6 Bolts & 2 Locks $ 1.25

To Repairing window Blinds 4 00

Received the above in full.

Andrew Calley

93 28

32
4

Presly Allee Esqr

In the Senate of the State Delaware

1813 B^t of Allee Manlove

58

Jany 15.	2 qrs paper @ 2/		10
" " "	1 pasteboard	" 10	
	3 qrs letter paper @ 2/6		1.00
" "	1 Box wafers @ 12/ 100 quills 25		" 37½
" 14 "	2 qrs letter paper @ 2/6		" 07
" 22 "	2 yds Ribbon		" 12½
" 25 "	2 qrs letter paper		" 07
" "	1 Qr wafers		" 19
29	½ qr Paper		" 17
July 2	1 qr do		" 33
			$5.08

Mr. Richard C. Lockwood

John Barratt Esqr.

John Draper's
Bill

Dover Jany 12th 1813

Presby Allee

To John Draper Dr.

For Senate Chamber

8 desk locks at 2/6	2.07
3 yds Bocking at 11/3	4.50
1 Pace binding 40 cts	" 40
Painting 8 desks @ 7/6	8.00
To mending 1 do	" 20
To puting on 8 locks @ 10	" 80
To trimming 8 desks at 1/10 pr	2.00
	18.57

Recd Payment in full John Draper

The Hon: Senate, In acct. with P. Allee, Clk.

36 yds carpeting c 2.00 —	72.00	
8 pr bending for do. —	.40	
pd for making do —	2.00	
12 arm Chairs c 2.00 —	24.00	
Freight and Cartage on do —	1.50	
3 large bolts for doors c. 37½ —	1.12½	
6 small do for book Case c 1/3 —	1.00	
Paid Andrew Calleys bill for mending V. blinds &c —	5.25	
1 lock for door — —	80	
Paid John Drapers bill —	18.57	
2 pr bending c. 50 – 1.00 & one pr cord for Venitian blinds 37½	1.37½	
My trouble and expenses in going to Philadelphia for procuring the above articles, and attending the work	20.00	
	148.02	
Cr. by this sum appropriated at the last session of the Genl. assembly	100.00	48.02
Transcribing the Journal of the Senate of the last January Session, reading proof sheets, attending the printing thereof, and cash paid for transporting the same to New Castle and Georgetown — — —		75.00
2 bottles ink c. 25 — — — — — —		.50
1 pair of tongs and shovel		3.50
Engrossing the bill respecting the school fund		.50
Engrossing an act enjoining certain duties on J. Peace —		.65
Transcribing the bill for turnpiking the road from N.C. to French town		2.50
Engrossing the same		5.00
Transcribing the Militia bill		2.40
Engrossing the bill respecting the Farmers Bank		1.87
Engrossing the bill respecting the lands on the Cape		.50
Engrossing the bill relative to the arms &c		1.20
Engrossing the bill respecting the lands of R. Maxwell		1.80
amount carried forward —		$ 143.44

Amount brot forward	143.44
Engrossing an act repealing certain acts	50
Engrossing the Militia law	4.80
Engrossing the bill to prevent swine running at large in N.C.	1.80
Transcribing sundry resolutions	4.00
Stationary furnished pr bill	5.08
32 days attendance C 3.00	96
	$255.62

Bills
p Allee 1813

Bills & Claims
1813

State of Delaware
in Ant. with
James Hughes

Exm^d & Allowed,
L Stout. Chairman of
the Committee of claims
House Representatives
January 14: 1813

D.r The State of Delaware

To James Harper late Register
in Chancery Kent County

1801 Dec.r 10 To Copy of Edmund Pickett bill in Chancery & }
the Schedule annexed & of John Pickett affi- } 5.37
davit in same suit & Order of Henry }
Mallerton Esq.r State Treas.r }
To Registering fees in same suit 11

£6.16

Borough Statement
of Fines Returned in
1811 & 1812
Reported to Senate
14 Jany 1813

In obedience to a resolution of the Genl the Senate of the State of Delaware of the 12th inst^r the Auditor of Accounts respectfully submits the following List of the Justices of the Peace who have [redacted] returns to him of the several fines by the said Justices respectively inflicted

Justices Names		time when the Returns were rec^d	Constables whose duty it was to Collect the fines	Justices who received the fines	Amt of fines returned
Edwd Roche Esqr		10 June 1811		E. Roche	51. 30
" "		" " "	A. Okey 67 Cents	E. Roche 8.69	9. 36
" "		5 Sep. "	P. Mason 11 do^ts	E. Roche 23.11	27. 11
" "		10 Jany 1812	P. Mason 3.60	E. Roche 10.61	14. 21
" "		10 Mar. "		E. Roche	2. 80
" "		10 Dec^r "	P. Mason 4.	E. Roche 17.85	21. 85
" "		" " "		E. Roch	26. 82
" "		" " "	P. McGinn 9.34	E. Roch 24.73	26. 74
Robt Maxwell		31 Decr 1811		R. Maxwell	12 "
George Pierce		19 Mar 1812	Sheriff Perkins 17.	Geo Pierce 10.50	27. 50
James Sensen		10 June 1811	Danl Smith		20 "
" "		3 Sep "	R. C. Lockwood 9.50	Sheriff Bates 2	11. 50
" "		2 Jany 1812	A. Tumlinson 10. R. C. Lockwood 8.25		18. 25
" "		1 Dec^r "	R. C. Lockwood		2. 50
" "		1 Dec "	W. Layton 6. A. Tumlinson 2		8 "
" "		1 Dec "	do 7. do 5		12 "
James Whitacre		15 Ap^l 1811	A. Green 1		1 "
" "	3 Return	27 May "	Henry Carter 1		1. 50
" "		10 June	Ditto		1.
" "	2 do	3 Sep "	Ditto		1 "
" "	5 do	1 Oct	Ditto		2. 75
" "	2 do	18 Jany 1812	Ditto		1 "
"	2 do	5 May "	Ditto		1 "
"	8 do	6 Aug^t "	Ditto		5 "
"		24 Dec^r "	Ditto		4 "
Mathew Coye		1 Jany 1811	not designated		2. 50
"		15 June "	Richd Carter		18 "
"		4 Decr 1812	R. Carter 22.75. A. Caldwell 6		28. 75
				forw^d	357. 44

Justices Names	Time when Returns were received.	Constables whose duty is was to Collect fines	Justices who rec'd fines	Amt of fines return	
Amt of fines in 1811 & 1812 brot forwd				357.	44
Nath Sonthers Esqr	16 July 1811	William Treat		5	—
" "	29 Jany 1812	ditto		"	14
" "	25 Mar "	ditto		2	
" "	25 Augt	ditto			14
William Ruth	14 Apl 1812		Wm Ruth	2.	50
" "	1 Decr 1812	Joseph Buckmaster		3	—
James Millechap	5 Augt 1811	Thomas Coombe		10.	10
" "	28 Decr "	ditto		15	—
" "	5 Feb 1812	ditto 2478	J. Millechap 06	11.	12
Thomas Price 2 Returns	10 May 1811	Philemon Green		4	—
" " 2 do	20 Oct "	John Anderson		"	12
" " 2 do	11 May 1812	ditto		1.	06
Major Anderson 3 do	30 June 1811	T. Simpson 1.20 J. Booth 50 Cents		1.	70
" "	4 Sep. 1812	T Simpson		1.	50
Jenifer Taylor	25 July 1811	Ignatius Taylor		1.	50
John Russel	23 Mar 1811	Paintn Lewis		1	—
David Harrand	a fence of 67	Cents to be paid to Treas of Coon		—	—
Edwd Dingle	12 Jany 1813		E. Dingle	6	—
				443.	32

A List of Justices of the Peace who have made Returns of Fines in 1811 & 1812.

Report of the auditor of accounts in answer to a resolution of the Senate —— 1813.

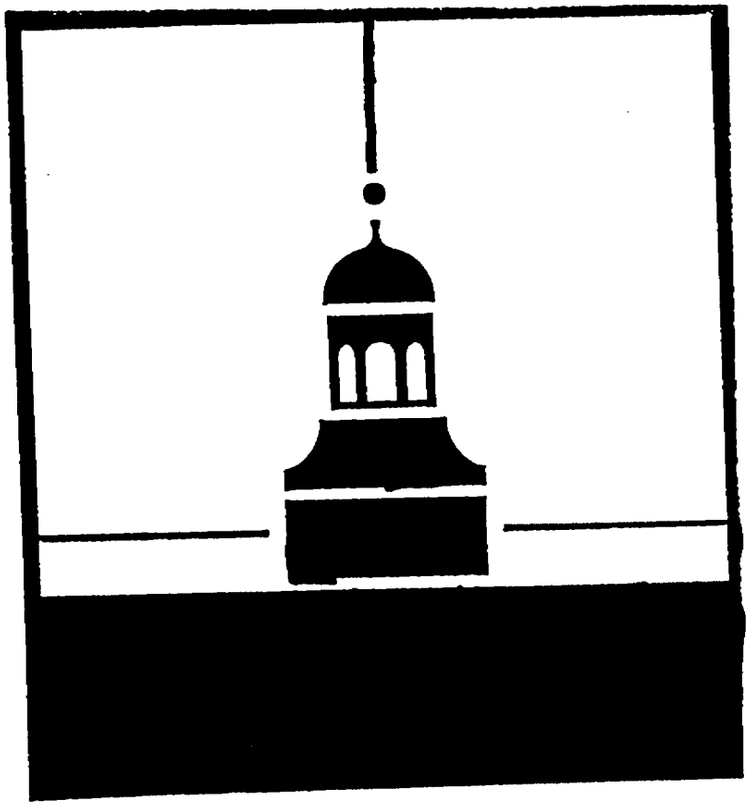
In Obedience to a resolution of the Honorable the Senate of the State of Delaware of the 12th inst. the Auditor of Accounts respectfully submits the following List of the Justices of the Peace who have made Returns to him of the Fines by them or their Justices respectively inflicted

Justices Names	Time when the Returns were rec'd	Constables whose duty it was to collect the Fines	Justices who Received fines	Am't of Fines Returned
Edward Roche Esq.	10 June 1811		E. Roche	51. 30
Ditto	" " "	A. Olly 67 cents	E. Roche 3. 69	4. 36
Ditto	5 Sept "	P. Mason 11 dollars	E. Roche 23. 11	27. 11
Ditto	11 Jan'y 1812	P. Mason 3. 60	E. Roche 10. 61	14. 21
Ditto	10 Mar "		E. Roche	2. 80
Ditto	10 Dec'r "	P. Mason 4	E. Roche 17. 35	21. 85
Ditto	" " "		E. Roche	26. 82
Ditto	" " "	Saul McGinn 4. 84	E. Roche 17. 40	26. 71
Robert Maxwell Esq.	31 Dec'r 1811		R. Maxwell	12. —
George Peirce Esq.	19 Mar 1812	Sheriff's Petitions 17	Geo Peirce 10. 50	27. 50
James Sorden Esq.	10 June 1811	Dan'l Smith		20.
Ditto	3 Sept "	R. C. Lockwood 4. 50. Sheriff's Bailies 2 dollars		11. 50
Ditto	2 Jan'y 1812	A. Tumlinson 10. R. C. Lockwood 8. 25		18. 25
Ditto	1 Dec'r "	R. C. Lockwood		2. 50
Ditto	1 Dec'r "	W. Layton 6. A. Tumlinson 2		8.
Ditto	1 Dec'r "	do 7 dollars Ditto 5 dollars		12. —
James Whitacre	15 Sept'r 1811	Andrew Green		1. —
Ditto 3 Returns	27 May "	Ditto Henry Carter		1. 50
Ditto	10 June "	Ditto		1.
Ditto 2 "	3 Sept "	Ditto		1.
Ditto 5 "	1 Oct "	Ditto		2. 75
Ditto 2 "	18 Jan'y 1812	Ditto		1.
Ditto 2 "	5 May "	Ditto		1.
Ditto 8 "	6 Aug't "	Ditto		5.
Ditto	2d Dec'r "	Ditto		4.
Mathew Coyle Esq.	1 Jan'y 1811	none designated		2. 50
Ditto	13 June "	Richard Corker		18.
Ditto	4 Dec'r 1812	R. Corker 22. 75 - A. Caldwell 6		28. 75
			Amount forward £	357. 44

Justices Names	Time when the Returns were received	Constables & whose duty it was to collect fines	Justices who Received fines	Amount of fines Returned
Amount forward				357. 44
Nathaniel Smithers Esqr.	16 July 1811	William Truit		5.
Ditto	29 Jany 1812	Ditto		" 14
Ditto	25 Mar.	Ditto		2.
Ditto	25 Augt.	Ditto		" 14
William Ruth Esqr.	14 Apl 1812		Wm Ruth	2. 50
Ditto	1 Decr 1812	Joseph Buckmaster		3.
James Mellichop Esqr.	5 Augt 1811	Thomas Coombe		10. 10
Ditto	28 Decr "	Ditto		15.
Ditto	5 Feb 1812.	Thomas Coombe 24 78/100.	J Mellichop 6.34	31. 12
Thomas Price Esqr. 2 Ret.	10 May 1811	Philemon Green		4.
Ditto 2 do	20 Oct "	John Anderson		. 12
Ditto 2 do.	11 May 1812	ditto		1. 06
Major Anderson Esqr. 3 do	30 June 1811	Thos Simpson 1. 20 Jno Bcoll. 50 cents		1. 70
Ditto	4 Sep. 1812	Thomas Simpson		1. 50
Jenifer Taylor Esqr.	25 July 1811	Ignatius Taylor		1. 50
John Russell Esqr.	23 Mar 1811	Paynter Laws		1.
David Hazzard Esqr.	a fine of 67 Cents to be paid to Treasurer of the Poor			" " "
Edward Dingle	12 Jany 1813		E. Dingle	6
Amount of Fines Returned in 1811 & 1812			D.	443. 32

Auditors Office 14 January 1813

Peter Caverly Auditor of Accts



END FILE

1813 Jan.—Feb Legislative Acts

A Bill extending the time for making and Completing the valuation of property in Kent County.

H. R.

7 January 1813 read

8 read

9 read

and passed the House

J. Barratt

Sent for con—

In Senate 9 Jan'y read

11 read 2d time

12 read 3d time by paragraphs and passed the Senate

P. Allee, Clk

Engrossed.

An additional Supplement to an Act entitled "an Act for the valuation of Real and personal property within this State"

1813 ch 218

Whereas it hath been Represented to this General Assembly, that the assessors in the several hundreds of Kent County in this State have not yet made and Completed their valuation of property agreeably to the directions of the act to which this is an additional Supplement.

Be it therefore Enacted, by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the time of making and Completing such valuation, shall be and hereby is extended to Tuesday the nineteenth day of of this instant (January) at which time the Commissioners of the Tax in and for Kent County aforesaid shall meet at the Court House in the said County, and the said Assessors shall then and there attend on the said Commissioners, and then and there return to them their several Valuations of property, and the said Commissioners shall then and there arrange and do and perform every act and thing required of them to be done and performed on the first Tues day of December by the act to which this is an additional Supplement under the same penalties and in as full and ample manner as is prescribed and directed by the said act to which this is an additional Supplement; and immediately after the Completion and arrangement aforesaid the Clerk of the peace in and for the said County of Kent, shall set up and publish Alphabetical lists of such valuations, with notice in the same manner as is directed by the act of the General Assembly of this State entitled "a Supplement to an act entitled "an act for the Valuation of Real and personal property within this State" passed on the nineteenth day of January one thousand eleven Hundred and twenty seven, and for neglect or refusal so to do, to be punished in the same manner as is prescribed by said Act— and in case the said assessors shall not have made and Completed their several valuations by the time limited in this act the said Commissioners may and shall adjourn their sitting from day to day until the said assessors shall have made Completed and returned

1 their

Heir said several valuations in manner aforesaid - Provided that such Adjourned Meeting shall not extend beyond nor be held after the twenty sixth day of this instant -

A Supplement
to the Act entitled
an Act to increase
the daily allowances
of Grand & Petit Jurors
and for other purposes.

H. of R.
11 January 1813 read
12 " " read
15 " " read
and passed the
House of Reps.

In Senate Jany. 15.
read 1st. time.
19th read 2d time.
20, read 3 time by
paragraphs and lines
amended passed the
Senate. P. Allen Clk

Engrossed -

A Supplement to the act entitled an act to increase the daily Allowance of Grand and petit Jurors and for other purposes

1813 ch 219

Be it enacted by the Senate and house of Representatives of the State of Delaware in general Assembly met that in addition to the fee already allowed to grand and petit Jurors and to witnesses they shall each have three Cents per mile from the place of their abode respectively to the Court house of their County respectively for each and every day of their attendance any law custom or usage to the contrary notwithstanding

Amends to the
Jurors Bill

In Senate, Jan'y 20, 1813.

Amendment proposed to the bill for increasing the pay of Grand and petit jurors.

Add the following section to the said bill

"Sect 2. Be it enacted that all witnesses summoned before any referees to give testimony on any reference from Court, shall be allowed and paid the like Milage: Provided that the whole allowance made them shall not exceed six cents per mile, estimating the distance from the place of residence of the witnesses to the place of Meeting, for each and every day of their attendance: And that every auditor appointed by rule of Court, shall receive the same daily allowance for his attendance and for Milage as is established by law for jurors."

Extract from the Journals

Presley Allen, Clk

Sent for Concurrence

[illegible]
[illegible] to the act entitled
An act to incorporate a
Company under the name
of the Farmers' Bank of
the State of Delaware.

In Senate
15 Jany. 12 - read
13 read a 2d time
15 read the 3d time
by paragraphs and
passed the Senate
Presley Allee Clk

H. of R.
18 Jany - 1813
19 11/10 Read the 2d time
22 " " read the third time
by paragraphs and passed
the House -
S. Bills A. L. Hayes Clk
1813

1813 ch 222

An additional Supplement to the Act entitled "An Act to establish a Bank & incorporate a Company under the Name of the Farmers Bank of the State of Delaware."

Section 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That it shall be lawful for the President and Directors of the Farmers Bank of the State of Delaware, and they are hereby authorized and empowered (after having convened, in the Manner prescribed in the said Act, a Meeting of the Stockholders of the said Bank & obtained the assent of the said Meeting thereto) to institute and establish, on or before the first Day of January next, a Branch of the said Bank at the Borough of Wilmington, or at Brandywine, in this State, & to continue the same until the first Day of September in the year eighteen hundred & twenty two, for the purposes of Discount and Deposit, ~~and that the management of the said Boards & the making of said Discounts~~ and subject to like Conditions & ~~Privileges~~ Provisions with those made by the said Act in relation to the other Branches of the said Bank: and that the management of the said Branch & the making of said Discounts shall be committed to nine Directors, who shall be Citizens of the County

&

Newbern, six of whom shall be chosen by the Stockholders & three appointed by the General Assembly, in the Manner prescribed by the said Act for the Choice & appointment of Directors of the other Branches; which Directors, so chosen & appointed, shall be vested with Powers & Privileges co-ordinate with those of the Directors of either of the other Branches of said Bank.

Section 2. And Be it enacted that the Directors of the said Branch, on the Part of the Stockholders, may be appointed chosen by the said Stockholders at the Meeting mentioned in the first Section of this Act, held by them or at any subsequent Meeting in the course of the present year: and that the Directors on the Part of the State, for the Year, shall be appointed by the Governor.

Farmers Bank -

To establish a
Branch at Wil:
a Branch

An additional Supplement to the act entitled "An Act to establish a Bank & incorporate a Company under the Name of the Farmers' Bank of the State of Delaware."

1813 - ch 222

An Act to enable the President and Directors of the Farmers Bank of the State of Delaware to establish a Branch of the said Bank at the Borough of Wilmington or at Brandywine in this State

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That it shall be lawful for the President and Directors of the Farmers' Bank of the State of Delaware, on or before the first Day of January next & they are hereby authorized and empowered to institute and establish a Branch of the said Bank and continue until the first Day of September in the year eighteen hundred & twenty two at the Borough of Wilmington or at Brandywine in this State for the purposes of Discount and deposit and to commit the management of the under & subject to like Conditions and Provisions with those made by the act to which this is a Supplement in relation to the other Branches of the said Bank said Branch, and the making of said Discounts to such persons, as they may appoint and under such agreements, as they may deem proper; and to govern the said Branch by such rule, and regulations, as they may prescribe for that purpose

An act declaring the manner of instituting suits for recovering sums therein mentioned

In H. of R.

20. Jan. 1813. read first time
" " " read a second time
23 " " read a third time and passed

A. L. Hayes Clerk

In Senate January 23

Read

20. Read 2d time

27 read ~~the third~~ time by paragraphs and being amended passed the Senate.

Presley Ellis, Clk

Engrossed

1813 ch 223

An Act declaring the manner of instituting suits for recovering sums therein mentioned.

Be it declared and enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That all suits or actions for recovering from any person or persons any sum or sums, amount or balance due or payable from him or them for or on account of the Licenses hereinafter mentioned, which such person or persons may according to the laws of this State have distributed, or been furnished with, for that purpose – that is to say- Licenses to keep a public house of entertainment, and to sell all liquors, — Licenses for the same and to sell ale liquors, except wine, — Licenses to an Hawker or Pedlar travelling on foot, — Licenses to such persons travelling with one or more horses, — or Licenses of Marriage, — or for or on account of other fee, by law ascertained, limited and appointed to the use of the State, or any sum or sums, balance or amount charged upon the books of the Secretary of State, notwithstanding such sum or sums, balance or amount may be applicable to "The fund [redacted] establishing schools in the State of Delaware"

19 [redacted] to

20 [redacted]

the Officer or officers, to whom such sum or sums should in the first instance have been accounted for, or paid, ought to be and shall be instituted and prosecuted in

actions in the name of the State are now prosecuted

the name of "The State of Delaware" — and the form of such suit or action may be debt or Trespass on the case, as the circumstances of the case may require:

7 44

7 44

In Senate Jan. 27. 1813

Amendment proposed to the bill declaring the manner of instituting suits &c

Sect 1. lines 19 & 20 Strike out the words, and when paid into the treasury may be appropriated as part of that fund or otherwise.

Extract from the journal

Pressley Allen, Clk

An Act making provision for the Support of Government for the year 1813

2d In the H. of Rep.
22. January 1813. read
25. " " read by special order & passed.

[redacted]

A. L. Hays Clk.

In Senate Jan'y 25, 1813
read 1st time
26 read 2d time
29th read 3d time by paragraphs and passed the Senate with sundry amendments

P. Allen, Clk

1813 ch 227

An act making provision for the support of Government for the year one thousand eight hundred and Thirteen; and for other purposes.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met That the sum of fourteen thousand dollars shall be raised and paid into the Treasury of this State within the time and in the manner directed by an Act of the General Assembly entitled "An Act making provision for the support of Government for the year of our Lord one thousand eight hundred and ten; and for the more effectual ordering, assessing levying and collecting all such taxes as may be granted by the General Assembly" and shall be assessed and levied in the several Counties of this State in the following proportion; that is to say for the County of Newcastle the sum of five thousand three hundred and thirty three dollars and thirty three cents; for the County of Kent the sum of four thousand six hundred and sixty six dollars and sixty seven cents; and for the County of Sussex the sum of four thousand dollars.

2. And be it enacted That the aforesaid sum of Money shall be appropriated and applied to and in the following manner that is to say so much thereof as may be necessary shall be applied to the payment of the Salaries due and to become due to the Governor, Chancellor, Judges of the Supreme Court and Court of Common Pleas, Attorney General, Secretary and Auditor of Accounts up to the first day of January which will be in the year of our Lord one thousand eight hundred and ~~fourteen~~ thirteen; and so much thereof as may be necessary shall be applied to the payment of the daily allowance of the members of the General Assembly, their clerks and other expences, and for printing the Laws passed at this Session of the General Assembly and the Votes and Proceedings of the two branches thereof, and the residue, (if any there be) shall be applied to the payment of any sums of Money due to the citizens of this State for which provision shall be made by Law;

3. And whereas there is a deficiency of the tax granted by the act entitled "An act making provision for the support of Government for the year one thousand eight hundred and nine, and for other purposes" in the County of Newcastle of the sum of one thousand six hundred and fifty five dollars and six cents, and in the County of Sussex of the sum of forty seven dollars and one cent. Be it therefore enacted That the said sum of one thousand six hundred and fifty five dollars and six cents be raised and levied in the County of Newcastle, and the said sum of forty seven dollars and one cent be raised and levied in the County of Sussex in the time and in the manner as is directed by the first section of this act in addition to the sums mentioned in the said section

In Senate. Jan. 29. 1813

Amend the bill as follows:

Sect. 1. line 3. Strike out the words "fourteen thousand" and insert in lieu thereof "twelve thousand five hundred"

" line 13 & 14. Strike out "five thousand three hundred and twenty three dollars and thirty three cents" and insert in lieu thereof "four thousand seven hundred and sixty one dollars and ninety cents"

" line 15. Strike out "four thousand six hundred and sixty six dollars and sixty ~~and~~ seven ~~dollars~~ cents" and insert four thousand one hundred and sixty six dollars and sixty seven cents.

" line 16. Strike out "four thousand dollars" and insert "three thousand five hundred and seventy one dollars and forty three cents."

Extract from the Journal

for concurrence

Brushy Allen Clk

An Act concerning the Lands and premises of which James Maxwell late of Duck Creek Hundred in Kent County, who died intestate, was the owner at the time of his death.

In Senate Jan 22
Read 1st time
23. Read 2d time
25. Read 3d time by paragraphs and passed the Senate

P. Allen Clk

Sent for Con.

In the H. of R.
27. Jan. 1813. Read
29. " " Read 2d. time by Special Order & passed

John Banatt

1813 - ch 228

An Act concerning the Lands and premises, of which James Maxwell late of Duck creek Hundred in Kent county who died intestate, was the Owner at the time of his death.

Whereas it appears to the General Assembly, that in pursuance of certain proceedings in due manner had in the Orphans Court ~~of the State of Delaware~~ in and for Kent county concerning the division of the lands and premises, of which James Maxwell late of Duck Creek Hundred in said county, who died intestate, and without issue was the Owner at the time of his death, it has been duly represented to and made appear to the said court, that the said lands and premises could not be divided among the heirs and legal representatives of the said James Maxwell without prejudicing and spoiling the whole and that in virtue of an order of said court thereupon made said lands and premises have been valued and the valuation thereof reported to said court; and that ~~James~~ Robert Maxwell of Kent county aforesaid a Lunatick, brother of said James Maxwell deceased, has the right of accepting said lands and premises at the said valuation thereof;

And whereas the Petition of Presley Spruance of Duck creek Hundred aforesaid exhibited to the General Assembly represents, that all the other rights and shares in and of said lands and premises, excepting the right of the said Robert Maxwell, have come to him, but that the Orphans court considers, that the said Court cannot order the whole of the said land, and premises to him the said Presley Spruance, at the valuation thereof by reason that the said Robert Maxwell has the right to accept the same lands and premises at said valuation and cannot ~~refuse~~ in consequence of his lunacy refuse to accept the same. Therefore.

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, that if it shall be made to appear to the Orphans Court ~~of the State of Delaware~~ to be held in and for Kent county at any subsequent term or time that the aforesaid Robert Maxwell is a Lunatick and incapable at such term or time of accepting the lands and premises aforesaid at the valuation thereof, and that the aforesaid Presley Spruance holds all the other rights and shares in and of the said lands and premises or the ~~new~~ right to accept the same upon the refusal of the said Robert Maxwell, then and in such case the said Court may and shall order

the whole of the said lands and premises to the said Presley Spruance, if he will accept the same, in the same manner and form, as if the said Robert Maxwell were of sound mind and actually refused to accept the same; he the said Presley Spruance paying or ~~securing~~ securing the payment of the share of the said Robert Maxwell of the valuation-money of the said lands and premises as the said Court may appoint and direct.

Sec. 2. And be it further enacted, that the Orphans Court aforesaid, when making such order as aforesaid, may appoint and direct ~~that~~ the share of the said Robert Maxwell of the valuation-money of the aforesaid lands and premises to be paid to the County Treasurer for Kent county aforesaid; and the same being so paid shall be deposited in the treasury of said county and remain under the direction of the levy court, in trust and for the use of the said Robert Maxwell and be accounted for according to the form of an Act of the General Assembly, entitled "An Act to au-"thorize the commissioners of the levy-court and court of "Appeals, to recover and receive the valuation money of the "lands and premises of Robert Maxwell, a lunatic, now "confined in the public jail in of Kent county" passed at Dover February 11. 1812. And the payment by the said Presley Spruance of the said Robert Maxwell's share of said valuation money to the said county treasurer under such appointment and direction shall be good and effectual to all intents and purposes to exonerate and discharge the said Presley Spruance thereof and therefrom.

Sec. 3. And be it further enacted, that such order as aforesaid being made by the Orphans court and the payment of the said Robert Maxwell's share of the valuation money aforesaid being paid according to the appointment and direction of the said court, such order and payment shall forever debar the said Robert Max-well and his heirs from all right, title and demand of, in or to the lands and premises aforesaid, and vest all the title and estate of him the said Robert Maxwell ~~in them~~ of and in said lands and premises in the said Presley Spruance, his heirs and assigns.

A Supplement
to the Act to raise
a certain sum of
Money by lottery
to pave the streets of
New Ark -
Il of Rep
19 Jany 1813 read
20 " " read 2d time
22 " " read 3d time
~~and passed~~ by paragraphs
and passed the House
A. L. Hayes Clk
In Senate, Jan 22, read
& Committed
27 read 2 time
29 read 3d time by
paragraphs and
passed the Senate.
P. Allen Clk

A supplement to an Act entitled "an Act to en-
-able certain persons therein named, to raise a sum of money
not exceeding four thousand dollars, by Lottery, for the purpose of
paving or turnpiking the street in the village of Newark, in
Newcastle county, and for repairing the english school-
-house, and market house of said village" 1813 ch 229

Whereas it has been made appear to this general
Assembly, that the intention of the act to which this is
a supplement has not been executed, in consequence
of the death of James Tilton, and the resignation of George
Read, Levi Bowdin, Andrew Gray, and Frederick H. Holtzbecker.
For remedy whereof to supply the said vacancies
Be it enacted by the Senate and House of Representatives, of the State of
Delaware, in General Assembly met, That Henry Whitely, John Evans
Benjamin Watson, Joseph Chamberlain, junior, and John
Hustler, be, and they are hereby appointed managers of the said
Lottery, to act in the place and stead of James Tilton
deceased, and those herein named who have resigned; and that they
shall have and possess the same power and authority, and
likewise be subject to the same restraints and conditions
as those named in the act, to which this is a supplement.

An Act to authorise Parran Taylor to remove his negro slave Thomas from this State into the State of Maryland.

In the H. of Rep.

25. Jan. 1813 - read
26 " " read 2d time
by special order & passed the House — A L Hayes Clk

Sen H ~~for~~ ~~Ofn~~:
In Senate Jany 26, 1813
read & referred
27 read 2d time
29 read 3d time by paragraphs and passed the Senate.
P. Allee Clk

1813 ch 230

An Act to authorize Parran Taylor to remove his Negro Man Thomas from this State into the State of Maryland.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met That it shall and may be lawful for Parran Taylor to take and remove his negro man-slave Thomas from this State into the State of Maryland, and there to hold and detain him in his service by such right and title as he now holds and detains him, any law usage or custom to the contrary notwithstanding.

A Supplement to the
Act entitled "An act to
incorporate a School near
St James's church in Mill Creek
Hundred and County of New-
Castle.

In the H. of Rep.

25. Jan. 1813. Read
26. " " read 2d time
27 " " read 3d time
by paragraphs & passed.

C. L. Hayghe Clk

In Senate Jan. 27. 1813
read
28 read 2d time.
29 read 3d time by paragraphs and passed the
Senate P. Allee Clk

1813 ch. 231

A Supplement to the Act, entitled an Act to incorporate a School near St James' Church, in Mill Creek hundred and County of New Castle.

Whereas it appears to this General Assembly, that great Inconveniencies have arisen in consequence of the number of Trustees being required to meet before any business can be transacted, for remedying whereof

Sect 1 Be it enacted by the Senate and house of Representatives of the State of Delaware in General Assembly met; that at the next Annual meeting of the contributors and Supporters of "St James' School," it shall be lawful for them to elect five persons as Trustees of the Sd School, for the current year and annually in future, and a quoram of that number being met, shall have full power and authority of doing and performing all such matters, and things, as is authorized in the act to which this is a Supplement.

Sect 2 Be it enacted that so much of the Act to which this is a Supplement, as is hereby altered, be and the same is hereby declared Null and Void, any thing in the said Act to the contrary notwithstanding.

An Act for erecting and keeping in good repair a draw-bridge over St. Jones Creek —

In H. of Rep.

25 of Jan. 1813 — Read and recommitted to Mr. Clayton Vickers & Harlin

" " — reported and read 2nd time

Transcribed

1813 ch 235

An Act for erecting and keeping in good repair a draw-bridge over St. Jones Creek.

Whereas the erection of a draw-bridge over St. Jones Creek near the Forest-landing will be of great public utility, and it being represented to this general Assembly that the persons more immediately interested in the erection of the said draw-bridge, are willing to make ample contribution for that purpose

2. And Be it ~~Enacted~~ enacted ~~by the Senate and House of Representatives of the State of Delaware in General Assembly met, that Peter Harrington, Robert Hodgson, Robert Hardcastle John Clement, Thomas Peck and Thomas Cowdy James P. Morris, Ezekiel Hyppe and Charles Rasmus~~ be and they or a majority of them, are hereby appointed ~~commissioners~~ Managers with full power and authority to collect and receive all such sum of money as any person or persons of his her or their own free will and accord may or shall contribute for the erection of a draw-bridge over and at such place as may be fixed on by the ~~Commissioners aforesaid~~ across St. Jones Creek, ~~from the Draw at the Forest Landing to the Cripple on the Road leading from Dover to Duck Creek~~, and a good and sufficient Causeway from the said bridge over the Cripple bordering on the said Creek; and when the said ~~Commissioners~~ Managers shall have collected and received a sufficient sum of money to enable them to erect and build a good and sufficient draw-bridge over and across the said Creek of at least eighteen feet wide, and a causeway across the said cripple it shall and may be lawful for them and the survivors of them, and they are hereby required and enjoined to lay out and expend the same in the purchase of materials and the employment of workmen and labourers in and about the building erecting and making of the said draw-bridge and causeway, and to proceed in the same until the said work is completely finished.

3. And be it enacted that the said bridge shall be built of timber of the most durable kind that can be procured, with a draw of the length of at least twenty feet over the Channel or deepest part of the said Creek for the purpose of letting vessels sloops and schooners through

the same; and the persons navigating the said vessels so passing and repassing are hereby directed to raise or remove the said draw in such manner as that the same receive no damage thereby under the penalty of ~~dollars~~ for every such neglect or offence herein to be recovered with costs before any justice of the peace for Kent County one half thereof to be applied to the use of the party suing for the same, and the other half thereof to the purpose of maintaining the said bridge in good order and repair

And be it enacted That the said draw bridge and causeway after they shall have been erected and made as aforesaid shall be deemed and taken to be a public high way, free for all persons to pass and repass over and across the same free from toll or portage; and the said bridge and causeway are hereby directed to be kept in good order and repair in the same manner that other bridges are directed to be kept; and if any person shall wilfully injure or destroy the said bridge, such person so offending upon conviction in the court of general quarter sessions of the peace for the county aforesaid, shall be fined by the said court in such sum as they in their discretion shall think proper.

And be it enacted That the said ~~Commissioners~~ managers shall keep a regular and fair account of all sums of money received by them as aforesaid, and of the expenditure by them had and made in and about the necessary building erecting making and completing of the said draw bridge and causeway, and after the same shall be finished and completed as aforesaid the said accounts shall be open to the inspection and examination of the County Treasurer for the time being, who is hereby vested with full power and authority to examine into and inspect the said accounts and to adjust and settle the same and to report to the ~~Commissioners~~ county commissioners of the levy court and court of Appeals for Kent County, what sum if any, there be remaining in the hands of the said ~~late~~ managers ~~Treasurer~~, or the survivors of them; and the balance

if any so remaining shall be paid over to the said Treasurer, and shall be appropriated & applied to the purpose of maintaining and keeping the said Chain-bridge & causeway in good order & repair; and in case of neglect or refusal to pay over the said balance by the said ~~Commissioners~~ Managers or any of them to the said Treasurer, then he is hereby empowered & directed to sue for & recover the same.

S.B. Act for erecting & keeping in good repair a draw-bridge over St. Jones's creek.

In the H. of Rep.

25. of Jan. 1813 read & referred to Mssrs. Clayton Vickers Harlin

" " " reported & read 2d time

26 Jany 1813 read a 3d time by paragraphs & passed the House.

A. Hays

Sent for Con;

In Senate Jan 26, 1813

read

27 read 2d time.

30th read 3d time by paragraphs and being amended passed the Senate. P. Allee Clk

An Act for erecting and Keeping in good repair a Drawbridge over St. Jones's Creek.

Whereas the erection of a draw bridge over St. Jones's Creek near the Forest landing will be of great public utility; and it being represented to this general Assembly, that the persons more immediately interested in the erection of said draw bridge are willing to make ample contributions for that purpose.

Sect. 1. Be it therefore enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That Henry Molleston, Philip Hardcastle, John Boswell, Thomas Knock and Thomas Banday be and they are hereby appointed commissioners, who, or a majority of whom shall have full power and authority to fix upon and ascertain the proper site or place for a draw bridge across St. Jones's Creek near the Forest landing either above or below the same in their discretion; and when they have so fixed upon and ascertained a proper site for the said bridge, to make a return of their proceedings in the premises to the Court of General Quarter Sessions of the peace for Kent County there to be filed of record.

Sect. 2. And be it enacted, That James P. Morris, Ezekiel Stum, and Charles Kinney, be and they or a majority of them are hereby appointed managers with full power and authority to collect and receive all such sums of money as any person or persons of his, her or their own ~~will~~ free will and accord, may or shall contribute for the erection of a draw bridge over and across St. Jones's Creek

at such place as may be fixed on by the commissioners aforesaid, and a good and sufficient causeway from the said bridge over the cripple bordering on the said Creek; and when the said managers shall have collected and received a sufficient sum of money to enable them to erect and build a good and sufficient drawbridge over and across the said Creek of at least eighteen feet wide and a causeway across the said cripple it shall and may be lawful for them and the survivors of them and they are hereby required and enjoined to lay out and expend the same in the purchase of materials and the employment of workmen and labourers in and about the building, erecting and making of the said drawbridge and causeway and to proceed in the same until the said work is completely finished.

Sect. 3. And be it enacted that the said bridge shall be built of timber of the most durable kind that can be procured, with a draw of the length of at least twenty feet over the channel or deepest part of the said Creek for the purpose of letting vessels pass and repass through the same, and the persons navigating the said vessels so passing and repassing are hereby directed to raise or remove the said draw in such manner as that the same receive no damage thereby under the penalty of ten dollars for every such neglect or offence herein to be recovered with costs before any justice of the peace for Kent County, one half thereof to be applied to the use of the party suing for the same, and the other half thereof to the purpose of maintaining the said bridge in good order and repair.

Sect. 4. And be it enacted, That the said drawbridge and causeway after they shall have been so erected and made as aforesaid shall be deemed and taken to be a public highway, free for all persons to pass and repass over and across the same free from toll or frontage, and the said bridge and causeway are hereby directed to be kept in good order and repair in the same manner that other bridges are directed to be kept; and if any person shall wilfully injure or destroy the said bridge such person so offending upon conviction in the court of General quarter

Sessions of the Peace for the county aforesaid, shall be fined by the said Court in such sum as they in their discretion shall think proper.

Sec. 5. And be it enacted, That the said managers shall keep a regular and fair account of all sums of money received by them as aforesaid and of the expenditures by them had and made in and about the necessary building, erecting, making and completing of the said drawbridge and causeway, and after the same shall be finished and completed as aforesaid, the said account shall be open to the inspection and examination of the County treasurer for the time being who is hereby vested with full power and authority to examine into and inspect the said accounts and to adjust and settle the same and to report to the ~~Levy~~ commissioners of the Levy Court and Court of Appeals for Kent County, what sum if any there be remaining in the hands of the said managers or the survivors of them; and the balance if any so remaining shall be paid over to the said treasurer, and shall be appropriated and applied to the purpose of maintaining and keeping the said drawbridge and causeway in good order and repair, and in case of neglect or refusal to pay over the said balance by the said managers or any of them to the said treasurer then he is hereby empowered and directed to sue for and recover the same.

In Senate Jan. 30. 1813

Brief

And be it enacted that the Managers aforesaid shall have powers and authority to contract with the owners or owners of the Cripple and land adjacent to the said bridge for so much thereof as may be necessary for the making and laying of the said Causeway and getting and procuring sand and gravel for the said Causeway

Extract from the Journal

test for Con.

P. Allen Clk

MUTILATED DOCUMENT

1. Be it therefore enacted by the Senate and House of
Representatives of the State of Delaware in General
Assembly met That Henry Molleston Philip Hardcastle
John Conwell Thomas Rodk and Thomas Lindsey
be and they are hereby appointed Commissioners
who, or a majority of whom shall have full
power and authority to sit upon and ascertain
the proper site or place for a ~~bridge~~ draw-
bridge across St. Jones Creek near the Forest
Landing either above or below the same as
their discretion; and when they have so sit upon
and ascertained a proper site for the said bridge
to make a return of their proceedings in the pre-
mises to the Court of General Quarter Sessions
of the Peace for Kent County there to be
filed of record

1813 ch 236

1813

An additional supplement
an act entitled an Act to ena-
ble the owners and possessors of the
Meadow grounds, marsh, and cripp-
les on Red lion Creek in N. Castle County
to put the bank, dams, sluices &
floodgates in repair and to raise a
fund to defray the expenses thereof

In the H. of Rep.

27. Jan. 1813. Read -

28. " " Read the 2d time
by special order and passed the House
sent for con. A Ledyard Clk

In Senate Jan. 28, 1813 read
and referred.

29 read 2d time

30 read 3d time by unanimous
and passed the Senate

P. Allee Clk

County and all and every part of any former Act of Assembly relating to or concerning the said Reelion Marshes now in force and which is not hereby altered and supplied shall be remain and continue in full force.

An Act to enable McKimmey Hudson to erect a dam on or across Cæsar's branch in Baltimore Hundred and County of Sussex & for other purposes.

In the H. of R.

26. Jan. 1813. read
27. " " read
28. " " read 3d time

and passed —

A. L. Hayes —

Sent for con.

In Senate Jan. 28. 1813 read 1st time and referred

29th " read 2d Time

Feb. 1 read 3d time by paragraphs and passed the Senate.

P. Allen Clk

1813

dc 237

An act to enable McKimmey Hudson to erect a dam on or across Leasors branch in Baltimore Hundred and County of Sussex and for the condemnation of two acres of Land on the West side of the same at the place contemplated by the petitioner

Sec 1. Be it enacted by the Senate and House of representatives of the State of Delaware in General assembly met, that it shall and may be be lawfull for McKimmey Hudson His Heirs or assigns at any time not exceding three years from and after the passing of this act to erect or cause to be Erected a mill or dam at the place aforesaid -

Sect 2 and be it enacted that the prothonotary of the County of Sussex shall upon application issue a writ to the Sheriff of the same County commanding him to Summon five freeholders who shall with the said Sheriff go upon and view the land adjoining the mill and dam to be erected as aforesaid, on the west side of Leasors branch at the place above contemplated, and shall condemn and cause to be surveyed and marked out two acres thereof to be laid out in such form as they may deem proper for the use of the said intended Mill, and shall as well cause to be Surveyed and marked out all the low Ground marsh or cripple at the place aforesaid that may be Covered with water or drowned in Consequence of raising the aforesaid dam, and the said Sheriff and freholders shall also determine the true value of the Lands so Condemned and the loss which the Owner or Owners of such adjacent ends to be Surveyed and marked out as aforesaid as also the damage and Loss the Owner or Owners of the low grond marsh or cripple which may be eventualey overflowed by reason of the dam for the use of said Mill shall stain, and the said Sheriff and freholders are likewise Commanded by a certain instrument under their hands and seals to certify and return with a plot the premises so condemned together with their verdict proceedings thereon to the Next Court of Common pas thereafter to be held, and if approved of by the court the same shall be so endorsed and field where it shall remain of record and forever transfer a good title in fee, of the said land and Marsh so condemned, and valued as aforesaid, unto the said McKimey Hudson his heirs or assigns, provided the said McKimmey Hudson his heirs or assigns shall

pay or tender the condemnation money so soon ~~as the~~
as the return to be made by the sheriff and freholders
is approved of by the Court aforesaid unto him her or them
or his her or their executors or administrators from whom
the said adjacent lands shall be taken as aforesaid

Sec 3 Provided always that before the said Sheriff and
freeholders shall go upon the premises aforesaid the
Sheriff shall Give the parties ten days notice, and
each of said freholders shall previous thereto be
Qualified by the Sheriff faithfully and impartia-
-lly to execute and discharge the duties prescribed
him by this act to the best of his skill and judgm-
-ent and the said Sheriff shall receive for each
day he may be employed four dollars, and the
Jurors each one dollar, each day to be paid by
the said McKimmey Hudson his heirs or assigns

An Act respecting the Arms belonging to the State of Delaware.

In Senate Jan 18. read 19 read 2d time abt 1813

Transcribed

1813 ch 241

An Act respecting the Arms belonging to the State of Delaware.

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, that the Governor be and he is hereby authorized, empowered & required to cause to be collected and, brought to the Town of all those Arms & Equipments which have been purchased and/or contracted for under the Act entitled "An Act to enable the Governor to make a Detachment of the Militia and for other Purposes"; as well as all those Arms which have been, or shall hereafter be, issued to this State, under and by Virtue of the Act of Congress passed on the twenty third Day of April, in the year eighteen hundred and eight, making an annual appropriation of Two hundred Thousand Dollars for the purpose of arming and equipping the

Militia of the United States and their Territories: that the Governor shall procure on Rent, a suitable Place in the said Town for depositing the said Arms, and hire & employ such skilful and trusty Person or Persons, as may be necessary for keeping the said Arms and Equipments in proper & complete Order; and that the Governor shall brand each musket with the words "State of Delaware" for the Purpose of carrying this act into Effect and that the Governor be authorised to draw upon the State Treasurer for any sum not exceeding Dollars to be paid out of any Money in the Treasury not otherwise appropriated.

Section 2. And be it enacted, That an account of the Expenditures under this Act shall be annually passed by the Governor, in time to be laid before the General Assembly at their next Session in January.

An Act to incorporate a company to erect a drawbridge over the Christiana Creek at the village of Newport and for other purposes therein mentioned

In H. of Rep.

20. Jan. 1813 — read

22. " " read 2d time

Engrossed

1813 ch 293

An Act to Incorporate a Company to erect a Drawbridge over the Christiana Creek at the Village of Newport and for other purposes therein mentioned.

Sect 1 Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met that

be and they are hereby appointed Commissioners to do and perform the several things hereinafter mentioned that is to say they shall on or before the first Monday of April next procure one or more books and in each of them enter as follows: "we whose Names are hereunto subscribed do promise to pay to the president Managers and Company of the Newport Bridge Company the Sum of Twenty five dollars for every Share of Stock set opposite to our respective Names in such manner and proportions and at such times as shall be determined on by the President and Managers of the said Company" and shall thereupon give Notice in one of the Time and place when and where the said books shall be opened to receive subscriptions for the Stock of the said Company at which Time and place some Two of the said Commissioners shall attend and shall permit and suffer all persons of Lawful age or Bodies Politic or Corporate in person or by attorney to subscribe for any Number of Shares in the Capital Stock and the said Books shall be kept open by some one of the Commissioners untill there shall be subscribed three hundred and Twenty Shares of the Capital Stock ~~shall be subscribed~~ — provided that every person offering to subscribe in the said Books in his own Name or any other name shall previously pay to the attending Commissioner or Commissioners the Sum of five Dollars for every Share to be subscribed out of which shall be paid the expenses attending the taking the subscriptions and other incidental Charges and the remainder shall be paid over to the Treasurer of the Corporation as soon as the same shall be organized and the officers shall be chosen as hereafter mentioned

Sel 2 and be it enacted by the authority aforesaid that when Ten or more persons shall have subscribed one hundred Shares they shall be created and erected into a Body politic and Corporate by the Name State and title of "the Newport Bridge Company" and by that Name the said Subscribers shall have perpetual succession and all the privileges and franchises incident to a Corporation and shall be Capable of Taking and Holding their said Capital Stock and the increase and profits thereof and of enlarging the Same from time to Time by New Subscriptions in such manner and form as they shall think proper if such enlargement shall be found necessary to fulfil the intent of this Act and of purchasing taking and holding to them and their successors and Assigns and of Selling Transferring and conveying in fee simple or any lesser estate all such Lands Tenements hereditaments and estate real and personal as shall be necessary for them in the prosecution of their works and of suing and being sued and of doing all and every other matter and thing which a Corporation or body politic or ~~[illegible]~~ may lawfully etc -

Sel. 3 Be it enacted that the Commissioners aforesaid or a Majority of them shall within five days after one hundred Shares of the Capital Stock shall be subscribed shall give Public Notice at least Ten days of the Time and place by them to be appointed for the first meeting of the Subscribers at which Time and place the said Subscribers shall proceed to organize the said Corporation and shall Choose by a Majority of Votes of the said Subscribers by Ballot to be Delivered in person or by proxy duly authorized one President and four Managers one Treasurer and such other Officers as they shall think necessary to Conduct the Business of the Company for one Year and untill other such Officers shall be chosen and shall and may make such by Laws Rules orders and Regulations not inconsistent with the Laws and Constitution of this State as shall be

necessary for the well ordering the affairs of the said Company provided always that each person shall have at such elections and at other meetings any number of votes not exceeding six at such meetings for any share of stock one vote, provided nevertheless that all future elections and meetings and elections of the said Corporation shall be held at such place in such manner and form as aforesaid at such hours as the Managers shall direct and appoint

Sect 4 and be it enacted by the Authority aforesaid that the said Company shall meet on the first Monday of April in every year at such place as shall be fixed by their by Laws for the purpose of choosing Officers as aforesaid for the ensuing year in manner aforesaid and at such other times as they shall be notified by the managers in such manner and form as shall be prescribed by their by laws at which annual or special Meetings they shall have full power and Authority to make alter or Repeal by a Majority of Votes in manner aforesaid all such by Laws Rules orders and Regulations as aforesaid and to do and perform any other Corporate act

Sect 5 and be it further enacted by the Authority aforesaid that the President and Managers first to be chosen as aforesaid shall procure Certificates to be written or printed for all the Shares of the Stock of the said Company and shall deliver one such Certificate Signed by the President and Countersigned by the Treasurer and sealed with the Common Seal of the said Corporation to each person for every Share by him subscribed and Label he paying in part of the Sum due thereupon for such and every Share which Certificate shall be Transferable at his pleasure in person or by Attorney in the presence of the Treasurer duly first however to all payments due and owing thereon and the Assignee holding any Certificate having first caused the Assignment to be entered in the Book of the Company to be kept for that purpose shall be a member of said Corporation and for every Certificate by him held shall be entitled to the Share of the Capital Stock of and of all the

estates and emoluments of the Company and to Vote as aforesaid at the meetings thereof

Sec 6 ~~And be it Enacted that the President and Managers Shall meet at such times and places and may be Convened in such manner as shall be agreed on for transacting their business at which time three shall form a quorum and in Case of the absence of the President may choose a Chairman and shall keep minutes of all their Transactions fairly entered in a Book and a quorum~~

Sec 6 and be it enacted that the President & managers ~~directors and Company shall~~ of the Newport Bridge Company shall at their own proper Carts and Charges erect a draw bridge across the Christiana Creek at the Village of Newport where the Public Ferry is kept across the said Creek of the Following Dimension to wit The Bridge shall be of the width of not less than eighteen feet to be built of good durable Timber with a Draw of the Length of ~~twenty five~~ Thirty feet over the Channel or deepest part of the said Creek for the purpose of letting Vessels pass and repass through the same which Draw shall at all times on the approach of any Marked Vessel or Vessels be drawn at the Expence of the said Newport Bridge Company and that without any Let or hindrance to the said Vessels in passing and repassing at all times and without any Charge or Carts of ~~to~~ such marked Vessel for Drawing said Bridge under and subject to the Penalties and forfeitures hereinafter provided

Sec 7 and be it Enacted that the [illegible] President and managers shall meet at such Times and places and may be Convened in such manner as shall be agreed on for Transacting their business at which three shall form a quorum and in Case of the absence of the President may Choose a Chairman and shall keep Minutes of their

Transactions fairly entred in a book and a quorum being met the shall have full power and authority to agree with and appoint all such superintendants certain and offers as they shall Judge Necessary to carry on the intended works and to fix their Salaries and wages to ascertain the Times Manner and proportions when and in which the Stockholders shall pay the Money due on their Respective shares in order to carry on the works to draw Orders on the Treasurer for ~~the payment~~ all moneys necessary to pay the salaries or wages of persons by them employed — and for Labour done and materials provided in the prosecution of the work which orders shall be entred or Registered in their Book of minutes and shall be signed by the President or in his absence by by a Majority of a quorum and Countersigned by their Secretary and generally to do all such other Acts Matters and things as by the by Laws Rules ~~and~~ Ordinances and Regulation of the Company shall be Committed to them.

Sect 8 And be it enacted that if any Stockholder whether original subscriber or assignee after Ten days notice in one of the Public News papers printed in this State or other Notice Public in writing of the Time and place appointed for the payment of any proportion or instalment of the said Capital Stock in order to carry on the said work shall neglect to pay such proportion at the place appointed for the space of thirty days after the Time appointed for the payment thereof every such Stockholder shall in addition to the instalment so called for pay at the Rate of five per Centum per month for any delay of such payment and if the same and the additional penalty shall remain unpaid for such space of Time as that the Accumulated penalty shall become equal to the sum before paid in part and on account of such share the same may be forfeited by and and to the said Company and may be sold by them to any other person or persons willing to purchase for such price as can be Obtained therefore or in default of payment by any Stockholder of any such instalment as aforesaid the President and Managers may at their election Cause suits to be brought before a Justice of the Peace or in any Court having Competent Jurisdiction for the Recovery of the same together with the penalty

penalty aforesaid Provided always that the Recovery in any Suit shall in no Case exceed the amount of such instalment or instalment as may be due on such share together with the accumulated penalty at the rate aforesaid as shall equal the sums before paid on the same shares and the Cost of Suit and provided also that no Stockholder whether original subscriber or assignee shall be intitled to vote at an election or at any General or Special meeting of the said Company unless the whole sum due and payable as aforesaid on the share or shares by him held at the time of such election or General or Special meeting shall have been fully paid and discharged as aforesaid

Sec 9 and be it enacted that for and in Consideration of the expenses that the Stockholders will be at in the erecting the said Bridge and in the maintaining and keeping the same in Repair the said bridge and works with all their profits shall be and the same are hereby Vested in the said Corporation for ever and it shall be Lawful for the said President and Managers after the said bridge shall be erected to appoint a Toll gatherer and to demand and receive the Following Tolls or portage for crossing said bridge To wit for any Single horse and Rider four Cents for any Led horse ox Cow or heifer Two Cents for any Foot passenger Two Cents for any Sheep and hog one Cent for a coach or other four wheel Carriage and pair of Horses and passengers eighteen Cents for a Chair or Sulky horse and Rider Ten Cents for a Cart one horse and Driver Ladon or unladon Ten Cents for a waggon Ladon or unladon Two horses and Driver eighteen Cents for any other Horse Mule or ox in a Cart or waggon Two Cents for any Sleigh or Sled with one horse Ten Cents every other Horse Two Cents.

Sec 18 Be it enacted that every person or persons who shall prefer an Annual Contract for the use of the said Bridge shall be intitled to the benefits of the same for himself and Family ~~[illegible]~~ ~~[illegible]~~ for the sum of four Dollars to be paid in such manner that a quarterly payment shall always be in advance and if any person

or persons who work to make such Contract shall think the said Annual ~~Contract~~ payment unreasonable and disproportionate to the Number of their Family and the use of the said Bridge the party so aggrieved shall choose one Freeholder and the President of the said Newport Bridge Company shall appoint an other Freeholder ~~who~~ shall decide what reduction shall be made from the Annual payment hereinbefore specified and in case the Two persons so chosen can not agree they shall chuse a third person and then they three persons or a Majority of them shall decide as aforesaid or in case the said President shall neglect or refuse to chuse a Freeholder for the space of Ten days then the Freeholder chosen by the party aggrieved as aforesaid shall decide what reduction ought to be made which shall be the Commutation for the Current Year

Sect 11 and be it enacted that if the President ~~or manager~~ or any person or persons by them appointed and having the Care and keeping of the said bridge shall not exact or demand any greater prices or rates than what are hereinbefore prescribed and specified he or they so offending shall for any offence forfeit and pay any sum not exceeding Twenty Dollars one moiety thereof to the party grieved and the other moiety to the Justices of the Poor for the use of the Poor of said County to recover as Debts to the same amount are Recoverable by the Laws of this State

Sect 12 Be it enacted that President and managers of the Newport Bridge Company shall chuse & appoint a Freeholder and the ~~President or Chairman of the~~ Levy Court of New Castle County shall chuse & appoint an other Freeholder ~~who~~ shall make a Valuation of the wharves heretofore erected at the Newport Ferry but in Case the Two Freeholders thus to be chosen and appointed as aforesaid can not agree they shall chuse a third person ~~[illegible]~~ and the three persons so chosen shall go on the premises and view and ascertain a Reasonable Compensation to be made New Castle County for the wharves & Landing places heretofore made at the Newport Ferry but in Case ~~the President or Chairman of the Levy Court shall neglect or refuse to appoint or chuse a Freeholder for the space of Ten days from the time the President and Managers of the Newport Bridge Company shall make application to him~~ ~~the Freeholder~~

~~appointed~~ by the said President & managers of the Newport Bridge Company shall proceed to view and value the said wharves and landing places and make a Return thereof in writing to the office of the Clerk of the Peace in and for the County of New Castle who shall Record the same in the Book where the Records and proceedings of the Levy Court are kept and the said County of New Castle shall be Intitled to a Number of Shares of the Capital Stock of the Newport Bridge Company equal to the Valuation of the wharves so as aforesaid to be Valued and it shall and may be Lawful for ~~the President or Chairman of the Levy Court of said County~~ to Vote at all elections of President & managers of the said Company for the Shares of Stock which New Castle County may have at any Time in the said Capital Stock of the Newport Bridge Company, and the Treasurer of New Castle County for the Time being shall Receive the Dividends of such Shares Standing in the Name of New Castle County on the Books of the said Newport Bridge Company to and for the use of New Castle County, and it shall be Lawfull for the said Newport Bridge Company to hold the said wharves and Landing places so to be Valued as aforesaid to them and their successors and assigns for ever —

Sol. Be it enacted that if any person or persons shall Refuse or neglect to pay the Rate of pontage or toll as aforesaid it shall and may be Lawful for the person or persons having the Care & Collection of the Pontage or Toll of said bridge ~~or either of them~~ to refuse passage to any such person or persons untill he she or they shall Comply and pay the pontage or Toll as aforesaid

Sol 14 and be it enacted that the President and managers of the said Newport Bridge Company shall for the safety of Travellers as well as the Navigation place or Cause to be placed on each side of the Draw a Lamp on suitable Posts which Lamps shall be Lighted within one Hour from the Setting of the Sun and Continue Lighted untill day Light and the said President and managers of the aforesaid Company or their Toll keeper shall forfeit and pay for every night the said Lamps shall not be Lighted the Sum of Ten Dollars to be Recovered as other Fines in this Act and applied in the same manner —

Sect 15 and be it further enacted that if any person or persons shall
Cut Injure or destroy any piece or pieces of Timber or plank or
plank or other things belonging to said Newport Bridge
or shall remove the Same from the said bridge or shall in
any wise damage the Same or shall extinguish the Lamps
aforesaid or shall Cut down or otherwise destroy the Draw
or other Improvements made by the said Company and
being thereof Convicted upon the oath or affirmation of
one or more Credible witness or witnesses before any
Justice of the Peace of New Castle County shall pay over
and above the damage done to the said bridge and
works the Sum of thirty Dollars to be Recovered under
the hand and seal of the Justice of the Peace before
whom the Conviction was had to be applied one half thereof
to the use of the said Company and the other half for
the use of the Poor of New Castle County

Sect 16 Be it Enacted that the President and managers
of the said Newport Bridge Company shall [illegible] all
Times keep and maintain the Draw of the said
Bridge for the Free passage of Vessels with fixed
masts required to be Constructed by this act in good
order and sufficient repair and at all Times
after the erection of the said bridge and during its
Continuance give or Cause to be given good
attendance at the said bridge to draw and Raise
the Same when Required and peaceably freely and [illegible]
quickly suffer any Vessel or Vessels to pass and repass
through the said Draw free from all manner of Toll
and of the President and managers or any person or
persons having the Care of the bridge and Draw
shall neglect or Refuse to give good and faithful
attendance at the said Draw or to raise the Same
so as to permit the passage of all Vessels Free from Toll
such person or persons or the President and managers
of the said Bridge so neglecting or refusing shall
for each and any offence forfeit and pay to the person
or persons aggrieved for any fifteen Minutes his or
their Vessel or Vessels shall be detained by the Default
or neglect of the parties aforesaid the Sum of Ten
Dollars to be Recovered as other penalties in this
Act

Sec 17 and be it enacted by the authority aforesaid that the Freeholders directed to be chosen and appointed to view and value the wharves at the Village of Newport shall cause a survey of the said wharves on each side of the Christiana Creek to be made and Returned with their Valuation a Correct map or plan of the same into the office of the Clerk of the Peace of New Castle County who shall Record the same with the Return of the said Valuation and it shall at all times be Lawful for the said Newport Bridge Company to have and use from the Centre of the said wharves and parallel with the same thirty feet on each side for the use of said Company and the said Bridge shall be and the same are hereby declared to be a Public High way free for all and every citizen of the United States to pass and repass at all times they paying the Tall or pentage in this act mentioned

Sec 18 and be it further enacted that it shall and may be Lawful for the President or Chairman of the Levy Court of New Castle County for the time being to subscribe for and in account of New Castle County for any Number of Shares of the Capital Stock of the said Newport Bridge Company and he is hereby authorized to take and hold the said Shares for the use of New Castle County and to exercise the Right of Voting at all elections for President & managers and on all questions at the meetings of the Stockholders and the Treasurer of New Castle County for the time being shall Receive the Dividends of Tolls for the Shares of Stock for the use of New Castle County

If authorized by the Sd. L. Ct.

Sec 19 and be it Enacted that the President and managers shall keep a Just and True account of all moneys Recd for Tall and shall half yearly make and declare a Dividend of the Clear profits all Contingent Costs and Charges and a reasonable fund for the Repairs of the said Bridge and other improvements being first deducted and reserved among all the Stock holders of the said Company and shall publish the half yearly dividends to be made of the Clear profits among the Stockholders and shall give notice of the time and place of payments and shall Cause the same to be paid —

Sect 19 and be it enacted that if at the end of Two Years from the Time that the President and Managers of the Newport Bridge Company shall begin to Receive Tolls it shall appear that from the Average profits for the said Two Years that the Clear income and profits thereof will not leave a Dividend of three pounds per Centum on the whole Capital Stock of the said Company expended that it shall and may be Lawful to and for the President and Managers to increase the Tolls herein allowed in equal proportions upon each and any allowance thereof except as to Commutations so as to leave the Dividends upto three and not exceeding Nine per Centum per annum

Sect 20 and be it enacted by the Authority aforesaid that as soon as the President and Managers of the Newport Bridge Company shall have erected the said Bridge it shall be Lawful for them to apply to the Chief Justice of the Supreme Court or Court of Common Pleas who shall nominate and appoint three skilful and Indifferent freeholders to View and Examine the Same and Report to him whether the Bridge is executed in a workmanlike manner according to the direction of this Act and of their Report or a Majority of them being the Affirmative then the Chief Justice shall by License under his hand permit the Gates to be erected and the Toll collected as is prescribed in this Act

Sect 21 and be it enacted by the Authority aforesaid that if the Levy Court of Newcastle County shall after the year one thousand eight hundred and Twenty pay to the said Newport Bridge Company the Sum which the said Company shall have expended upon the Bridge duly authorized to be erected with all the Improvements thereto belonging shall be Vested in the County of Newcastle and from the Conveyance vested by this Act shall come to have any Operation

Proposed Amendment
to the Constitution of
U. S. from N.C.

In Senate Jan'y 22, 1813
Read and postponed
until the next Session.
J. Allen Clk

Jan'y 8, 1814 Reported

STATE OF NORTH-CAROLINA.

In General Assembly, 5th December, 1812.

RESOLVED UNANIMOUSLY, That our Senators in the Congress of the United States be instructed, and our Representatives requested to endeavor to obtain the following Amendment to the Constitution of the United States, to wit.

That for the purpose of choosing Representatives in the Congress of the United States, each State shall by its Legislature be divided into a number of Districts equal to the number of Representatives to which such State may be entitled.

Those Districts shall be formed of contiguous Territory, and contain as nearly as may be an equal number of Inhabitants entitled by the Constitution to be represented: In each District the qualified Voters shall elect one Representative and no more.

That for the purpose of appointing Electors of President and Vice-President of the United States, each State shall, by its Legislature, be divided into a number of Districts, equal to the number of Electors to which such State may be entitled; those Districts shall be composed of contiguous Territory, and contain as nearly as may be an equal number of Inhabitants entitled by the Constitution to representation: In each District the persons qualified to vote for Representatives shall appoint one Elector and no more. The Electors when convened shall have power, in case any one or more of those appointed as above prescribed, shall fail to attend for the purposes of their said appointment on the day prescribed for giving their votes for President and Vice-President of the United States, to appoint another or others to act in the place of him or them so failing to attend.

Neither the Districts for choosing Representatives, nor those for appointing Electors, shall be altered in any State until a Census and apportionment of Representatives under it made subsequent to the division of the State into Districts, shall change the number of Representatives and of Electors to which such State may be entitled. The division of the States into Districts hereby provided for, shall take place immediately after this Amendment shall be adopted and ratified as a part of the Constitution of the United States, and successively afterwards whenever by a Census and apportionment of Representatives under it, the number of Representatives and of Electors to which any State may be entitled shall be changed; the division of such State into Districts for the purposes both of choosing Representatives and of appointing Electors shall be altered agreeably to the provisions of this Amendment and on no other occasion.

RESOLVED, That the Governor of the State be requested to forward a Copy of the preceding Amendment to each of our Senators and Representatives in the Congress of the United States, and also to the Executives of the several States, accompanied with a request that the same may be laid before their respective Legislatures.

GEORGE OUTLAW, Speaker of the Senate.
WILLIAM MILLER, Speaker of the House of Commons.

I, Pleasant Henderson, Clerk of the House of Commons, do certify that the foregoing is a true Copy of the original on file in my Office.

P. HENDERSON. C. H. C.

December, 24, 1812.

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[illegible] to incorporate a com-
pany to erect a drawbridge
over the Christiana Creek at
the village of Newport and
for other purposes.

In the H. of Rep
20. Jan. 1813. read
22. " " read the 2d time
26. " " read the 3d time
by paragraphs and passed the House
Sent for Concurrence. A. L. Hays Clk.

In Senate Jan'y 27, 1813 read
29th read 2d time

Ord. 2. read 3d time by paragraphs
and being amended passed the
Senate. P. Allen, Clk

House Bills
1813

1813 ch 243

An Act to incorporate a Company to erect a drawbridge over the Christiana Creek at the Village Village of New Port, and for other purposes therein mentioned.

Sect 1 Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met: That John Caldwell James Stroud, George Read, Kinsey Johns and John Crow, be and they are hereby appointed Commissioners to do and perform the several things hereinafter mentioned, that is to say, they shall on or before the first Monday of April next procure one or more books, and in each of them enter as follows" we whose names are hereunto subscribed do promise to pay to the President, managers and Company of New Port Bridge Company the sum of twenty five dollars for every share of stock set opposite to our respective names in such manner and proportions, and at such times as shall be determined on by the President and managers of the said Company, and shall thereupon give notice of the time and place when and where the said books shall be opened to receive subscriptions for the stock of the said

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said company at which time and place some
two of the said Commissioners shall attend and
shall permit and suffer all persons of lawful
age or Bodies Politic or Corporate in person or
by Attorney to subscribe for any number of shares
in the Capital Stock, and the said books shall
be kept open by some one of the Commissioners
until there shall be subscribed three hundred
and twenty shares of the Capital Stock: Pro
-vided that every person offering to subscribe in
the said books in his own name, or any other name
shall previously pay to the attending Commissioner
or Commissioners the sum of five dollars for every
share to be subscribed out of which shall be paid
the expenses attending the taking the subscriptions,
and other incidental charges - and the remainder
shall be paid over to the treasurer of the Company
as soon as the same shall be organized and the
officers chosen as is hereafter mentioned

2 And be it enacted by the authority aforesaid
that when ten or more persons shall have sub
-scribed one ~~hundred~~ shares they shall be
~~united~~ created and united into a Body

Politic and corporate by the name, style and title of "The New Port Bridge Company" and by that name the said Subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation, and shall be capable of taking and holding their said Capital Stock and the increase and profits thereof, and of enlarging the same from time to time by New Subscriptions in such manner and form as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this Act, and of purchasing taking and holding to them and their successors and assigns, and of selling, transferring & conveying in fee simple or any lesser estate, all such lands tenements, hereditaments and estate, real and personal as shall be necessary for them in the prosecution of their works, and of doing and being done, and of doing all and every other matter and thing which a Corporation or body politic may lawfully do --

And be it enacted; That the Commissioners

aforesaid or a majority of them shall, within
3 five days, after one hundred shares of the capital
stock shall be subscribed, shall give public
notice at least ten days of the time and place
by them to be appointed for the first meeting of
the Subscribers at which time and place the
said subscribers shall proceed to organize the
said Corporation and shall choose by a majority
of Votes of the said subscribers by Ballot to be
delivered in person or by proxy duly authorized,
12 One President and four Managers, one treasurer
and such other officers as they shall think necessary
to conduct the business of the Company for one
year, and until other such officers shall be chosen
and shall and may make such by laws, rules ordin
and regulations, not inconsistent with the laws
and constitution of the State as shall be necessary
for the well ordering the affairs of the said Com
=pany; Provided always that each person shall
have at such elections and in determining any
question arising at such meetings for every share
of stock not exceeding ten one Vote; Provided

nevertheless, that all future annual meetings and elections of said corporation shall be held with such notice and in such manner and form aforesaid at such places as the Managers shall direct and appoint.

Sect 4 And be it enacted by the authority aforesaid that the said Company shall meet on the first Monday of April in every year at such place as shall be fixed by their by laws for the purpose of choosing officers as aforesaid for the ensuing year in manner aforesaid, and at such other times as they shall be noticed by the Managers in such manner and form as shall be prescribed by their by laws, at which annual or special Meetings they shall have full power and authority to make alter or repeal by a Majority of Votes in manner aforesaid, all such by laws, rules, orders and regulations as aforesaid, and to do and perform any other corporate Acts.

Sect 5 And be it further enacted by the authority aforesaid, that the President and Managers first

to be chosen as aforesaid shall procure certificates to be written or printed for all the shares of the Stock of the said Company and shall deliver one such certificate signed by the President and Countersigned by the treasurer and sealed with the Common Seal of said Corporation, to each person for every share by him subscribed and held, he paying in part the sum due thereupon for each and every share, which certificate shall be transferable at his pleasure in person or by Attorney in the presence of the treasurer, subject however to all payments due and to grow due thereon and the assignee holding any certificate, having first caused the assignment to be entered in a book of the Company to be kept for that purpose shall be a member of said ~~Company~~ Corporation, and for every certificate by him held shall be entitled to one share of the Capital Stock, and of all the estates and emoluments of the Company, and to vote as aforesaid at the meetings thereof.

Sec. 6 And be it enacted that the President & managers

of the New Port Bridge company, shall at their own proper costs and charges erect a Draw Bridge across the Christiana Creek at the Village of New Port where the public ferry is kept across the said Creek of the following dimension, to wit, the Bridge shall be of the width of not less than eighteen feet to be built of good durable timber, with a draw of the length of thirty feet, over the channel or deepest part of the said Creek for the purpose of letting Vessels mast and unmast through the same, which draw shall at all times on the approach of any masted Vessel or Vessels be drawn at the expense of the said New Port Bridge Company. And that without any let or hinderance to the said Vessel in masting and unmasting at all times and without any charges or costs to such masted Vessel for drawing said Bridge, under, and subject to the penalties and forfeitures herein after provided.

Sect. 7 And be it enacted, That the President & managers shall meet at such times and places, and may be convened in such manner and form as shall be agreed on for transacting their

business, at which three shall form a quorum,
and in case of the absence of the President
may choose a Chairman and shall keep minutes
of their transactions fairly entred in a book
and, a quorum being met they shall have full
power and authority to agree with and appoint
all such superintendants, artists and officers as
they shall judge necessary to carry on the in-
=tended works, and to fix their salleries & wages
to ascertain the terms manner & proportions
when and in which the stock holders shall
pay the money due on their respective shares
in order to carry on the works, to draw orders
on the treasurer for all monies necessary to pay
the salaries or wages of persons by them employed,
and for labour done and materials provided in
the prosecution of the work, which orders shall be
entred or registered in their Book of Minutes,
and shall be signed by the President or in his
absence by a Majority of a Quorum and Counter
=signed by their Secretary, and generally to do all
such other acts matters and things as by the by
laws rules ordinances and regulations of the

Company shall be committed to them ∨

Sect 8 And be it enacted, that if any Stock holder, whether original subscriber or assignee, after ten days notice in one of the public Newspapers printed in this State, or other public notice in writing of the time and place appointed for the payment of any proportion, or instalment of the said Capital Stock in order to carry on the said work, shall neglect to pay such proportion at the place appointed for the space of thirty days after the time appointed for the payment thereof every stockholder shall, in addition to the instalment so called for, pay at the rate of five per centum per month for every delay of such payment, and if the same and the additional penalty shall remain unpaid for such space of time as that the accumulated penalty shall become equal to the sum before paid in part and on account of such share, the same may be forfeited by and to the said Company and may be sold by them to any other person or persons willing to purchase, for such price as can be obtained therefor, or in default of payment by any Stockholder of any such instalment as aforesaid, and the President and managers may at their election

cause suits to be brought before a Justice of the peace, or in any Court having competent jurisdiction for the recovery of the same, together with the penalties aforesaid; Provided always that the recovery in any suit shall in no case exceed the amount of such instalment or instalments as may be due on such share together with the accumulated penalty at the rate aforesaid as shall be equal the sums before paid on the same shares and the cost of suit and provided also that no stockholders whether original subscriber or assigned shall be intitled to vote at an election or at any general or special meeting of the said company unless the whole sum due and payable as aforesaid on the share or shares by him held at the time of such election or general or special meeting shall have been fully paid and discharged as aforesaid.

Sect 9. And be it enacted that for and in consideration of the expinses that the stockholders will be at in the erecting of the said bridge and in the maintaining and keeping of the same in repair, the said bridge and works with all their profits shall be and the same are hereby vested in the said corporation forever, and it shall be lawful for the said President and managers after the said bridge shall be erected to appoint a toll gather and to demand and receive the following tolls or pontage for crossing

the said Bridge, to wit; for ~~every~~ single horse and rider, four cents; for every led horse, ox, cow
15 or heifer two cents; for every foot passenger two cents; for every sheep and hog one cent; for a coach or other four wheel-carriage and pair of horses and passengers, eighteen cents; for a chair or sulkey, horse and rider, ten cents; for a Cart one horse and driver laden or unladen, ~~ten~~ cents; for a waggon laden or unladen two horses and driver, eighteen cents; for any other horse, mule, or ox in a cart or waggon, two cents; for any sleigh or sled with one horse, ten cents; every other horse two cents.

Sect. 10. Be it enacted, that every ~~other~~ person or persons who shall prefer an annual contract for the use of the said bridge shall be intitled to the benefit of the same for himself and family for the sum of four dollars per annum, to be paid in such manner that a quarterly payment shall always be in advance; and if any person or persons who wish to make such contract shall think the said annual payment unreasonable and disproportionate to the number of their family and the use of the said bridge the party so aggrieved shall choose six Freholders and the President of the said Newport bridge company shall appoint another freholder who shall decide what reduction shall be made from the annual payment hereinbefore specified and in case the two persons so chosen cannot agree they shall choose a third person and then the three persons or a majority of them shall decide as afsd, or in case the said President shall neglect or refuse to choose a freholder for the space of ten days then the Freholder chosen by the party aggrieved as afsd, shall decide what reduction ought to be made, which shall be the commutation for the current year.

Sect. 11. And be it enacted that if the President and managers or any person or persons by them appointed, and having the care and keeping of the said bridge, shall exact or demand any greater prices or rates than what are herein before prescribed and specified, he or they so offending, shall forfeit any such offence forfeit and pay any sum not exceeding twenty dollars, one moiety thereof to the party aggrieved and the other moiety to the trustees of the Poor for the use of the poor of said County to be recovered as debts to the same amount are recoverable by the laws of this State.

Sect. 12. Be it enacted that the President and managers of the Newport Bridge company shall choose and appoint a Freholder and the Levy Court of Newcastle County shall choose and appoint another Freholder who shall make a valuation of the Wharves heretofore erected at the Newport Ferry, but in case the two Freholders thus to be chosen and appointed as aforesaid cannot agree, they shall choose a third person and the three persons so chosen shall go on the premises and view and ascertain a reasonable compensation to be made to Newcastle County for the wharves and landing places heretofore made at the Newport Ferry; but in case the Levy Court shall neglect or refuse to appoint or choose a Freholder upon application to them made at any annual or Special meeting by the President and managers of the

New Port Bridge company the freeholders appointed by the said President and managers of the New Port Bridge company shall proceed to view and value the said Wharves and landing places and make a return thereof in writing to the office of the clerk of the Peace in and for the County of Newcastle who shall record the same in the book where the records and proceedings of the Levy Court are kept, and the said County of Newcastle shall be entitled to a number of shares of the Capital Stock of ~~Newcastle~~ the New Port Bridge Company equal to the valuation of the wharves so as aforesaid to be valued, and it shall and may be lawful for the Levy Court at their annual meeting to appoint any one member of their body, or in case they shall refuse or neglect to make said appointment, then the President ~~and~~ or chairman is hereby authorized to vote at all elections of President and managers of the said Company for the shares of stock which New Castle may have at any time in the said Capital stock of the Newport Bridge Company, and the treasurer of New Castle County for the time being shall receive the dividends of such shares standing in the name of New Castle County in the books of the said Newport Bridge company to and for the use of New Castle County, and it shall be lawful for the said New Port Bridge Company to hold the said Wharves and landing places so to be valued as aforesaid, to them, and their successors and assigns forever.

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Sect. 13. Be it enacted that if any person or persons shall refuse or neglect to pay the rate of pontage or toll as aforesaid it shall and may be lawful for the person or persons having the care and collection of the pontage or toll of said bridge to refuse passage to any such person or persons until he, she, or they shall comply with and pay the pontage or toll as aforesaid.

Sect. 14. And be it enacted, that the President and managers of the said Newport Bridge Company shall for the safety of travellers as well as the navigation, place or cause to be placed on each side of the draw a lamp on suitable posts which lamps shall be lighted within one hour from the setting of the sun and continue lighted until daylight, and the said President and managers of the aforesaid company or their toll keeper shall forfeit and pay for every night the said lamps shall not be lighted the sum of ten dollars to be recovered as other fines in this act and applied in the same manner.

Sect. 15. And be it further enacted that if any person or persons shall cut injure or destroy any piece or pieces of timber or plank or planks or other things belonging to the said Newport Bridge, or shall remove the same from the
6 said bridge or shall in anywise damage the same, or shall extinguish the lamps aforesaid, or shall cut down or otherwise destroy the draw or other improvements made by the said company and being thereof convicted upon the oath or affirmation of one or more credible witness or witnesses before any justice of the Peace of Newcastle County, shall

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over and above the damage done to the sai
bridge and works the sum of thirty dollars
to be recovered under the hand and seal of the
Justice of the Peace before whom the convic
tion was had, to be applied one half thereof
to the use of the said company and the other
half to the use of the poor of New Castle Coun

by.

Sect. 16. Be it enacted that the President &
managers of the said Newport Bridge Com
pany shall at all times, keep and maintai
the draw of the said bridge ~~to the Sea pass~~
~~of vessels with fixed masts~~ required to be con
6 v structed by this act for the free passage of vessels
with fixed masts, in good order and sufficient
repair and at all times after the erection of th
said bridge, and during its continuance give
or cause to be given good attendance at the
- said bridge to draw and raise the same, when
required and peaceably and quietly suffer any
13 v vessel or vessels to pass and repass through the
said draw free from all manner of toll, and
if the President and managers or any person
or persons having the care of the bridge and
draw shall neglect or refuse to give good
and faithful attendance at the said dr
or to raise the same so as to permit the pas
of all vessels free from toll such person or p
sons or the President and managers of the sa
bridge so neglecting or refusing shall forfe
and every offence forfeit and pay to the pe
son or persons aggrieved for every fifteen min
this after or their vessel or vessels shall be de
tained by the default or neglect of the par
aforesaid the sum of ten dollars to be reco

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as other penalties in this Act.

Sect. 17. And be it enacted by the authority aforesaid that the Freeholders directed to be chosen and appointed to view and value the wharves at the village of Newport, shall cause a survey of the said wharves on each side of the Christina Creek to be made and returned with the with their valuation a correct map a plan of the same into the office of the Clerk of the Peace of Newcastle County who shall record the same with the return of the said valuation and it shall at all times be lawful for the said Newport Bridge company to have and use from the center of the said Wharves and parallel with the same thirty feet on each side for the use of said company and the said bridge shall be and the same is hereby declared to be a public highway free for all and every citizen of the United States to pass and repass at all times they paying the toll or pontage in this Act mentioned.

Sect. 18. And be it further enacted, that it shall and may be lawful for the President or Chairman of the Levy Court of Newcastle County for the time being if authorized by the Levy Court, to subscribe for and in account of Newcastle County for any number of shares of the capital Stock of the said Newport bridge Company, and he is hereby authorized to take and hold the said shares for the use of Newcastle County and to exercise the right of voting at all elections for President and managers and on all questions at the meetings of the Stockholders and the treasurer

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of Newcastle County for the time being shall receive the dividends of tolls for the shares of stock for the use of Newcastle County.

Sect. 19. And be it enacted that the President & managers shall keep a just and true account of all monies received for toll and shall half yearly make and declare a dividend of the clear profits, all contingent costs and charges and a reasonable fund for the repairs of the said bridge and other improvements being first deducted and reserved among all the Stockholders of the said company, and shall publish the half yearly dividends to be made of the clear profits among the Stockholders and shall give notice of the time and place of payments and shall cause the same to be paid.

Sect. 20. And be it enacted that if at the end of two years from the time that the President and managers of the Newport bridge Company shall begin to receive tolls, it shall appear that from the average profits for the said two years, the clear income and profits thereof will not bear a dividend of six per centum per annum on the whole capital Stock of the said company expended, it shall and may be lawful to and for the President and managers to increase the tolls herein allowed in equal proportions upon each and every allowance thereof, except as to commutations so as to raise the dividends, not to six and not exceeding nine per centum per annum.

Sect. 21. And be it enacted by the authority aforesaid, that as soon as the President and managers of the Newcastle Bridge com-

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shall have erected the said bridge, it shall and
5 may be lawful for them to apply to the chief Justice
6 of the Supreme Court or Court of Common Pleas who
shall nominate and appoint three skilful and judi-
cious freeholders to view and examine the same
and report to him whether the bridge is erected in
a workmanlike manner according to the direc-
tion of this act, and if their report or a majority
of them be in the affirmative then the Chief
Justice shall by license under his hand permit
the gates to be erected and the toll to be collected
as is specified in this act.

Sect. 22. And be it enacted by the authority
aforesaid, that if Levy Court of Newcastle
County shall after the year one thousand eight
hundred and thirty three pay to the said New-
Port Bridge company the sum which the said
Company shall have expended, the bridge hereby
authorized to be erected with all the improvements
thereto belonging shall be vested in the County
of Newcastle and that this corporation creat-
ed by this act shall cease to have any opera-
tion.

In Senate, Feb. 2. 1813.

Amendments to the bill

Sect 2. line 3, Strike out 'one', and insert "four"
" 3 " 3, make the same amendment
" 12, Strike out four, and insert seven
6 " 5, Strike out after the word, following, to the word same draw, and insert "description, to wit, the bridge shall be built upon piles of at least 20 feet from each other, and the said bridge shall be of the width of not less than 20 feet, and be of good durable timber, with a draw of the length of 30 feet over the channel, and at right angles with the said channel; that the said company shall provide and at all times maintain such platforms, buoys and other accommodations for rendering the passage of shallops and other craft, navigating the said creek through the said draw as safe and easy as practicable, and so as to occasion to the said vessels as little detention, interruption or inconvenience as possible.

"add the following to the end of the section

~~Sect 6~~ Provided Nevertheless that in the construction or erection of the said Bridge, abutments or wharfs it shall not be lawfull to Erect or put up any wharf or abutment on either side of the said Stream or Creek lower than High water mark of the said Stream or Creek

In Senate, Feb. 2. 1813.

Amendments to the bill

Sect 2. line 3, strike out 'one', and insert "four"
" 3 " 3, make the same amendment
" 12, strike out four, and insert seven
6 " 5, strike out after the word, following, to the word same draw, and insert "description, to wit, the bridge shall be built upon piles of at least 20 feet from each other, and the said bridge shall be of the width of not less than 20 feet, and be of good durable timber, with a draw of the length of 30 feet over the channel, and at right angles with the said channel; that the said company shall provide and at all times maintain such platforms, buoys and other accommodations for rendering the passage of shallaps and other craft, navigating the said creek through the said draw as safe and easy as practicable, and so as to occasion to the said vessels as little detention, interruption or inconvenience as possible.

" [illegible] the following to the end of the section contained to the contrary [illegible]

add the following to the end of the 7th Section
"Not inconsistent with the Constitution and
Laws of this State"
Sect 9. line 15, Strike out two & insert one
" 15 " 0, Strike out wise, & insert "otherwise wilfully"
" 16 Strike out of this Section from the word act
to the word repeals in the 13th line, and insert in
lieu thereof
~~[illegible]~~ "as well as the Platforms Buoys & other
Accommodations for the expediting of the Passage of Vessels
through the said Bridge herein before directed to be provided
in good order and sufficient Repair, and at all Times after the
erection of the said Bridge, and during its' Continuance give,
a cause to be given good attendance at the said Bridge to draw and raise the same
on the approach of any masted Vessel intending to pass the Draw,
so as to have the same removed by the Time, such Vessel
arrives thereat, & peaceably & quietly suffer such Vessel, "
~~to pass through the said Draw~~
add the following as the 17th Section.
~~Be it~~ Sec. And be it enacted, That ~~if~~
the Commander of
if any Vessel approaching the said Draw Bridge in
~~the Night Time~~, ~~that~~ the shall cause a Horn or Shell to be
from the Deck of the Vessel by some Person standing on the Deck of such Vessel
loudly & distinctly blown at the Distance of half a mile from said
Bridge, & shall cause the same to be repeated steadily as often as by the nature of the Case
it shall appear as the said Vessel
approaches the said Bridge, the same shall be considered as full
& sufficient Notice of the approach of said Vessel to said Bridge;
and in Case the Keeper of the said Bridge shall neglect or refuse
to have the ~~same~~ Draw of the said Bridge removed by the
Time such Vessel arrives thereat, ~~when~~ the said Company
shall be answerable to the Owner or Owners of such Vessel for
all Damages they may sustain by Reason thereof to be recovered
before any Justice of the Peace of the said County if not exceeding
twelve Pounds, & if exceeding that Sum before any Court of Law
of the said County, with Costs & Damages as in other like Cases:
~~And be it enacted that the said Company for each Neglect or Refusal~~
~~shall forfeit and pay~~

Sect 18 — Strike out this section

" 20 — Strike this section out

21 lines [illegible] Strike out "Chief justices of the ~~Court of~~ Supreme [illegible]t or Court of common pleas," and insert "[illegible]ernor"

ad[illegible] the following section to the bill

And be it enacted by the authority aforesaid that it shall not be lawfull for the New Port Bridge Company or any of their officers to Receive any toll or portage for passing or repassing the said Bridge, untill ~~the~~ ~~[illegible]~~ the Road from Newcastle to Newport shall be made a good & sufficient artificial ~~road~~ Turnpike Road, any thing herein contained to the Contrary notwithstanding

Extract from the journal

P. Allee, Clk

Sent for Concurrence

An act to alter the times of holding the Courts of Law and Equity in this State

H. of Rep.

Feb. 1. 1813. read

" 3. " read 3d time by special order and passed.

John Barratt

Feb. 3 read

" read by S. order

3 read by special order by paragraphs and passed the Senate

P. Allen Clk

3

1813 Ch 244

An Act to alter the Times of holding the Courts of Law, and Equity in this State.

Sect. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met, that from and after the passing of this Act, the Supreme Court, Court of Common Pleas, and Court of General Quarter Sessions of the Peace and Gaol Delivery, and Court of Chancery, shall be held in each of the Counties of this State, twice in every Year, and the Terms of the said Courts shall commence, and be held as follows, that is to say; the Supreme Court, ~~shall~~ in Sussex County, on the third Monday of March, and second Monday of October; in Kent County on the fourth Monday of March, and third Monday of October; and in Newcastle County on the Monday next following the fourth Monday of March, and on the second Monday after the terms of the said Court shall commence in October in Kent County: ~~and on the fourth Monday of October~~ And the Court of Common Pleas and Court of General Quarter Sessions of the Peace and Gaol Delivery shall commence and be held in Sussex County, in April, on the third Monday after the Monday on which the Term of the Supreme Court shall commence in Newcastle County, and in November on the second Monday after the terms of the Supreme Court shall commence in Newcastle County in October or November as the case may be ~~on the second Monday after the fourth Monday in October~~; in Kent County, on the second Monday after the Terms of the Court of Common Pleas shall commence in Sussex County; and in Newcastle County, on the second Monday after the Terms of said Court shall commence in in Kent County: And the Court of Chancery shall commence and be held in Kent County, on the third Monday of February, and second Monday of August; in Sussex County, on the first Monday of March, and third Monday of July; and in Newcastle County on the second Friday after the Supreme Court shall commence in Newcastle County in March or April as the Case may be; and on the second Thursday after the second Monday in August.

Section 2. And be it enacted, that The High Court of Errors and Appeals shall be held and kept, once in every Year, at the Town of Dover, in Kent County, on the first Monday of August, to receive hear and judge of Appeals and Writs of Error, in all Matters of Law and Equity which may come before the said Court from the Court of Chancery, the Supreme Court, and the Court of Common Pleas, in every County of this State.

Section 3. And be it enacted, that all Appeals, Writs of Error, Bills, Actions, Suits, Indictments, Answers, Pleas, Commissions, Writs, Processes, Bail Bonds, and all other Proceedings Matters and Things whatsoever, relating to any Cause at Law, or in Equity, civil or criminal, which now is, or hereafter shall be depending before, or returnable, to The High Court of Errors and Appeals, the Court of Chancery, the Supreme Court or Court of Common Pleas of General Quarter Sessions of the Peace and Gaol Delivery, shall be and remain in full Force and Effect; and shall be returnable to the Court to which they severally belong, on the Days and Times respectively herein appointed; and shall have relation to, and be heard, tried and determined, on the Days and Times so herein appointed, in as full and ample Manner, as any Appeal, Writ of Error, Bill, Action, Suit, Indictment, Answer, Plea, Writ, Writ, Process, Bail Bond, and other Proceeding, Matter or Thing, now can, or ever could have been tried, heard and determined before any such Court.

Section 4. And be it enacted, that the Tenth Section of an Act, entitled "An Act to regulate the Courts in this State," passed the fourteenth Day of June in the Year Seventeen hundred and ninety three; and the First Section of an Act

entitled "An Act to alter and amend an Act to regulate the Courts in this State," passed the Seventh Day of February in the Year Seventeen hundred and ninety four, and of the first Section of an Act entitled "An Act for altering the Times for holding the Court of Chancery in this State," passed the twenty first Day of January in the Year Eighteen hundred and two, shall be, and are hereby repealed, made null and void.

Table of the Courts according to the proposed Bill

The High Court of Errors and Appeals 1st Monday, 2d Day of August

Court of Chancery & Orphans Court.

Kent	3d Monday, 15th of February	2d Monday 9th of August
Sussex	1st Monday, 1st Day of March	3d Monday 19th of July
Newcastle	2d Friday after 3d Monday of March	3d Thursday, 19th August

Supreme Court

Sussex	3d Monday 15th March	2d Monday 11th October
Kent	4th Monday 22d March	3d Monday 18th October
Newcastle	5th Monday 29th March	4th Monday 25th October

Court of Common Pleas

Sussex	3d Monday 19th April	2d Monday 15th November
Kent	1st Monday 3d May	4th Monday 29 ~~22d~~ Nov^r
Newcastle	3d Monday 17th May	1 Monday 13th December

The Bill will produce this Inconvenience - The Supreme Court will set at Newcastle the 4th Monday of October, about the 25th, a

26th, & 24th Days of October, or the 27th of 1806, the 4th Monday
happens on 27th of Oct^br^ - The Circuit Court sits by Law, at Dover
on the 27th, which will commonly happen which the Supreme
Court is at New Castle - There ought then to be a week
between the End of the Supreme Court in Kent and the
Beginning of the Supreme Court in New Castle - ~~of Cases~~
Then the Bill should be amended, in the place where the
Supreme Court is to sit at New Castle in October, by striking out these words
the fourth Monday of October, & say instead thereof, "and
on the second Monday after the Terms of the said Court shall
commence in October, in Kent County." And that the Commencement
of the Common Pleas, in Sussex County may correspond, strike out the words
after the fourth Monday in October, and instead thereof say, "on the
second Monday after the Terms of the Supreme Court shall commence in New Castle County
October & November as the Case may be." ~~in New Castle County~~

Saml A. Black, Chief Justice

An Act for the payment
of certain claims.

In the H. of R.

30. Jan.. 1813 read.

" " " read 2d time
by special order & passed

John Barratt.
Sent for con.

In Senate Jan. 30 read

Feb. 2. read 2d time.

3 read 3d time
by paragraphs and
being amended passed
the Senate

P. Miller

1813 ch 245

An Act for the Payment of certain claims

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met. That the Treasurer of this State be and he is hereby authorized and directed to pay to George Read Esquire the sum of one hundred Dollars for a balance of fees due him as Counsel in suits brought by the pretended Proprietaries against certain citizens of this State; to pay James Harper Esquire six Dollars and sixteen cents for his fees as Register & copies of certain papers furnished the State Treasurer in a suit against the State by Edward Polk to pay said James Harper Esquire as administrator of John. B. Wooten the sum of seventy seven Dollars and fifty cents for printing the laws of the extra session held in May 1812 printing Commissions licenses &c — to pay Charles M. Cullen Esquire ten Dollars & twenty cents for attendance & charges as a commissioner to ascertain and report the probable expense of erecting a Penitentiary or State Prison, to pay Cornelius P. Comegys Samuel White & John Clark Esquires each the sum of Nine Dollars for attendance to qualify Witnesses

1813 ch 243

An Act for the Payment of certain claims

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met. That the Treasurer of this State be and he is hereby authorized and directed to pay to George Read Esquire the sum of one hundred Dollars for a balance of fees due him as Counsel in suits brought by the pretended Proprietaries against certain citizens of this State, to pay James Harper Esquire six Dollars and sixteen cents for his fees as Register & copies of certain papers furnished the State Treasurer in a suit against the State by Edward Polk to pay said James Harper Esquire as administrator of John. B. Wooten ~~& to~~ the sum of seventy seven Dollars and fifty cents for printing the laws of the extra Session held in May 1812 printing Commissions licenses &c — to pay Charles M. Cullen Esquire ten Dollars & twenty cents for attendance & charges as a commissioner to ascertain and report the probable expense of erecting a Penitentiary or State Prison, to pay Cornelius P. Comegys Samuel White & John Clark Esquires each the sum of Nine Dollars for attendance to qualify Witnesses

and draw orders for the payment of Witnesses
as provided for by a law passed May 23d 1812.
to pay William Riley ten Dollars for publishing
Proclamations issued by the Governor, to pay—
25 Jesse Green Esquire one hundred and ~~fifty two~~ Dol.
—lars and sixteen cents for expenses of printing and
Postage incurred as adjutant General of the Milit
of this State, to pay the Hons John Fisher Esquire late
Secretary of State thirteen Dollars & sixty cents for
the expense of sending the Laws passed in 1811
& 1812 to the Counties of Newcastle and Sussex
and 4 to pay his Excellency Joseph Haslett
~~thirty two~~ Dollars for expenses incurred in pro—
—curing Arms for the Militia of this State—

Sectn 2 And be it enacted that the Treasurer
of this State whenever money comes into his hands
arising from military fines of sufficient amount
shall pay to John Reed the sum of Seventy one
Dollars and fifty cents for military fines paid over
by him in 1810 and which he has been unable to
collect in consequence of the operation of a law
passed in May last

In Senate Feb. 3, 1813

Amend the title by striking out after the word and in the 25 line of 1st section the words, fifty two, and inserting seventy four, and insert after the word "Claims" in the title "and for other purposes"

Ajrd to add the following section to the title

Sec. And be it enacted, That the State Treasurer be and he is hereby authorized empowered & required to pay out of any money in the Treasury not otherwise appropriated unto William Hite Wells, George Read Jr. & Cornelius P. Comegys a sum not exceeding five Hundred Dollars for carrying into Effect the Resolutions passed by this General Assembly respecting Captain Jacob Jones: and that the said Wm. H. Wells, George Read Jr & Cornelius P. Comegys submit to the next General Assembly an account of their Expenditures of the said Money.

Extract from the Journal

P. Wallace Clk

Draft for Con.

A supplement to the act entitled "An Act for rendering the acknowledgment of deeds more easy."

In the H. of Reps.

13. Jan. 1813 read

15. " — " read 2d time

22. " — " — read 3d time by paragraphs and passed the House —

A. L. Hayes Clk

In the Senate January

23. read

25 read 2d time & ~~postponed~~

Feb. 3 read 3d time by special order by paragraphs, and being amended passed

P. Allen, Clk

1813 ch 246

A Supplement to the Act intitled "An Act for rendering the acknowledgment of deeds more easy"

Sect. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met; That from and after the passing of this Act it shall and may be lawful for any two justices of the peace when sitting together within the several counties of this State, respectively; and they are hereby respectively authorized and empowered to take the acknowledgment of all bargains and sales, deeds and conveyances of lands, tenements and hereditaments within this state, together with the private examination of femes covert separate and apart from their husbands when a party to such deed, bargain, sale, or conveyance of lands, tenements and hereditaments, in the same manner and to the same effect as the same heretofore might or could be done by any Justice of the Supreme Court, or Court of Common Pleas, or the chancellor whereupon the same shall be recorded and the Recorder shall certify thereon under his hand, and seal of his office the day and year he recorded the same, and the name and number of the book and page wherein the same was recorded.

Sec. 2. And be it enacted that the fees for taking the acknowledgment of every such deed and all services thereon, shall be sixty cents and no more, whether one or more persons be named as grantors therein: and that the fee for taking the acknowledgment of a manumission, whether one or more slaves are emancipated thereby and certifying the same, shall be twenty cents and no more.

A Supplement to
the Act entitled an
Act to render the
Acknowledgment
of deeds more easy.

H. of R

13 Jany 1813 read

15 " " read

22 " — " read the
third time and passed

A. Sevier Clerk

Transcribed

A Supplement to the Act "Intituled an Act for rendering the Acknowledgment of Deeds more easy" ——

Sect. 1st Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met. That from and after the passing of this Act it shall and may be lawful for any ~~Justices of the Peace~~ two justices of the peace w/un sitting together within their several Counties of this State respectively and they are hereby respectively authorized and impowered to take the acknowledgment of all bargains and sales deeds and conveyances of lands tenements and hereditaments within this State together with the private examination of Femes covert seperate and apart from their husbands when a party to any such Deed bargain sale or conveyance of lands tenements or hereditaments, in the same manner and to the same effect as the same heretofore might or could be done by any Justice of the Supreme Court or Court of Common Pleas or the Chancellor, whereupon the same shall be Recorded and the Recorder shall certify thereon under his hand & Seal of his office the day and year the Recorded the same and the name or number of the book and page wherein the same was Recorded ——

Sect. 2. And be it enacted that the Fees for taking the acknowledgment of every such Deed and all services thereon shall be sixty cents and no more whether one or more persons be named as grantors therein — and that the fees for taking the Acknowledgment of a Manumis-

whether one or more slaves are emancipated thereby and certifying
the same shall be twenty cents & no more

add the following section to the 4th

In Senate, Feb. 3, 1813

Sec. 2. And be it enacted that the Certificate indorsed by the said Justices on any Deed acknowledged by Husband & Wife shall be according to the following Form.

State of Delaware ss. Be it remembered that on
this day of in the year of our Lord
one thousand eight hundred and
personally appeared before us the subscribers
two of the Justices of the peace in and for the
County of and his wife the
grantors named in the above and foregoing
Indenture and they the said and
severally acknowledged the same to be
their act and deed respectively and desired
it might be recorded as such; And
further certify that the said being
the day and year aforesaid privately
examined by separate and apart
from her said husband and out of his
hearing whether the said did declare
and say that she signed sealed and
delivered the said Indenture willingly
and freely without fear, compulsion or
illusage of her said husband or fear of his
displeasure In Witness whereof we have
hereunto set our hands the day and
year aforesaid Extract from the Journal

O. Adler, Clk

An act for the payment of an instalment to become due on the fourth of May next on the stock held by this State in the Farmers Bank of the State of Delaware

H of Rep

28 Jany 1813 read

29 " " read by special order & passed the House J. Barratt

Sent for con:

In Senate Jan 29 read

30 read 2d time

Feb. 1 read 3d time by paragraphs and passed the Senate P. Allee Clk

An act making

1813 ch 247

An Act providing for the payment of an instalment to become due on the fourth of May next on the Stock held by this State in the Farmers Bank of the State of Delaware

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the State Treasurer shall on the fourth day of May next pay out of any money in the Treasury not otherwise appropriated such sum of money as may be necessary to discharge the instalment then becoming due on the shares held by the State in the Stock of the Farmers Bank of the State of Delaware.

Sec. 2 And be it enacted That the Trustee of the Fund for establishing schools shall in like manner, at the day aforesaid, pay out of any money belonging to the said Fund such sum as may be necessary to discharge the instalment then becoming due on the shares held by the said Trustee in the Stock of the said Bank.

Sec. 3. And be it enacted That the said Trustee at the day aforesaid shall transfer to the State Treasurer for the use of the State, at the then market price, so many shares of the stock of the said bank as with the money belonging to the said Fund at that time will be sufficient to discharge the instalments then due on the stock then held by him in the said ~~Stock~~ Bank; and the said State Treasurer is hereby authorized and required to receive the said transfer and to pay the money therefor to the said Trustee.

Sec. 10 And be it enacted, That the Governor be & he is hereby authorised to ~~draw out of the Treasury & to be~~ ~~[illegible]~~ to apply so much of the Money as is by this Act appropriated, as he shall deem ~~it~~ to be necessary for obtaining such printed orders & blank Returns as the adjutant General is directed by Law to furnish.

disagreed to

adhered to.

~~[illegible]~~

Extract from the Journal

Presley Allen, Clk.

Sent for Con.

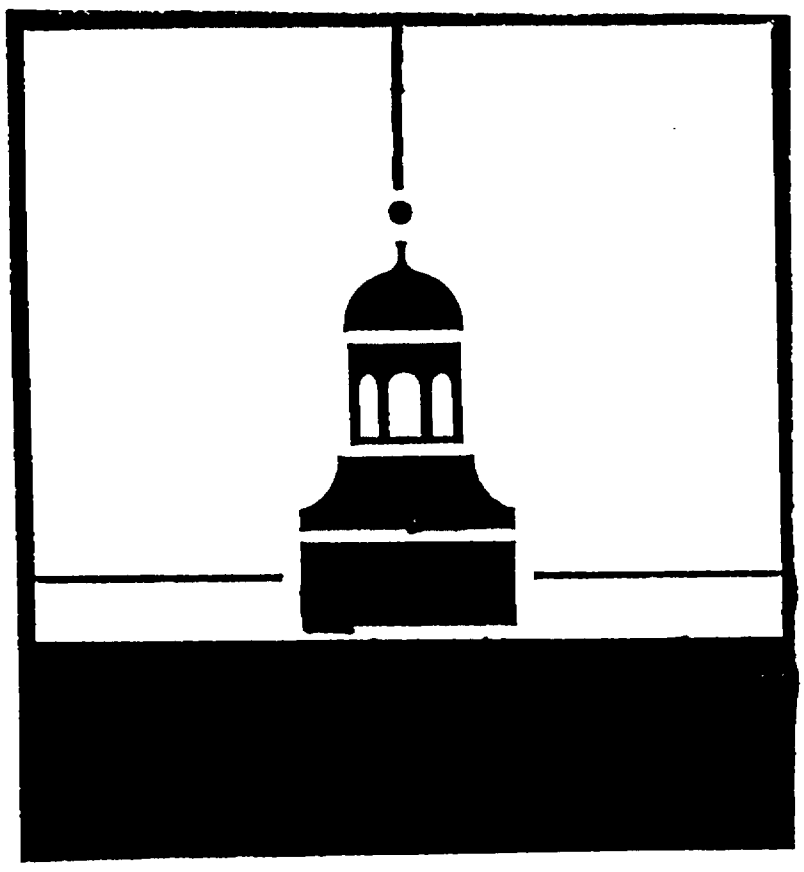
6 Sec. 10 line strike out the ~~[illegible]~~ name of Nicks Ridgley and insert that of Andrew Barrett Esq

~~[illegible]~~

~~the [illegible]~~

after the word for 7 line 10 Sec. strike out the rest of the section & insert the words / punting ~~[illegible]~~ his general orders to ~~[illegible]~~ the officers of the militia of the State ~~[illegible]~~

7th line 6th Sect:—
"and services rendered."—



END FILE

1813 Jan. - Feb Legislative Acts - Private

An Act to divorce
Ann Claud from
the Bed & Board
of Harlin Claud
her Husband
H of R
14 Jany 1813 read
15 " " read
18 " " read
and passed the
House . . J Barrett
sent for Con ...
In Senate, Jan 18.
read 1st time
19 read 2d. time
20, read 3 time by
paragraphs and passed
the Senate
P. Allen Clk
engrossed

An Act to divorce Ann Cloud wife of Harlin Cloud from the Bed and Board of the said Harlin Cloud...

Whereas upon the Petition of the said Ann Cloud exhibited to the General Assembly and by the proofs adduced in support of the Allegations in this petition, it appears, that in consequence of the ill treatment of her by the said Harlin Cloud and his total neglect to provide for the maintenance of his family, she has been obliged to separate herself from him to secure herself against his cruelty and to procure sustenance for herself and for her children by him: Wherefore.

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly, That Ann Cloud of Newark in New-castle county in said State, wife of Harlin Cloud, be and she hereby is divorced from the Bed and Board of the said Harlin Cloud and privileged to live separate and apart from the said Harlin Cloud during her natural life.

Sec. 2. And be it further enacted, That it shall and may be lawful for the said Ann Cloud, and she is hereby privileged and empowered, notwithstanding her marriage with the said Harlin Cloud, in her own name and without the said Harlin Cloud and for her own separate use to have, hold and enjoy, and to purchase, take and acquire ~~goods~~ lands, tenements and hereditaments, monies, goods and chattels, rights and credits and other real or personal estate; and also that it shall be lawful for the said Ann Cloud and she is hereby further authorized and empowered in her own name and without the said Harlin Cloud to sell and convey, assign, give, devise, bequeath and dispose of any lands, tenements and hereditaments, monies, goods and chattels or real or personal estate, which she may thus have, hold, purchase, take or acquire, and to sue and be sued, and to do all other acts, which a feme sole may or can do, as fully and effectually, as if she were sole and unmarried; and if the said Ann Cloud shall happen to die intestate during the life of the said Har-

lin Cloud, that then and in such case, all the Estate real or perso-
nal, which she may be seised or possessed of, or entitled to, at the
time of her death, shall be distributed among her children by
the said Harlin Cloud or in case of the decease of all of them in her
life time among her next of kin in equal degree in the same
manner and form; as if she had at the time of her decease
been sole and unmarried.

Sec. 3 And be it further enacted, That all Deeds, Wills, bonds, obliga-
tions, promises, agreements and contracts, which may be executed, made or entered
into, to, with or by the said Ann Cloud in her own name with-
out the said Harlin Cloud shall be as valid and effectual
as if she at the time of the execution or making thereof, were sole and
unmarried

Sec. 4. And be it further enacted, That the custody, care and
education of all the Children of the said Ann Cloud by the said
Harlin Cloud, during their respective minorities, be and the
same are hereby committed to the said Ann Cloud, and that
it shall not be lawful for the said Harlin Cloud to deprive her
of, or hinder or molest her in, the custody, care and educa-
tion of the said children

Sec. 5. Provided always and be it further enacted, that not-
withstanding any thing contained in this Act, it shall not
be lawful for the said Ann Cloud during the life of the said
Harlin Cloud to intermarry with any other man or for
the said Harlin Cloud during the life of the said Ann Cloud
to intermarry with any other woman

An Act to divorce
Sarah Buchanan
from Thomas
Buchanan from
the bonds of Matrimony

House of R
13 Jany 1813 Read
15 " " read
18 " " read
a third time &
passed the House
J. Burnett

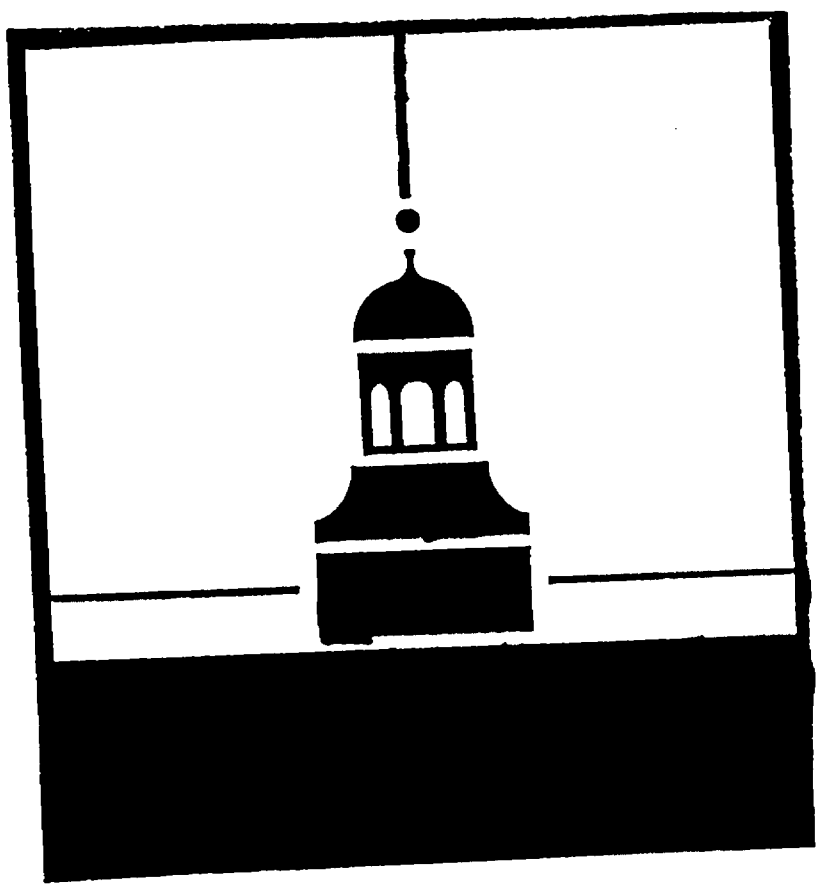
Sent for Con:

In Senate Jan 18, read
19 read 2d time
20. read 3 times by
paragraphs and
passed the Senate
P. Allen, Clk

Engrossed

An Act to divorce Sarah Buchanan and Thomas Buchanan her husband from the bonds of Matrimony.

Sect. 1st Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met; That the said Sarah Buchanan and her husband Thomas Buchanan be and they are hereby divorced from the bonds of Matrimony; And that the marriage between them contracted and solemnized is and shall be dissolved, annulled, made void and of none effect, from and after the passing of this act.—



END FILE

1813 Jan.-Feb Legislative Bills [redacted] Lost

An Act for the
better regulation
of negroes & mulat
=toes within the Town
of New Castle
H. of R
15 Jany 1813 read
21. " " read

1813 not passed

An Act for the better regulation of Negroes and Mulattoes in the Town of Newcastle.

Sec. 1 Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met. That from and after the passing of this Act it shall be unlawful for any Negroes or Mulattoes to meet or assemble in companies of more than four within the limits of the Town of Newcastle, at any time between the fifteenth day of December and fifteenth day of January next ensueing, in every year hereafter. And it shall be the duty of the Justice or Justices of the Peace of this State residing within the said Town upon his or their own view or upon the information of any Inhabitant of the said Town, to dispense such assemblages & companies and to commit to the publick Gaol of Newcastle County, of the case in his or their judgment requires it all or any of such Negroes or Mulattoes so offending as aforesaid, for any time not exceeding three days. Provided always that if the said Justice or Justices neglect or refuse to perform the duty herein prescribed, he or they shall forfeit and pay the sum of Twenty Dollars for the use of the Town of Newcastle, to be recovered by Indictment at the Court of General Quarter Sessions of the Peace in and for Newcastle County

Sec 2. And be it further enacted by the Authority aforesaid That if any Negro or Mulatto shall carry or discharge any Gun Musket or other fire Arms within the limits of the said Town of Newbern the said Gun Musket or other fire Arms shall be and are hereby declared to be forfeited and it shall be the duty of any Justice of the Peace residing within the limits aforesaid upon his own view, or the oath of some credible witness to seize or cause to be seized the said Gun Musket or other Fire Arms so carried or discharged and by his warrant authorize any Constable to expose of the same by publick Sale after ten days publick notice thereof, and pay over after deducting all legal costs & charges the proceeds thereof to the Commissioners of the said Town for the use of the Town;- Provided that nothing in this Act shall be construed to extend to any Gun Musket or other fire arms carried by any Negroe or Mulatto Servant upon the business or by the direction of his master,- And provided also that if the said Justice or Justices refuse or neglect to execute the duties enjoined by this Section that he shall forfeit & pay the sum of Thirty Dollars for the use of the said Town to be recovered in the manner herein before prescribed—

An Act to authorize William Wingate to remove the Negro Girl therein mentioned from this State into the State of Maryland -

H of Rep

27 Jany 1813 read

28. " " read 2d time by Special order & passed the House -

Test for Cor. S. Hobbayes -

In Senate Jan. 18, 1813. read 1st time.

29 read 2d time

Feb. 1, read and non-concurred in.

P. Allen Clk

An Act to authorize William Wingate to remove the negro girl therein mentioned from this State into the State of Maryland.

Whereas it appears to this General Assembly that the said William Wingate in right of his wife Sarah is entitled to a distributive share of the personal estate of William Chase late of Kent County in the State of Delaware, deceased, and that Rebecca Chase the widow and administratrix of the said William Chase is desirous to deliver over to the said William Wingate a negro girl called Rebecca, late the property of the said intestate, in part of his distributive share of the said personal estate of the said deceased; and the said William Wingate having prayed of this General Assembly authority to remove the said negro Rebecca from this State into the State of Maryland where the said William Wingate now resides:

Be it therefore enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met That it shall and may be lawful for the said William Wingate to take and remove the said negro Rebecca, (with the assent of the aforesaid

administrater / from this State in to the State of Maryland, and there to hold and detain the said Negro Rebecca in his service in the same manner as he might or could hold, and detain her in this State any Law usage or custom to the contrary notwithstanding.

An Act for the promotion of Learning.

In Senate, Janʸ. 18, 1813
Read 1st. time
19 read 2d. time.
22. Read 3d time by paragraphs and passd the Senate.
P. Allen Clk

Sent for Concurrence
H. of Rep.
Jan. 25. 1813. Read
29 " " Read

An Act for the promotion of Learning.

Whereas the Trustees of the College of Wilmington in this State have, by their memorial, represented to this General Assembly that they propose, by the erection of suitable additional Buildings for the boarding and lodging of Students within the College Boundaries, and the employment of competent Tutors in the higher Branches of learning to establish in the said Town a Seminary of the first Character and Respectability for the Instruction of Youth: and that, from the assurances they have received from various Quarters, they have Reason to hope that the Contributions of Individuals, added to such Aid as the Legislature may be pleased to afford them, will enable them to accomplish the said Object. And whereas the People of this State, in the Constitution of Government they have adopted, have solemnly enjoined it upon the General Assembly to provide for the diffusion of Learning. And whereas the Legislature of this State hath, for a series of years, in performance of this high and honorable Trust, been assiduously engaged in providing a Fund destined for the establishment of primary Schools in the various Districts, or Hundreds, of the different Counties, but as yet, hath made no Provision in aid of a State Seminary where a complete Course of collegiate Instruction ~~to be given~~ may be effected; and this General Assembly regarding it contrary to their Duty, with the solemn Injunction of the Constitution, on this Head, before them, to withhold the Aid that is

now

now requested to cherish and foster a Spirit
so auspicious to the accomplishment of a
great national Object of such importance
believing that their Constituents possess too much of
Intelligence to appreciate lightly the advanta-
ges which, in a variety of views, must result
to the State, from an Establishment of this cha-
racter — and deeming it unworthy of themselves,
as well as those whom they represent, to despise and
set at naught, a Policy which is sanctioned by
the Example of the most enlightened States in
the Union, and which hath always been ardently sup-
held and supported by the wisest and most
virtuous of Mankinds in all Ages.

Section 1. Be it therefore enacted by the Senate
and House of Representatives in General As-
sembly met, That the Governor be, and he is
hereby authorized and empowered to subscribe,
in the Name of the State of Delaware, for
twenty five Shares at Two Hundred Dollars
per Share, in the Fund proposed to be established
for the erection of the aforementioned Institution:
and that he be further authorized and empowered
to draw upon the State Treasurer, in favour of
the Trustees of the said College for the Money
necessary to comply with the said Subscription,
as soon as he shall be satisfied, by the said Trustees,
that they have obtained individual Subscrip-
tions to the amount of twelve thousand
Dollars from Persons likely to pay the same;

and

and that the said order shall be paid out of any money in the Treasury, excepting ~~except and~~ that belonging to the School Fund, ~~appropriated to the establish-~~ ment or to any other Fund otherwise appropriated.

Sec: 2 And be it enacted, That if the General Assembly of this State should, at any Time, see Cause to direct particular Pupils to be educated in the said Seminary, at the public Expence, then, and in such Case, the State shall be credited in the account of Tuition Money, Board and other Expences incurred by Reason thereof, in such Proportions as other Subscribers may or shall be credited by the Terms upon which their Subscriptions shall be made to the said College.

An act to vacate so much of the old road leading from the Town of New Castle in this State to French Town in the State of Maryland as is between the village of Glasgow in the hundred of Pencader and the Maryland line.

20. Jany

1813

1/13

MUTILATED DOCUMENT

An act to vacate so much of the old road leading from the Town of New-Castle in this State to French Town in the State of Maryland, as is between the village of Glasgow in the hundred of Pencader, and the Maryland line.

Whereas it appears to this General Assembly that in consequence of an artificial road having been made and completed from the Town of New-Castle in this State to French Town in the State of Maryland that part of the old road, formerly used as a public highway between the aforesaid places, which lies between the village of Glasgow in the hundred of Pencader and the line of the State of Maryland intersecting the said road on the farm of Oliver R. Howell, has become useless, and unnecessary to be kept open as a public highway:

Be it therefore enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met that the said old road lying and being between the aforesaid points, to wit, the village of Glasgow in this State and the line of the State of Maryland, and heretofore used as a public

public road between New Castle and French Town, be
and the same is hereby vacated.

Passed at Dover,
20. January 1813.

Jse Green
Speaker of Senate

Speaker of the House of
Representatives

"An Act for the partition and division of real estates among tenants in common and joint-tenants.

H. of Rep.

21. Jan. 1813. read &

Committed to Mess. Read
Stout
Rodney

22 reported reported without amendment and - read

27 Jany 1813 read a third time and passed the House

A L Bayes

In Senate Jan. 27 read

28, read 2d time

Feb. 2 read 3d time by paragraphs and being amended passed the Senate

P. Allee, Clk

An act for the partition and division of Real Estates among Tenants in Common and Joint Tenants ———— .

Whereas the present mode of obtaining a partition and division of real estates among Tenants in common and joint tenants is found to be dilatory and expensive

Sec. 1. For remedy whereof, Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, that from and after the passing of this act the Orphans Court in and for the County where the lands lie upon application made to said Court by any Tenant in Common or Joint Tenant shall and is hereby authorized to appoint five sufficient freeholders of the County who being first sworn or affirmed for that purpose before some Judge or Justice of the peace of the County shall take with them a skilful Surveyor to be qualified on his solemn oath or affirmation and go upon the lands so held and divide the same amongst such Tenants in Common or Joint Tenants according to their respective interests therein due regard being had to the quantity as well as the quality of said Lands. which

which said freeholders or any three of them agreeing shall make a return of such a division to the next orphans Court and if such division be approved of by said court the same shall remain firm and stable forever.

Sec. 2 And be it further enacted by the authority aforesaid that the orphans Court in and for the said County where the lands lie; is hereby further empowered to ascertain and tax the costs & charges that may arise and accrue, on any partition and division of lands to be made in pursuance of this act, and award payment of the same by all the parties concerned, according to their respective allotments in such division.—

In Senate, Feb. 2. 1813

Tenants in Common & joint tenants

in the title after the word for and before

the word the insert. Equalising the costs &

Expences in

Strike out the Preamble

Strike out the whole of the Joint Resolution

after the word met, (and the words for

Remedy thereof, and insert That it may

be certified for the Judges of the supreme

Court or Court of Common Pleas and

and they are hereby Required in all

cases where a division shall

be made of any Real Estate between

or among any Tenants in Common

or Joint Tenants, to assess and tax

the several Cost and Expences thereof

to and among such

Tenants in Common or Joint tenants

According to their Respective Intrests

therein.

Extract from the journal

P. Allen, Clk

Sent for Concurrence.

An Act for opening
the Streets Lanes &
Alleys of Boro
9th Jany 1812 read
27 " " read
and postponed
to the next Session
J. Barratt
H. of Rep
2. Feb. 1813. read

An act for opening the Streets, Lanes and alleys of the Town of Dover,

1813

Section 1 Be it enacted by the Senate and House of Representatives of the State of Delaware, in Genral assembly met That

be and they are hereby nominated and appointed Commissioners who shall have full power and authority and are hereby required and directed, as soon as Conveniently may be after the passing of this act, taking with them a Skilful Surveyor to be qualified upon his Solemn oath or affirmation to perform the duties required of him with fidelity and impartiality to lay out open and ascertain the true Scite, width, Length, Course and distance of all Such Streets, Lanes and alleys, as belonged to the Said Town of Dover according to the original and true plan or Survey thereof, and which are now Shut up and inclosed within the lot or lots fuld or fields of any person or persons whatsoever and the Said Surveyor Shall under the Superintendance and direction of the Commissioners aforenamed make out a Careful plot or map of all Such Streets, Lanes or alleys as Shall be laid out opened and ascertained as aforesaid; which plot or map Shall be Signed by the Said Surveyor and Commissioners and the Same Shall be deposited in the Recorders office for Kent County there to be recorded or enrolled; and the Same or the record thereof Shall be deemed, taken and held in all Courts of Law or Elsewhere within this State to be evidence of the true Scite, ~~width~~, length Course and distance of all Such Streets, Lanes and alleys as are So inclosed or Shut up as aforesaid - Provided always that in fixing and ascertaining the Said Streets, Lanes and alleys the Said Commissioners Shall Confine themselves as nearly as may be to the at present reputed boundaries of the

Said Town,

Section 2 and be it enacted, That within ninety days after the said Commissioners and Surveyor shall have performed the duties required of them by this act of which they shall give due notice in writing to be set up immediately on having performed said duties, at the Court house door in the said town all and every person or persons whatsoever having any street lane or alley, or any part of such street, lane or alley or either of them, so shut up or enclosed within his her or their lot or lots field or fields, shall and are hereby enjoined, directed and required, to open, deliver up and surrender the possession thereof in such full and ample a manner as that the same may be used and enjoyed by the Citizens of the said Town as other streets, lanes and alleys of the said Town are now used and enjoyed; and if any person or persons shall neglect or refuse to open deliver up and surrender the possession of the streets lanes and alleys aforesaid within the time and in the manner aforesaid; every such person or persons so neglecting or refusing shall forfeit and pay for the use of the poor of Kent County, the sum of dollars to be recovered by indictment before the Court of General Quarter Sessions of the piece and gaol delivery for said County — Provided nevertheless, that in case such street, lane or alley shall at the time aforesaid be sowed down in wheat, planted in indian Corn or be set with clover or other grass, the person or persons holding or possessing the same shall not be subject to the penalties of this act, until days shall have elapsed after the removal of such grain clover or grass,

Section 3- and be it enacted that it shall be the duty of the Over
seer of the Streets, Lanes and alleys in the said Town of
Dover for the time being and he is hereby Specially injoined
and directed to have the Streets Lanes and alleys laid
open according to the width length Scite Course and dis=
tance established by the said Commissioners and power
hereafter to Keep the same so opened; and if any person
or persons shall after the same are laid out and
established as aforesaid refuse to lay open the same
according to the directions of this act or shall after
the same are laid open as aforesaid impede or in
any manner obstruct the same he or they offending shall
be liable to the same penalties as for other nuisances
or obstructions on public roads and highways and
to be recovered in the same manner.

Amendments to
the Militia bill
by
John Caldwell Clk

Amendments to
the Militia bill
by John Caldwell Clk

Add the following as amendments to the Militia bill

2 Be it enacted by the authority aforesaid that in all Regiments of Militia of this State where there are no field officers it shall and may be lawful for any two Justices of the peace residing in or near the district of any such Regiment upon application to them made to allow whatever fine or fines as delinquencies they may believe the Commissaries of the several Counties of this State or their collectors have not collected nor can be able to collect or recover, giving them a certificate of the particulars and the amounts in writing of all such fine or fines allowed as delinquencies aforesaid, and the said Justices who shall make such allowances shall ~~give~~ transmit to the Auditor of Accounts a duplicate certificate of the delinquencies allowed by them for which the Auditor shall give the said Commissaries credit in the settlement of their accounts

3 And be it further enacted ~~by~~ that the Military Commissaries in the different Brigades of the Militia of this State shall on or before the fifteenth day of October next appear in the Auditors Office and render a true and just account of all monies which have or may come into their hands respectively for militia fines received or collected by them previous to the ~~first~~ fifteenth day of ~~October~~ ~~last~~, and shall forthwith after such settlement

Dissent

pay unto the Treasurer of this State what upon such settlement shall be the balance in their hands And in case of neglect or refusal so to do the Auditor of Accounts is hereby directed and required to cause a suit to be instituted in any of the Courts of Law of this State on any such defaulting Commissioners bond

Provided always that it shall and may be lawful for the Commissioners aforesaid to retain in their hands the sum of four dollars for every hundred dollars that may come to their hands as militia fines which shall be as a compensation for their trouble in collecting receiving accounting for and paying over such fines

And be it further enacted that from and after the passing of this Act all militia fines which have been incurred by any person or persons under the militia laws of this State and not paid to the collectors or commissioners aforesaid shall not hereafter be recoverable by any collector or commissary

H 2 6.

An Supplement to the Act entitled "An Act to enable the Governor to make a Detachment of the Militia, and for other Purposes".

In Senate Jan. 18, read
19 read 2d time
27 read 3d time by paragraphs and passed the Senate.

Wesley Mills Clk

Sent for Con.
H of R.
28 Jany 1813 read
29 " " " read 2d time.
2 Feb. " read 3d time and passed with amendment

John Bassett Spk

MUTILATED DOCUMENT

A Supplement to the Act entitled "An Act to enable the Governor to make a Detachment of the Militia, and for other Purposes."

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General assembly met, That the Governor be, and he is hereby, required to suspend the making of any further Contracts under the said Act; except as hereinafter excepted; and that so much of the said Act as authorises him to draw upon the State Treasurer for any Sum beyond what may be necessary for the fulfilment of the Contracts already made, and for paying and defraying the Sums, or [illegible] each due or incurred;

carrying the said Act into execution and beyond what may be requisite for obtaining necessary accoutrements and equipments for the proportion of Cavalry and artilery attached to this State's quota of one Hundred thousand Militia, as required by the act of Congress entitled "An act to authorise a detachment from the Militia of the United States," passed on the sixth day of February one thousand eight hundred and twelve, and for the purchase of such quantity of Ammunition as he may suppose it necessary to be procured to supply those portions of the Militia of this State, whose services may from time to time be called for within the State, be and the same is hereby repealed.

An Act granting certain privileges in this State to the Society formed in the State of Pennsylvania, for the relief of distressed and decayed Pilots, their widows and Orphans.

Senate
Jan. 16. read
21. read 2d time
read 3d time
and postponed until
the next Session of
the General Assembly
P. Allen Clk

In Senate Jany 13, 1813.
Reported by the Committee of
revisal & unfinished business

An Act granting certain privileges in this State to the Society formed in the State of Pennsylvania for the relief of distressed & decayed Pilots their widows & Orphans

Whereas by an act of the General assembly of the State of Pennsylvania a society has been incorporated for the relief of distressed & decayed Pilots their widows and children by which among other things it is enacted that all vessels of seventy five Tons and upwards bound up the bay & River of Delaware shall be obliged to take on board a pilot and in case of one duly qualified offering his services and being refused that the master owner or consignee of such ship or vessel shall forfeit & pay a sum equal to the half pilotage of such ship or vessel to the use of the Society for the relief of decayed & distressed pilots their widows and children, and a like sum in case such ship or vessel should be outward bound. And whereas the distressed & decayed Pilots their widows & children belonging to this State receive equal benefits from the said society and it is represented to us that numbers of vessels of the above description past into the ports of this state without taking on board a Pilot.

Sec. 1. — Be it therefore enacted by the senate & House of Representatives of the State of Delaware in General

Assembly

assembly met and it is hereby enacted by the authority of the same that the pilot who shall first offer himself to any inward bound ship or vessel of the burden of seventy five tons or upwards shall be intitled to take charge of the- - thereof: provided his license shall authorize him to pilot- ships or vessels of such draught of water and it shall be the- duty of such pilot if required to exhibit his license to the master or commander of such ship or vessel and the master or commander of such ship or vessel shall display the signal hereto for used for a Pilot and if the master or commander shall neglect so to do or shall refuse or neglect to take receive a pilot duly qualified the master owner or consignee of such ship or vessel shall forfeit & pay to

a sum equal to the half pilotage of such ship or vessel to the use of the society for the relief of distressed Pilots and decayed pilots their widows & children to be recovered as herein after is directed.-

2 And be it further enacted by the authority aforesaid that every ship or vessel arriving from or bound to any foreign port or place and every ship or vessel of the burden of seventy five tons or more sailing from or bound to any part not within the river Delaware shall be obliged to receive a

Pilot and when any such vessel shall be outward bound the
master of such vessel shall make known to
the name of such vessel and of the pilot who is to conduct to the
capes and her draught of water which shall be entered on
a book to be kept for that purpose without fee or reward
by the said
and if the master or
owner of such ship or vessel shall neglect to make such report
he shall forfeit & pay the sum of
and if the master of any such ship or vessel shall refuse or
neglect to take a pilot the master owner or consignee of such
ship or vessel shall forfeit & pay to the said
a sum equal to the half pilotage of such ship or vessel to
the use of the society for the relief of decayed & distressed
Pilots their widows & children to be recovered in the manner
herein after directed Provided always that when it shall
appear to the said
that in case of
an inward bound vessel a pilot did not offer before she
had reached ready Island or in case of an outward vessel
that a pilot could not be obtained for twenty four hours
after such vessel was ready to depart the penalty aforesaid
for not having a pilot shall not be incurred

3. And be it further enacted by the authority aforesaid
that all forfeitures penalties sum or sums of money in
this act mentioned or accruing by virtue thereof shall
be

be payable sued for recovered and applied in manner following
that is to say all the said forfeitures penalties sums and sums
of money made payable to the said
shall be sued for & recovered by the said
with costs of suit before any burgess
of the Borough of Wilmington or any Justice of the peace
of the County of New Castle or any other county in the state
when the same shall not exceed the sum of thirty two dollars
in like manner as debt under twelve pounds are by the
laws of this state recoverable and that all such forfeitures
penalties sums and sums of money as shall amount to more
than thirty two dollars shall be sued for and recovered
with costs of suit by action of debt case bill plaint or
information in any Court of record in this state and
that all the forfeitures fines penalties sums and sums of
money received by the said
by virtue of this act shall be by him paid over to the
treasurer of the society for the relief of distressed & decayed
pilots their widows & children resident and for his
trouble and expence in the premises he shall have
& receive from the said treasurer the sum
& Cent on all monies received under this act.

MUTILATED DOCUMENT

4. And be it enacted that whenever it shall be made known to the by any decayed or distres=
=sed Pilot his widow or children or near kinsd of such decay=
=ed or distressed pilot, his widow or children, or by any person
contributing to the support of any or either of them, that they have
just and equitable claim or claims to any allowance or reim=
=bursements as the case may be from "The Fund for the relief
of distressed and decayed Pilots their widows and Children" and that the
managers of said Fund residing in this State have refused to make such
allowance or reimbursement, in every such case the said
shall retain the monies in his hands belonging to said
Fund, untill satisfaction is made to the person or persons so aggrie=
=ved, or untill the ca[redacted] be decided by three judicious and
impartial Freeholders mutually to be agreed upon between the par=
=ties or in case of disagreement to be appointed by a Justice of the
Peace, and if the said Freeholders decide in favor of any such
claimant the monies so collected in this State may be attached to
satisfy the same, unless the managers of said Fund bind themselves
to make payment in a reasonable time. provided always that
whenever any such notice is given and the claim not decided with=
=in one year or if decided sooner against the claimant, then the
monies in said Trustees hands shall not be any longer detained
but shall be paid over to the Treasurer or his order as herein be=
=fore mentioned

An act granting certain priveledges in this State to the Society formed in the State of Pennsylvania for the relief of distressed and decayed Pilots their widows and orphans

Sec. 1.— Amendments. Section 1. fill up the blank with "a suitable person to be appointed by the Governor a Trustee for the said Society."—

Sect.n 2. — fill the first blank with "said Trustee".—

" " 2nd blank " — "Trustee".
" " 3rd blank " "Twenty Dollars".—
" " 4th " blank " "Trustee".
" " 5th blank " "Trustee".

Sec. 3. . . " " 1st blank . " "Trustee, and"
" " 2nd blank " — "Trustee".
" " 3rd blank " "Trustee".
" " 4th blank . . " "Ten".

Sec. 4 . . . " " 1st blank . . " "said Trustee"
" " 2nd blank " "Trustee".

MUTILATED DOCUMENT

An Act for Bur[illegible]
Penitentiary in this
State —
22 Jany 1812 read
23 " " read
" " " read
by special order by
paragraphs and passed
the House
J. Barratt

Sent for con.

In Senate Jany. 24 read
and referred.
30 read 2d time and
postponed until the next
session of the Legislature
P. Allen Clk

In Senate Jany 13, 1813
Reports by the committee of revisal
and unfinished business

An Act for the building a State Prison or Penitentiary House in the State of Delaware.

Sec. 1

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

he and they are hereby appointed Trustees on behalf of the State, who are authorized and appointed Trustees on behalf of this State who are authorized and empowered to purchase a lot of ground not exceeding acres where they may judge most eligible for the erection of a Penitentiary or State Prison, and the said Trustees or a majority of them, are authorized and empowered to take a deed for said lot of ground, to themselves and their successors in office in Trust for the State of Delaware.

Sec 2.

And be it enacted, that the said Trustees or a majority of them shall as soon as convenient procure good materials, employ workmen and complete a building, walls, workshops and very other necessary buildings and conveniences sufficiently large

for the purpose aforesaid on said
lot of ground suitable to contain
accomodate and secure
against combining the benefits of
strength and convenience on the
most approved plan for disposing
and detaining criminals —

Sec. 3. And be it enacted that the said
Trustees shall have power to appoint
a President Treasurer and clerk
out of their own number, and the
said President by direction of the
Trustees aforesaid, shall have power
to draw on the treasurer of this State
for such sum or sums of money from
time to time as shall be necessary
to buy for said lot of ground, and
for defraying the expences of procuring
materials and erecting and comple
ting the House walls work shops and
other necessary buildings aforesaid.
Provided that the whole amount
so drawn shall not exceed the
sum of Thousand dollars
for the present year and the like
sum of Thousand dollars
in the year eighteen hundred and
and the said Treasurer

of the State is hereby authorized and required to pay all drafts from the trustees aforesaid in the next twelve years and not exceeding the sum aforesaid —

Sec 4th And be it enacted that if any of the trustees aforesaid shall die become incapable, or refuse to serve the Governor for the time being shall have power to appoint a suitable person or persons to fill the vacancies when they shall so happen to serve until the next session of the Legislature —

Sec 5. And be it enacted that four of the trustees aforesaid shall form a Quorum for the transaction of business, and the said trustees shall keep a fair and regular record of their proceedings, which with a statement of the progress of their work, and the plans & estimates of the monies in and about the buildings aforesaid shall be regularly laid before the Legislature until the same shall be completed —

Sec. 6 And be it enacted that the said trustees and their successors for the time being shall forever hereafter in name and in fact be, and they are hereby declared to be a body politick and corporate in law to all in

tents and hereditaments, and shall have perpetual succession and in the name of the trustees of the State Prison or Penitentiary of the State of Delaware, and by that name may sue and be sued, plead and be impleaded, defend and be defended, answer and be answered in all Courts of Judicature of this State, and by that name may purchase, take or receive, by gift, grant, devise or bequest or bargain and sale any houses, lands tenements, rents, goods chattels, publick securities, sum or sums of money not exceeding the value of fifty thousand dollars in the whole, which they are hereby enabled to hold to and for the use and benefit of the State, and that all gifts, devises, grants and bequests or bargains and sales by deed last will and testament or otherwise howsoever shall be good and available in law, and shall pass such houses, lands and tenements, rents, goods chattels, publick securities, sum or sums of money to the said commissioners for the use of the State, and the said trustees are hereby authorized and empowered to use a common seal in the business relating to the corporation and to change, break or alter the same when necessary.

An Act for the build-
ing a State Prison or
Penitentiary House in
the State of Delaware

H. of Represent-
Feb. 1. 1813. read

1813

An act for erecting a State Prison or Penitentiary House in the State of Delaware

Sec 1 Be it enacted, by the Senate and house of Representatives of the State of Delaware in General assembly met that James Booth, John May, Andrew Barratt, Thomas Fisher, Charles M. Cullen & Jonathan Flinn be and they are hereby appointed Trustees in behalf of the State who are authorized and empowered to purchase a lot of ground not exceeding two acres, where they may judge most suitable for the erection of a Penitentiary or State prison, and the said Trustees or a majority of them, are authorized and empowered to take a Deed for said lot of ground, to themselves and their successors in office in trust for the State of Delaware

Sec 2 And be it enacted, that the said Trustees or a majority of them, shall as soon as convenient procure good materials, employ workmen and complete a building, walls, work shops and every other necessary buildings, and to continue as occasionally large for the purposes aforesaid on said lot of ground so to be contain accomodate and prune

forty persons combining the pro-
perties of strength and convenience on
the most approved plan for reforming
and detaining criminals —

Sec. 3d And be it enacted that the said
trustees shall have power to appoint
a president, treasurer and Clerk out
of their own number, and the said
president by direction of the trustees
aforesaid, shall have power to draw on the
treasurer of this State for such sum or
sums of money from time to time
as shall be necessary to pay for said
lot of ground, and for defraying the
expences of procuring materials and
erecting and completing the house walls
work shops and other necessary buildings
aforesaid. Provided that the whole
amount so drawn shall not exceed
the sum of Six thousand dollars
for the present year, and the like
sum of Six thousand dollars
in the year Eighteen hundred and
thirteen, and the said treasurer of
the State is hereby authorized and
required to pay all draughts from
the trustees aforesaid in the respec-

-tive years and not exceeding the sum aforesaid

Sec 4th

And be it enacted that if any of the trustees aforesaid shall die, become incapable or refuse to act, the Governor for the time being shall have power to appoint a suitable person or persons to fill the vacancies where they shall so happen to serve until the next session of the legislature, —

Sec 5 And be it enacted that four of the Trustees aforesaid shall form a quorum for the transaction of business, and the said trustees shall keep a fair and regular minute of their proceedings, which with a statement of the progress of the work, and the expenditure of the monies in and about the buildings aforesaid shall be regularly laid before the legislature until the same shall be completed.

Sec 6 And be it enacted that the said trustees and their successors for the time being shall forever hereafter in name and in fact be, and they are hereby declared to be a body politic and corporate

in law, to all intents and purposes and shall have perpetual succession and in the name of the trustees of the State Prison or Penitentiary of the State of Delaware, and by that name may sue and be sued plead and be impleaded defend and be defended answer and be answered in all Courts of Judicature of this State, and by that name may purchase, take or receive, by gift, grant devise or bequest, or bargain and sale any house lands tenements, with goods chattels, and to the same or sums of money not exceeding the value of fifty thousand dollars in the whole, which they are hereby enabled to hold to and for the use and benefit of the State, and that all gifts devises grants bequests or bargains and sales by deeds last will & testament or otherwise howsoever shall be good and available in Law, and shall hold such houses lands and tenements, with goods chattels public securities, sum or sums of money to the said commissioners for the use of the State, and the said trustees are hereby authorized and empowered to use a common seal in the business relating to the corporation and to change, break or alter the same when necessary.

An Act to prevent
Swine from running
at large with in the village
of Cantwells Bridge and
the limits therein prescri
bed.
H. of Rep.
Feb. 1. 1813. Read

An Act to prevent Swine from running at Large in the Village of Cantwells Bridge and the Limits therein described

Be it enacted by the Senate & House of Representatives of the State of Delaware in General Assembly Met, that from and after the passing and publishing this Act no hog hogs or Swine shall be permitted to Run at Large in the Village of Cantwells Bridge or within ~~the~~ the limits of a circle of one Mile from the Bridge over Appoquinimink Creek and in case any hog hogs or Swine shall be found Running at Large within the aforesaid limits it shall & may be lawful for any person or persons whatsoever to Shoot or Kill all such hogs or Swine so kept or permitted or suffered to Run at Large as aforesaid within the limits aforesaid or trespassing on any property other than the property of the owner of the said hog hogs or Swine.

And be it further enacted by the authority aforesaid that it shall & may be lawful to & for any person or persons who may not be disposed to Shoot or Kill to seize all such hog or Swine so Running at Large as aforesaid within the limits aforesaid or trespassing on property other than the property of the owner of such hogs or Swine and to sell the same after giving public Notice at least three days previous to such Sale and the person so seizing and selling shall be allowed to retain one half part of the sale to himself & shall pay over the other equal half part to the Master or Trustee of the Poor of New Castle County for the use of the said Poor taking his Receipts for the same specifying on what account Received

A Supplement to the act, entitled, 'An act to incorporate a company for the purpose of cutting and making a Canal between the Chesapeake Bay and Bay or River Delaware, or the waters thereof.'

In Senate, January 13 1813 Read

Ordered 2d time

Ordered and postponed until the next Session of the General Assembly

P. Allen

A Supplement to the act entitled An
Act to incorporate a Company for the Purpose of cutting
and making a Canal between the Chesapeake Bay
and River Delaware & the waters thereof.

Section 1. Be it enacted by the Senate and House
of Representatives of the State of Delaware, in general
Assembly met, That if the United States shall
subscribe five hundred and fifty Shares, the
Commonwealth of Pennsylvania three hundred &
seventy five Shares, the State of Maryland two
hundred and fifty Shares in the Chesapeake &
Delaware Canal Company, in such case the
State Treasurer be, and he is hereby authorized, and directed
to subscribe, in behalf of this State, one hundred
Shares, in the said Company; and the Money
necessary to be paid in consequence of such subscription
shall be paid by this State: and the said Treasurer
for the time being, shall have a Right to vote
for the President and Directors of said Company,
according to such Number of Shares, in Person, or by
Proxy appointed by them: and the said Treasurer
shall receive, upon the said Stock, the Proportion
of the Tolls which shall, from time to time, be due to
the State for the Shares aforesaid.

Section 2. And be it enacted, That it shall be the
Duty of the Governor of this State, to send a Copy of this
Law to the President of the United States, with a Request
that

he lay the same before Congress, and a Copy to the Governor of the State of Maryland, and also a Copy to the Governor of the Commonwealth of Pennsylvania, with a Request that they lay the same before their respective Legislatures.

No. 226. Read February 1, 1813.

JACOB ELDER....PRINTER.

House of Representatives.

Order for Tuesday the 9th February

A SUPPLEMENT to an ACT to incorporate a company for the purpose of cutting and making a Canal between the river Delaware and the Chesapeake bay

WHEREAS during the time of war against the United States of America the completion of the work of the Chesapeake and Delaware Canal would be greatly beneficial to the United States by forming the great link of an inland navigation of six or seven hundred miles and thereby establish a perfectly safe easy and rapid transportation of our armies and the munitions of war through the interior of the country and which would ever tend to operate as a cement to the union between the states *And whereas* the prosperity and the agricultural interest of the state of Maryland the commonwealth of Pennsylvania and the Delaware state are more deeply interested than their sister states in the useful work of opening a communication between the Chesapeake bay and the river Delaware by

means of the said Chesapeake and Delaware Canal *Therefore* in order to enable the president and directors of the said canal to prosecute and finish the important work of the said Chesapeake and Delaware Canal

Sect. 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same* That if the United States shall subscribe seven hundred and fifty shares the state of Maryland two hundred and fifty shares the state of Delaware one hundred shares in the Chesapeake and Delaware Canal Company in such case the Governor of this commonwealth is hereby authorized and directed to subscribe in behalf of this state three hundred and seventy-five shares in said company and the money necessary to be paid in consequence of such subscription shall be paid by this state and the Governor of this commonwealth shall appoint a proper person to vote for president and directors of said company according to such number of shares and the treasurer of the commonwealth shall receive upon the said stock the proportion of the tolls which shall from time to time be due to the state for the shares aforesaid

Sect. 4th *And be it further enacted by the authority aforesaid* That it shall be the duty of the Governor of this state to send a copy of this act and of the fifth section of the act incorporating the Delaware and Chesapeake Canal Company passed nineteenth February one thousand eight hundred and one to the President of the United States with a request that he lay the same before Congress and a copy to the Governor of the state of Maryland and also a copy to the Governor of the state of Delaware with a request that they will lay the same before their respective Legislatures

Section 2d And be it further enacted &c.

That the fifth Section of an Act entituled an Act to incorporate a Company for the purpose of cutting and making a Canal between the river Delaware and the Chesapeake Bay and to authorize the clearing of obstructions in the River Susquehanna down to the Maryland Line and for other purposes passed the nineteenth day of February one thousand eight hundred and one shall be valid and become part of this act as fully and effectually as if the same was hereby enacted at full length

Section 3 And be it further enacted &c.

That this act shall not take effect unless the Legislature of Maryland shall pass or shall have passed a law declaring that in consideration of the act of the Legislature of Pennsylvania incorporating the said Canal Company the navigation from the Maryland Line to the Bay of Chesapeake shall forever hereafter be a free highway and that individuals or bodies corporate may at all times remove obstructions therein

Supplement to an act to incorporate a company for the purpose of cutting and making a canal between the River Delaware and the Chesapeake Bay.

1813

(1813)

An act to Establish and incorporate a Medical and Chirurgical Faculty, or Society in the State of Delaware. and for other purposes. —

Sct

1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, That James Tilton, Geo. Monro, Ebenezer A. Smith, John Brinckle, James McCallmont, Benjamin Merritt, Henry Colesberry, Robert L. Smith, James Couper Jr. James Drew, Samuel H. Black Joseph Chamberlain Jr, John Smith, Richard C. Dale William W. Hazlitt, Arthur Johns, Wm. Jos. Gibbons, Richard C. Cochran Danl. Stuart, John Dyer Bedford, Jr. Thos. Reed, Alexander Tomlin, Allen M'Lane, Robert Armstrong, and Samuel Paul Wilson, James Sykes of New Castle County, Ezekiel Cheesman, Abraham Ridgely, Robert Jamison, James Fisher, Robert Dill William W. Morris, John Burton, Joseph Scudder, John Adams, James Couper Martin W. Bates, Joseph Hans Mark Green, Levi Lewis, George Barratt, James B. Ralston John Owens, Thomas Boyer, William Burton, Benjamin F. Hamm of Kent County, Edward Dingle Jun. James Derrickson, Robert Cook, John Carey, Isaac Robertson, John White, Robert Williams, Joseph Mayhew Joseph Maull, John Gibbons, Henry Jones, Robert M'Clane, Elisha Evans Jun. of Sussex County;

and such other Physicians within this state as they may from time to time elect, and their successors are hereby declared to be one community corporate and body Politick forever, by and under the name and title of the "Medical and Chirurgical Faculty of the State of Delaware"; and by and under the same name and title they shall be able and capable in law to purchase, take, have, and enjoy to them and their successors in fee, or for life estate, or estates any lands tenaments, rents, annuities Chattels, Bank-stock, or other publick securities, within this state by gift bargain sale or devise of any Person, or Persons, bodies politicks, or corporate capable to make the same. And the same at their pleasure to alien, sell, transfer or lease, and apply to such purposes as they may adjudge most conducive for the promotion and dissemination of Medical and Chirurgical knowledge, or for the alleviation of the Calamities and miseries of their fellow Citizens. Provided nevertheless that the same faculty or body politick shall not at any one time, hold or possess property, real, Personal or mixed, exceeding in value the sum of Ten thousand Dollars ~~per annum~~. —

Sect. 2. And be it enacted by the authority aforesaid, that the members of the said faculty, as aforesaid, shall hold their first meeting at the Town of Dover on the first Tuesday in January next, or as soon thereafter as a number not less than fifteen can be convened, at which meeting they may appoint a President, Secretary, and Treasurer, make a common seal and may elect into their Body such Medical and Chirurgical practitioners within this State as they may think qualified to become members of the faculty.

Sect. 3. And be it enacted, That it shall, and may be lawful for the said Medical faculty, or any number of them at the aforesaid time and place attending, not less than fifteen, to elect by Ballot, Fifteen Persons of reputed Medical and Chirurgical abilities in this State, who, when so elected shall be styled, "The Medical board of examiners for the

State of Delaware: five of whom shall reside, and practice, within the County of Newcastle, Five within the county of Kent, and Five within the county of Sussex. whose duty it shall be to grant licences to such Medical and Chirurgical Gentlemen as they, either upon a full examination, or upon the production of a Diploma from some reputable College, may judge adequate to commence the practice of the Medical and Chirurgical arts, each Person so obtaining a certificate to pay to the Treasurer of the Society, for the use of said Society, the sum of Twenty Dollars

Sect. 4 And be it enacted, That any Five of the examiners shall constitute a board for the examination of such Candidates as may apply, &c. shall subscribe their names to each certificate by them granted. which certificate shall be also countersigned by the President of the faculty, and have the seal of the corporation thereto affixed by the Secretary, upon the payment of the sum of money as is directed by the third section of this act. — And any one of said Examiners may grant a licence to practice until the board in conformity to this act, can be held. —

Sect. 5th And be it enacted, that after the appointment of the Medical board of examiners aforesaid. no Person at this time not a practioner of Medicine or Surgery within this State, shall be allowed to practice in either of the said branches, and recieve payment for his services, without first having obtained a licence, certified as by this act is directed. under the penalty of fifty Dollars for each and every such offence, to be recovered in the Court of general quarter sessions of the peace and Gaol delivery in the County where such offence or offences shall be committed, one half for the use of the faculty, and the other half thereof for the use and benefit of the informer.

Sect. 6. And be it enacted, That any Person who upon application shall be elected a member of the Medical faculty shall pay a sum not exceeding Ten Dollars to be ascertained by the faculty, for the use thereof. —

Sect 7. And be it enacted, That the Medical faculty be, and they are hereby empowered from time to time to make such by laws, rules and regulations, as they may find requisite, to break or alter their common seal, to fix the times and places of their general meetings and for the meetings of the board of examiners, the modes and times of electing their officers, filling up vacancies in the medical board, and to do and perform such other things as may be requisite for carrying this act into effect, and which may not be repugnant to the Constitution and laws of this state, or the United States.

An act to establish and incorporate a Medical and Chirurgical Faculty or Society in the State of Delaware, and for other purposes

No of Representatives
Jan 28th 1811 Read
Jan 30th Read a second time by special order & passed the House
M C Rogers Clk
In Senate
Jany 30-1811 read —
Feby 2. read and postponed to Jany next
Hoffd Alex: L. Hays
15 Jany 1813 read Clk. Senate
18 " " read
21. Jan. — printed read and postponed till Saturday morning

Sect 8th Provided always & be it enacted that nothing contained in this act shall be construed to prevent Apothecaries or merchants from ~~mending~~ vending medicines at their respective Shops or stores.

at the same time furnish the auditor with an account thereof, setting forth the sum received by him, and when received, and from whom received, and when paid over to the state treasurer.

Sect 8. And be it enacted, That the said board when called upon by the General Assembly for information respecting their proceedings under this act, shall report the same to the Legislature.

Sect. 9. And be it enacted, That the State Treasurer shall be and he is hereby authorized and required to institute and prosecute to effect a suit in any court of law in this state against any treasurer of the said board, for the recovery of any of the sums of money which the said treasurer shall receive under and by virtue of this law, and which he shall refuse or neglect to pay over to the state treasurer in the manner and form herein before directed.

Sect. 10. And be it enacted, That it

MUTILATED DOCUMENT

shall be lawful for any three members of the aforesaid board of examiners, for the time being, residing and practicing in any one of the Counties of this State, and they are hereby authorized and required, upon the application of any person or persons who may wish hereafter to commence the practice of physic and surgery within this State, to grant to such person or persons a certificate or certificates permitting such applicant or applicants to practice medicine or surgery, until the next annual meeting of the said board and no longer: but that no such certificate shall be granted to any applicant more than once

An act to regulate the Practice of Physic and Surgery within this State.

Whereas, many ignorant, and unskilful Persons do attempt to administer physic, and practice the art of Surgery within this State, to the endangering of the lives and limbs of the good Citizens of the same who have been persuaded to become their patients: For the prevention of such abuses in future,

Sect. 1. Be it enacted by the Senate, and House of Representatives of the State of Delaware, in General assembly met, That James M'Clamont of Benjamin Merrill Ebenezer Smith and Rich'd C. Dale skilful Physicians of the County of Newcastle, and James Sykes Joseph B. Harris, Rob't James Rob't Dill & Joseph Sudler skilful Physicians of the County of Kent, and James Denston, Edward Dingle, Thomas Robertson John White & Jon'a Maull skilful Physicians of the County of Sussex be, and they are hereby Constituted and appointed a Medical board of examiners, to be denominated "the Medical board of examiners for the State of Delaware" to hold their appointment for the space of three years from the time of the passage of this act. if so long they shall reside and practice Medicine within their respective Counties aforesaid: and it shall hereafter be the duty of the General assembly at their session in January at the end of every three years to appoint in like manner five Physicians of reputed Skile, in the County of Newcastle, and a like number of Physicians of reputed Skile, in each of the Counties of Kent & Sussex. to act as a Medical board of examiners for this State, as aforesaid. —

Sect. 2. And be it enacted, by the authority aforesaid. That, it shall, and is hereby enjoined as a duty, upon the aforesaid Medical board of examiners to meet in the Town of Dover upon the first tuesday in January next, and upon the first tuesday in January annually hereafter, where they shall continue for any time not less than three days; and shall during that time have the power of granting licences for the practice of Medicine & Surgery within this State: and they are hereby directed and required to grant such licences under the hands and seals of the President, and Secretary of the said board of examiners; to any Person, or Persons applying for the same, ~~of such [illegible]~~ who shall either upon a strict and full examination, or upon the production of a Diploma from some reputable College; be deemed, adaquate to the practice of Medicine, and Surgery.

Sect. 3. And be it enacted, that the said "Medical board of examiners" shall at their first meeting, and at their annual meetings thereafter ~~appoint one of their own body as President, and~~ have the power of appointing a President, a Secretary, and a Treasurer, out of their own body. ~~to serve as such, with all the authority, and privileges of a President, Secretary, and Treasurer of a body incorporated by law, during the term of their appointment~~

Sect. 4. And be it enacted by the authority aforesaid That if any Person, a Persons shall practice as a Physician, or Surgeon, or both, within this State, without such testimonial attained from the Medical board of examiners, as aforesaid, he shall forfit and pay for every such offence the Sum of fifty Dollars, one half thereof to the use of the Person who shall sue for the same, and the other half to the ~~Treasurer of the board of Medical examiners for the use of the board.~~ Treasurer of this State for the use of the State, ~~use of the State~~ to be recovered in any Court where sums of the like amount are recoverable cognizable, with costs of suit. Provided Always. That this act shall not be construed to extend to any Person, or Persons administring medicine, or practicing Surgery within this State before the passing of the same. And provided always, That where any Person not qualified by law shall administer physic or practice Surgery in this State, on any emergency, where a regular Physician, or Surgeon cannot be had, such Person so administring or practicing shall not be liable to the penalties thereby inflicted. Provided also That nothing herein contained shall be construed, or taken to prevent any Female from the practice

of Midwifery. nor deemed or
allowed to prohibit Apothecaries, or
Merchants from vending Drugs at
their respective Shops. or Stores. —

Sect. 5.
And be it enacted.
That each member
of the Medical board of examiners aforesaid
who shall faithfully perform the duties
assigned him by this act. shall receive in
Consideration of expences. necessarily incurred
the Sum of ten Dollars annually, to be paid by the
State Treasurer, upon the order of the President
Countersigned by the Secretary of the board,
out of any Money in the Treasury received there under this
act & not of no other.

Sect. 6 And be it enacted.
That all Monies any
Person, or Persons obtaining a license to
practice Medicine & Surgery within
this State, from the Medical board
of examiners aforesaid, shall upon receiving
such license, pay twenty Dollars to the
Treasurer of the board,

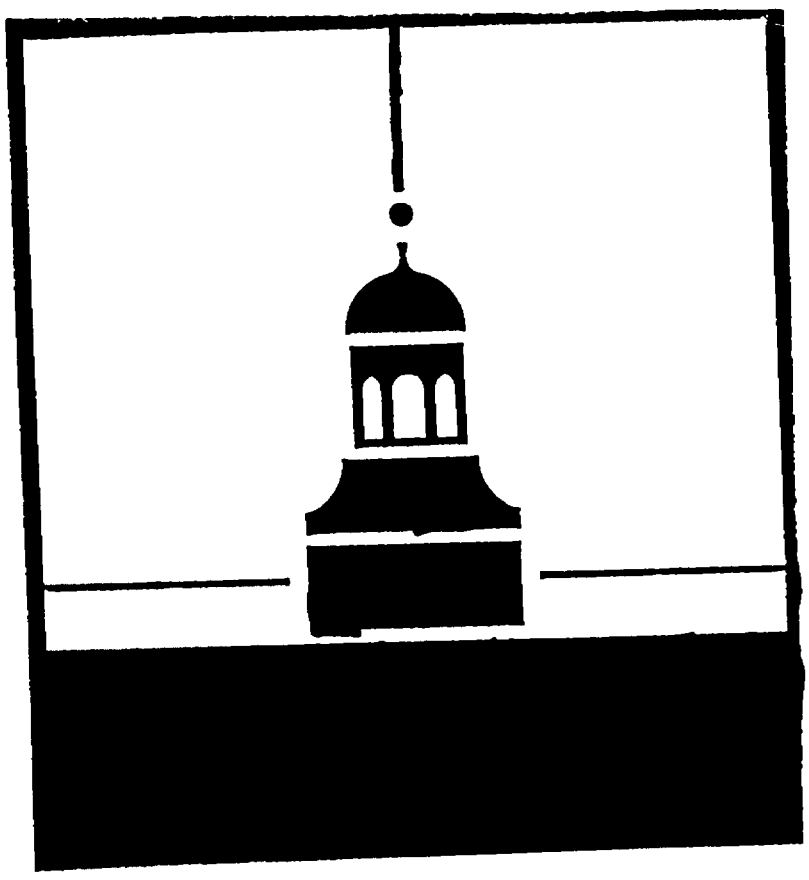
Sect 7. And be it Enacted.
That all Monies
arising from licenses granted by the Medical
board of examiners, as well as from all
fines & forfeitures paid agreeably to the
true intent and meaning of this act. shall
be annually paid over by the Treasurer of
the board, to the Treasurer of this State, and

MUTILATED DOCUMENT

An act to regulate the practice of physic and surgery in this State.

In Senate 22 Jan$ 1813
read 1st time
23d read 2d time
27 read 3d time by
paragraphs & passed the
Senate P. Allen Clk

Sent for con:
House of Repr
28th Jany 1813 read
29 " " read
1. Feb. " Upon the question
postponed indefinitely



END

FILE

1813 Jan.-Feb. Legislative Governor's Message

Governor's Mess[illegible]
of the 14 January
1813

32

Fellow citizens of the Senate
and of the House of Representatives

On the 15th of July last I addressed to the Secretary for the department of War, of the United States, a communication requesting, that this State might receive a portion of the arms and military equipments, which had been provided under the appropriation for arming the militia of the United States, made by Congress in 1808. The answer to this communication informed me, that two hundred and fifty stands of Arms had been ordered to Wilmington, two hundred and fifty to Newcastle and one hundred and fifty to Lewistown; and also, to each place the necessary equipment and ammunition, for the use of the Militia of those places, in case of emergency;— and that Callender Irvine Esqr. superintendant of Military Stores, at Philadelphia would be directed to issue on my order five hundred stands of Arms, conformably to the law of April 1808, for arming the whole body of Militia. This answer I lay before you. You will perceive that the arms, equipment and amunition thus ordered to be deposited at Wilmington, Newcastle and Lewistown are under the authority of the United States. I understand, that these arms, amunition and equipments have been deposited at those places. The five hundred stands of arms directed to be issued to my order I have obtained; and under my direction, one hundred stands have been delivered at Newcastle to the care of Brigadier General Stockton, one hundred and fifty stands have been delivered at Smyrna to the care of Brigadier General Davis and one hundred and fifty stands have been delivered at Milton to the care of Brigadier General Fisher; the remaining one hundred stands have been delivered at Milford and are under my own care. The necessary equipment for these arms were procured in consequence of a communication with the Secretary for the department of War, the answer to which I lay before you. These equipments have been delivered with the arms. The number of arms deposited at Wilmington and Newcastle induced me to direct to the last mentioned place only one hundred stands.

Upon the application of Capt. Kennedy of Smyrna

I instructed General Davis to permit him to receive for the use of his company on training days a sufficient number of the arms and equipments deposited at Smyrna for the use of that company on such days, he giving good security for the safe keeping and return of the arms and equipments which he might thus receive - I also upon the application of capt Wright of Milton instructed General Fisher to grant a similar permission to capt Wright upon like terms. I also gave a similar permission to Capt. Adams of Milford and to Capt Godwin at the head of Cedar Creek, upon their respective applications, they respectively giving good security for the safe keeping and return of the arms and equipments received. I have received no other applications of this nature and I granted these, being convinced, that such use of the arms and equipments would tend to preserve them.

You will perceive by the third section of the Act of Congress intitled "an act making provision for arming and equipping the whole body of the Militia of the United States" that the arms transmitted to any State under that Act are to be distributed to the Militia of such State under such rules and regulations as shall be by law prescribed by the Legislature thereof.

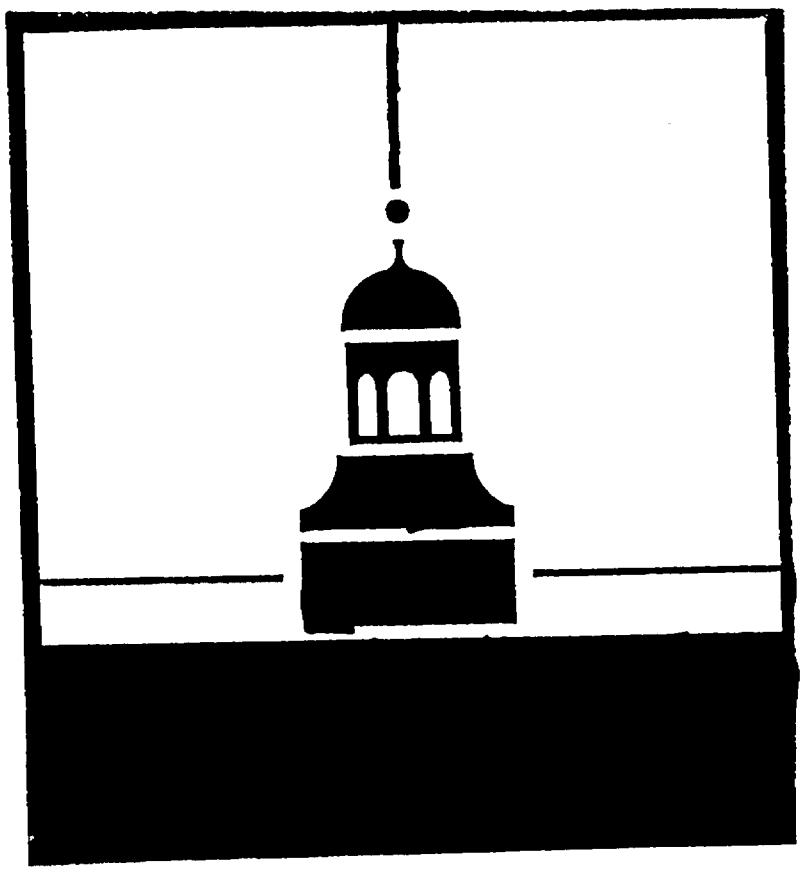
Under the Act of Assembly of this State for the purpose entitled "An Act to enable the Governor to make a detachment of the "Militia, and for other purposes" passed in May last I have purchased nine hundred stands of Arms with the requisite equipments - this number being sufficient to arm the Infantry of this States quota of Militia according to the proportion contained in the requisition of the President of the United States. Of these arms, three hundred and twelve stands have been delivered at Newcastle to the care of General Stockton, two hundred and seventy six stands have been delivered at Smyrna to the care of General Davis and three hundred and twelve stands have been delivered at Milton to the care of General Fisher. These arms I procured to be made by a gunsmith at Philadelphia of high credit in

his art. I could procure none in market which I deemed of proper quality. The arms, which I have procured, have cost thirteen dollars a stand; a price, which arms of a much inferior quality commanded in the Market. They have all been inspected and approved. The ~~the~~ aggregate amount of the prices of the arms and equipments procured, packed and delivered in Philadelphia, so far as the bills have come to hand is $14.D25. The bills of freight, which may amount to about sixty dollars and the bills for gun worms, screw drivers, priming wires and brushes, which will be of small amount, are not included in this sum.

I have not procured field pieces, as I thought it probable, there would be furnished by the United States, and I have not procured arms and equipments for the cavalry, because not being able to procure the returns of the drafted Militia, I knew not what number would belong to the detached quota.

I lay before you certain resolutions of the General Assembly of Virginia concerning the right of the State legislatures to instruct their Senators in congress, which have been communicated to me for this purpose, also an authentic copy of an Act of the General Assembly of Maryland entitled "A Supplement to the Act entitled "an Act to incorporate a company for the purpose of "cutting and making a canal between the river Delaware and Chesapeake bay" - and also an authentic copy of an Act of the General Assembly of said State entitled "An Act to incorporate a company "to make a turnpike road from Elkton to Christi- "ana Bridge" - also certain Resolutions of the General Assembly of North Carolina proposing certain Amendments to the constitution of the United States.

Joseph Eastburn



END FILE

1913. Jan. – Feb. Legislative Petitions - Divorce

Petition.
S. Buchannan
for
Divorce
1813
H. R.
7 Jany 1813
Read & referred to
Mess. Clayton
W. Williamson
~~Lewis~~ &
Walter.
In Senate Jan. 18 read
and referred to
Mess. Black Paynter &
Cummins

To the Honorable

The Senate and House of Representatives of the State of Delaware in General Assembly Met.

The Petition of Sarah Buchannan respectfully represents; That your Petitioner was some time in the year 1806 connected in matrimonial alliance with Thomas Buchannan, who has since that time rendered himself infamous and departed the State - Your Petitioner, from motives of delicacy would beg to forbear entering into a detail of particulars, as many of your Honorable Body are acquainted with the circumstances which have induced this disagreeable measure; but for the information of that part of your Honors who have not had an opportunity to become acquainted with the facts, your Petitioner would simply state that, (independently of bodyly injury and domestic abuse towards your petitioner) he has, in consequence of crimes committed, rendered himself obnoxious to the criminal laws as well of Pennsylvania and Maryland, as of this State the native place of your Petitioner.

Therefore your Petitioner begs your Honors to take the subject into consideration, and to

enact a law dissolving the bonds of Matrimony which at present exist between the said Thomas Buchannan and your Petitioner

And your Petitioner as in duty bound will ever pray

Milford January 1813

Sarah Buchanan

Petition
Ann Claud
for Divorce
H Re
7 Jany 1812
read
Referred
Messrs Massey
Williams &
Hill
In Senate Jany 18
read & referred to
Messrs Green, Way &
Black.

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

The Petition of Ann Bland late Ann Barclay of the Village of Newcastle in Newcastle County

Respectfully Shews.

That your Petitioner inter married with a certain Parkin Bland of Newcastle County Farmer, on the sixth day of May in the year of our Lord one thousand eight hundred and six and lived with him fulfilling to the utmost of her power the duties of a wife from that time until the last day of February in the year eighteen hundred and eleven, during which period she had three Children, namely Willis Bland born the twenty first day of March eighteen hundred and seven, Mary Jones Bland born the 28th day of December eighteen hundred and eight, and Jemiah Parkin Bland born the twelfth day of January eighteen hundred and eleven. That the said Parkin Bland having forfeited himself of his property and effects the same, became during the two last years of his cohabitation with him, much addicted to strong drink, and in indulging in habits of intoxication, exhibited in his family the most violent & ungovernable Temper, beat and grossly abused your Petitioner without cause or provocation, neglected his business and by a continued Course of Extravagance & Dissipation involved his family in circumstances of poverty so extreme that they actually wanted food and the common necessaries of life. To this state of suffering your Petitioner sub-

mitted with patient resignation until every hope of his reforming, failed, and until by his outrageous conduct towards her while confined to her bed shortly after the birth of her last Child, she became fully convinced that her life was in Danger, if she remained longer within his power. Under this conviction she was compelled to seek safety by leaving him, and removed with her Children to the Village of New Ark afd (her native place) where, with the aid and Countenance of those friends who have known her from her Infancy, she opened a School & has since been able to support herself and Children. Thus engaged in taking care of those who are the objects of her most tender concern, she hoped to pass the remainder of her life in discharging the Duties of a Parent to her helpless offspring without interruption from him who by his unnatural conduct has forfeited all claim to the Title of Husband and Father: But in this hope she is disappointed. Not satisfied with the full measure of abuse injury and distress which he has already heaped upon her head, she has lately learned, that he still pursues her with an unrelenting spirit of malevolence, and threatens not only to seize and carry away her Children, but also swears that he will take away her life if he can ever get her within his power. These facts (painful to relate) will appear by the several depositions accompanying this petition.

Under these circumstances Your Petitioner is convinced that she cannot enjoy Peace of mind or security for her person while the said Harlin Cloud is permitted to claim and exercise the rights of a Husband towards her and she is therefore obliged (under the pressure of feelings which can be better imagined than expressed) to appeal

to the wisdom and Power of the Legislature to grant her relief. With this view she has given public notice by advertisements in the American Watchman and Delaware Republican, and also in the Delaware States man two Newspapers published in Wilmington, and has also served the said Harlin personally with written notice of her intention to make the present application. She therefore prays The Honourable Senate and House of Representatives of the State of Delaware, to take into their consideration her unfortunate situation and to pass an Act to divorce her from the Bed and Board of her said Husband — and authorise her to live separate and apart from him, that she may enjoy in Peace the small Pittance which she may acquire by honest industry or through the bounty of her Friends, and specially empowering her to keep, educate and bring up her said Children, without the interference of the said Harlin Cloud.

And your Petitioner will ever pray &c.

New Castle County —
Jan y. 5th 1812.

Ann Cloud

Contract between
Ann & Harlin
Cloud
1812

Articles of agreement and release made concluded and agreed on, by and between Harlin Cloud of Easton Talbot County and State of Maryland, of the one part and Ann Cloud of Newark Newcastle County and State of Delaware of the other part witnesseth forth. That whereas the said Harlin Cloud and Ann Cloud formerly Ann Barclay now on about the sixth day of May in the year of our Lord one thousand eight hundred & six entered into the solemn compact of matrimoney, both then residering in Newcastle County and State of Delaware where they resided about one year and an half, and then removed to the City of Baltimore in the State of Maryland where they resided together four years and nine months or thereabout, during which time they had, born to them, three children to wit: two daughters Alice Eliza born March 21st. 1807 Mary Harriet born December 6th 1808, and one son Jeremiah Harlen born January 12th 1811 — But unhappily differancy and disagreements arose between them which finally terminated in their seperation on or about the 28th of February 1811 since which time they have been completely seperate and apart, and they do hereby mutually agree forever hereafter so to remain.

Now the said Harlen Cloud doth

hereby covenant and agree that he doth absolve
set the said Ann Cloud from the Source
and effect of said compacts And that she
shall continue to keep and have the entire
direction and controul of the said three
children untill they arrive at full age that
she be at full liberty to persue such ways
and means as may be in her power for a
livelyhood Entertainance to contract debts acquire
& property on her own account and responsibility
(but not on account or responsibility of him the
said Harlin Cloud in any manner, nor is he
to be answerable for any debts by her so contracted)
That all property right and credits she now
has or may hereafter acquire, or that maybe,
by her friends bestowed, she shall quietly and
peacably enjoy and dispose of, both in her life
time and at her death, provided the same shall
go at her death to the children above named,
undisturbed and unmolested by him, his ~~creditors~~
Executors or Administrators.

And the said Ann Cloud doth also, on her
part, covenant and agree that she doth absolve
the said Harlin Cloud, in like manner from
the Source and effect of said contract. And that
she doth acquit exonerate and discharge the
said Harlin Cloud from any encumbrance
or charge on her account whatever, and
doth hereby give up and renounce any and all
claim, she now has or might have, or that
she hereafter might have, to any dower,

or to any property rights or credits of him the said Harlin Cloud that he now hath or may hereafter acquire, as well during his life time as at or after his death.

In witness whereof the parties have hereunto set their hands & seals this day of in the year of our Lord one thousand eight hundred and

Signed seals and
delivered in presents of
Note Ann Cloud
executed the above 18th Dec 1812

Ann Cloud (Seal)

John Wiley
Wm Farrell Jr

(Seal)

Definitions
Thos. Bradley
1812

It is hereby Certified to all whom it doth or may Concern,

That on the 31st Day of December in the year of our Lord one thousand Eight hundred and twelve, Thomas Bradley of New Castle County Delaware, came before me a Justice of the Peace in and for the County aforesaid, and being solemnly sworn on the holy Evangely of Almighty God, according to Law, did upon his solemn oath depose as follows, towit.

That he has been acquainted with Ann Cloud before and since her marriage with Harlin Cloud and has ever heard an excellent character of her in every respect and from his own acquaintance has ever esteemed her as a prudent and "deserving woman and justly deserving of that universal good estimation in

which those acquainted with her, hold her.

That he was in company with Harlin Cloud sometime in the autumn of 1811 and H. Cloud in course of conversation mentioning his wife Ann Cloud, spoke of her in the most abusive terms, and declaring his intention of taking the children from her, and that he never intended living with her

Thomas Bradley

Before Geo Russell

N. Quinn
1812

It is hereby Certified to all whom it doth or may Concern,

That on the 31st day of Decemb. in the year of our Lord one thousand eight hundred and twelve Nicholas Quin of New Castle County Delaware, came before me a Justice of the Peace in and for the County aforesaid, and being sworn on the holy Evangely of Almighty God, according to Law, did voluntarily on said Oath depose as follows, Viz.

That being some time in the autumn of 1811 in company with Harlin Cloud among other conversation of said Cloud he observed to this Deponent, that his wife Ann Cloud in his opinion wanted to poison him and that he did not wish to live with her and that he would have the two girls from her, for she was

a very extravagant woman and had used all her possible endeavours to ruin him — This deponent has been acquainted with Ann Cloud since her living in Newark subsequent to parting with Harlin Cloud and knows her character to be of the best reputation among her neighbours and justly deserves it — Nicholas Quin

Before Geo Russell

It is hereby certified to all whom it doth or may Concern, that on the 30th day of December in the year of our Lord one thousand eight-hundred and twelve, Ann Armstrong of Mill creek hundred New-castle County and State of Delaware, came before me the Subscriber a Justice of the Peace in and for the County aforesaid, and did voluntarily upon her solemn affirmation (She being of the People called Friends or Quakers) make and declare to me the following statement: towit.

That she has lived in the neighbourhood of and acquainted with Mrs. Ann Cloud at the present the wife of Harlin Cloud since they were children, and never knew or understood, but that Ann Cloud's character and reputation were irreproachable, she being to the best of this affirmants knowlege held in the highest estimation by all who know her by an excellent sober and good woman in every respect as well as by this affirmant.

That after Ann Cloud's marriage with Harlin Cloud, this affirmant was frequently at her residence in Baltimore and heard

from all her neighbours and those acquainted with Her the same universal good report of her conduct in every respect, fulfilling all her duties as a frugal prudent industrious careful housekeeper and in all things peaceable mild and blameless, and this from personal knowledge this affirmant knows.

During the intimacy and continued acquaintance between this affirmant and Ann Cloud, she frequently heard and witnessed very abusive improper language and behaviour from Harlin Cloud to her without cause or provocation and never returned by Ann Cloud except by the greatest mildness, and forbearance of invective or reply.

This affirmant states that from her own knowledge, during Harlin Clouds residing in Baltimore, owing to his negligence in providing for his family, Ann Cloud and her children were often at a loss and in utter need, of the necessaries of life and sustenance to support nature and her and her young infants would actually have suffered distress in consequence but for the aid and assistance of this affirmant to the

This affirmant knows that Ann Cloud previous to her marriage with Harlin Cloud was comfortably situated under her own roof with every convenience of life around her, in easy circumstances, but when married and removed to Baltimore with her husband from his total neglect as a careful provider for his family she and her infants must have suffered as before mentioned, instead of that ease and plenty she had been accustomed to.

This affirmant has often heard Harlin Cloud say that he would be glad she (his wife) would leave him, and that when she was from continued ill treatment and making no provision for his family obliged to do so — this affirmant alone accompanied her to the Packet wharf, besides her children one an infant of five weeks old & the Stage driver, and when they arrived at the vessel, this affirmant saw none but the Master and hands of the Vessel who were preparing to get ready to sail this affirmant then went herself and bought provision for Ann Cloud and her children to subsist on during her Passage — After She had done

gone, Harlin Cloud came to this Affirmants house and abused and vilified his wife and said he never wished to see her face or that of her children again. and from this affirmants knowlege of his bad conduct as Master of a family and Husband and Father as far as she witnessed, at the same time Ann Clouds conduct and reputation was, as always it has been unimpeachable and exemplary.

Before George Russel Ann Armstrong

Justice of Peace

Ann Armstrong 1812

Mary Norman

1812

The deposition of Mary Newman aged
Fifty three years or thereabout, who
being first duly sworn on the Holy
Evangels of Almighty God, before me
one of the Justices of the peace of the State
of Maryland for and for Kent County, de-
poseth and saith: That some time last
Spring a person called at her House in
the Neck of Chester whom she afterwards
learn was a certain Harlen Cloud, that
shortly after he came in a conversation was
raised in which he took occation to men-
tion his wife, that he went on at a great
length in the most abusive and indecent strain
makeing use of many harsh expressions.
That this deponent undertook to reprove him
for such language as being indecent in
any man, although she did not know
any thing of his wife; That he broke out
in a rage swearing the most bitter oath
that all he desired in this life, was to be
on the same floor with her, that if he

was to die for it the next moment he would take her life, that he threatened he would go and take the children from her, and made use of various other violent expressions and threats, which it would be indecent to repeat. That this deponant never knew or has had any accquaintance with Mrs Cloud, nor ever saw her to her recollection untill the present evening.

That when he first came into the house and ~~[illegible]~~ use of the above abusive and threatening language this deponant thought him sober, but he soon after became intoxicated

Sworn to & subscribed before me one of the Justices of the Peace of the State of Maryland in & for Kent County on the 17th day of December 1812

Wm Farrell Jr

her
Mary McNuman
mark

In ... any Instrument of Writing or Petition
that may be Exhibited before the Legislature of the Isle of
Delaware at the next Sessions Assembly Holden there Very
Chearfully Join my present wife Ann Cloud in both
a Solemn Request that may pass into a Law, the Cause
of our Seeking Each Other Bed & Board, is Very well
Known to the whole Chewsing Thereof Law —
Suit Ought to be Decreed from the said Cruel
Hand, and Absolution to that Effect will be prosecute
I Acknowledge I Received the within Notice on —
Tuesday the 22 Inst. as Witness my hand this 27th day
of December A.D. Eighteen Hundred and Twelve —

Hartin Cloud

Test
Lewis T. Sheddon
Margaret Sheddon

The Subscriber intends to apply to the General Assembly of the State of Delaware at the next Session thereof to be held at Dover in Kent County on the first Tuesday of January next, to be divorced from the bed & board of her present husband Harlen Cloud, for which purpose a petition will be presented on Thursday the 7th day of January next when and where you may attend if you think proper

Ann Cloud

To Mr Harlin Cloud

Newark December 16th 1812
New Castle County

10

Mr. John Wiley
Merch.
Head of Chester
Maryland

Hon'd by
Mr. Knock

2181

Sir,

Easton Dec. 26th 1812

I shall immeadilly send on a ~~Publication~~ Publication to be Inserted in one of Newspapers at Wilmington, which I hope will Meet the wishes of my present Wife Ann Cloud, as well as all her friends & Relations.

Harlin Cloud

Description
Mary Mather
1812

It is hereby Certified to all whom it doth or may Concern,

That on the 30th day of December in the year of our Lord one thousand eight hundred and twelve, Mary Meeteer of White clay Creek hundred New-Castle County and State of Delaware came before me a Justice of the Peace in and for the County aforesaid, and did voluntarily upon her solemn affirmation (she being of the People called Friends or Quakers) make and declare the following Statement Towit

That she has been resident in the neighbourhood and acquainted with Mrs Ann Cloud since very young, that her character has always stood very high as prudent industrious frugal and in a word in every estimable respect before & since her marriage. This affirmant lived with her about Eight months in Baltimore after her marriage with Mr Harlin Cloud, and never witnessed on the part of Ann Cloud any but a kind and mild affectionate behaviour toward her husband, diligent and careful

in domestic concerns and attentive to her family—

During her sickness with her infant when this affirmant went to see her & to assist her, she lying helpless in bed her husband Harlin Cloud abused her in vehement and gross language shaking his fists repeatedly in her face and he having been absent all day drinking and frolicking his usual practice and improvident for his family and on the second day this affirmant was then there his sick wife and infant had nothing to eat until their neighbrought it to them.

This affirmant is well acquainted with the correct and good conduct of Ann Cloud since her husbands bad conduct forced her from him and particularly her exemplary and affectionate regard & care of her children of whom she takes a Mothers care, tho abandoned by him who ought to provide for them.

Mary Mecture

Before George Russel
Justice of Peace

Copy Notice served
on H. Cloud.

The Subscriber intends to apply to the General Assembly of the State of Delaware at the next session thereof to be held at Dover in Kent County on the first tuesday of January next to be divorced from the bed & board of her present husband Harlin Cloud — for which purpose a petition will be prefered on Thursday the 7th day of January next, when and where you may attend if you think proper

To Mr Harlin Cloud

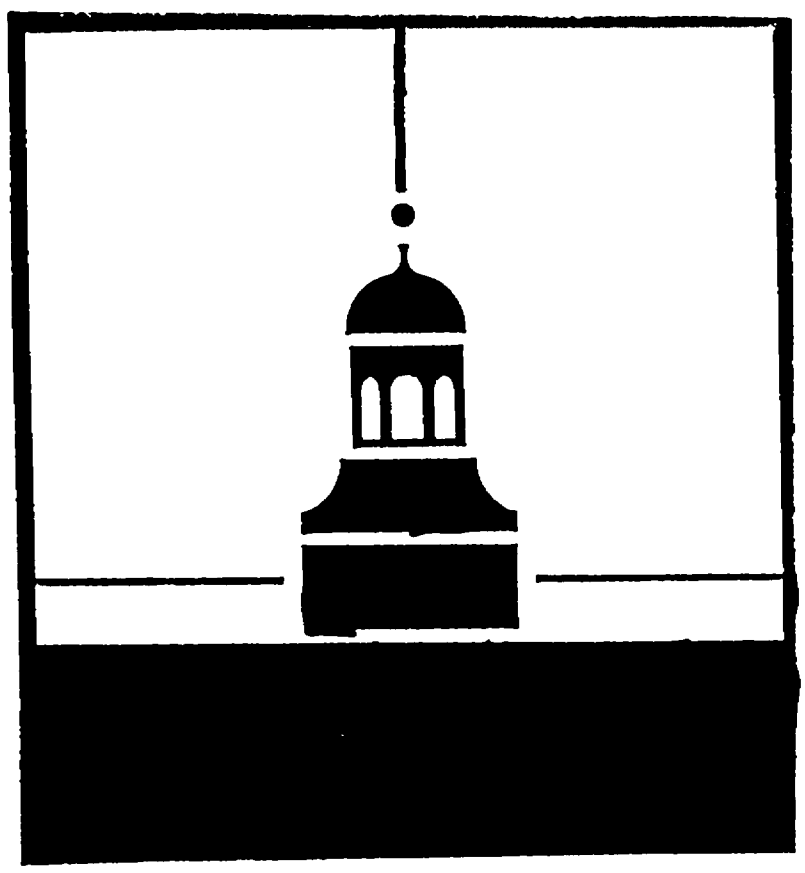
Ann Cloud

"

New Ark December 16th 1812
New Castle County

Kent County } On the 30th day of December 1812
State of Maryland } personally appeared John Riley before me one of the Justices of the peace of the State of Maryland for Kent County and made oath on the Holy Evangels of almighty God, that he did on the twenty second day of this present month December deliver into the hands of Harlin Cloud addressed to in the above notice an exact & true copy of the above notice signed, directed & dated as above

Before John Thomas



END

FILE

1813 Jan. - Feb.

Legislature

Petitions - Education

Report of the Committee on that Part of the Governor's Message which recommends an immediate appropriation of Part of the School Fund.

1813

The Committee to whom was referred that Part of the Governors Message which recommends an immediate appropriation of Part of the School Fund, and deprecates an application of the Money belonging to that Fund to the erection of large and expensive Seminaries in the Benefits of which very few can participate, beg Leave to report,

That the General assembly for a Period of Seventeen years past have been gradually, but assiduously providing a Fund for the establishment of Schools in the several Hundreds, or Districts of the respective Counties of this State, for the Purpose of instructing the Children of the Inhabitants thereof in the English Language, Arithmetic and such other Branches of Knowledge as are most useful and necessary in completing a good English Education: and that this Committee is impressed with an opinion that it hath invariably been the Purpose of former Legislatures of this State to adhere strictly to the appropriation of the said Fund to the aforementioned Objects, without intending to encroach upon it in any Shape, for the establishment of any other kind of Seminaries of Learning.

That the said Fund is not yet, but it is hoped will soon be, adequate to the establishment

establishment, or advancement of a sufficient
Number of Schools in the different Counties
of this State: and that a manifestation of the
Disposition of this General Assembly to
preserve & extend that Fund for its design-
-ated Purposes, they may now be made
submit for the
Consideration of the Senate the following
Resolution a Bill for extending the
Time limited for the Continuance of
the appropriation of certain Monies in
aid of the said Fund

Petition
of the Subscribers
of St Pines School
Hillcrock Hundred
Caswell County
to the H. of Rep.
Jan. 25. 1813 - read

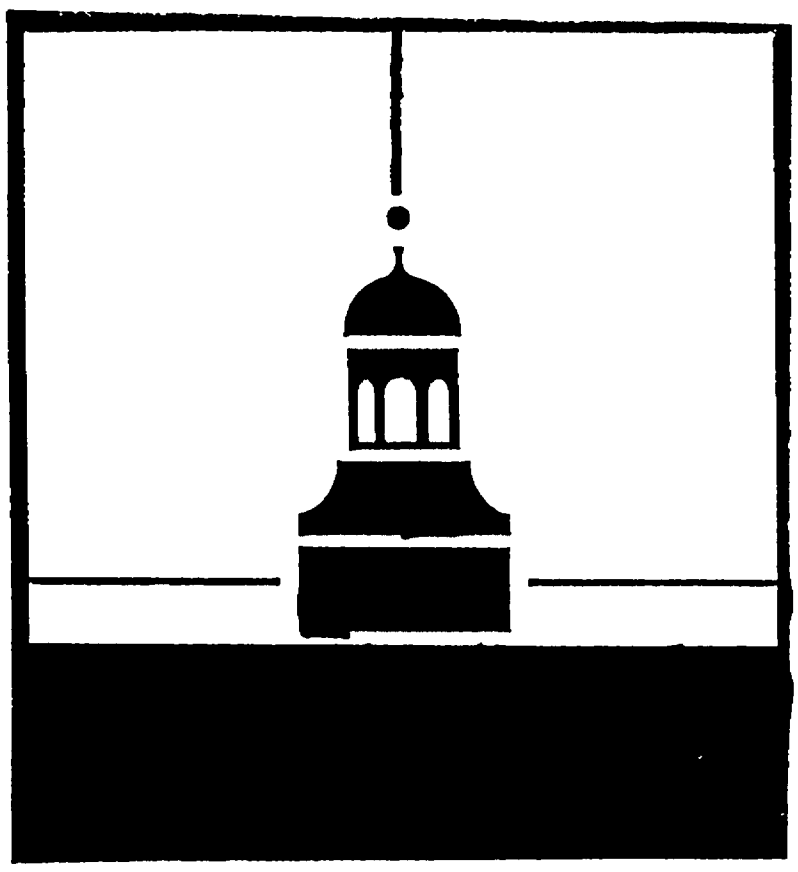
To the Honorable the Senate, and House of Representatives in General Assembly meeting

The undersigned Petitioners, beg leave to represent certain grievances under which they labour, with respect to the number of Trustees, of St James' School; the great distance many of the subscribers live from the Sd School, makes it very inconvenient for eight trustees to attend, or even a quorum of them, whereas if there were but five, and three making a quorum the business could be better attended to without any inconvenience.

We therefore humbly pray you to enact a Supplement, to the act of Incorporation for our relief in the premises, and your Petitioners as in duty bound will ever pr

January 20th 1813

Joseph Bell
William Bell
Jeremiah Springer
Wm Ferris
John Harlan
James Ball
George Foole
John Rubencame
Willm Reynolds
Edward Marshall
Jas Strou
Jos. R. Freeman
Allen Montgomery
Thos Holmes
Caleb Harlan Junr



END FILE

1813 Jan.-Feb. Legislative Petitions - Miscellaneous

J. Read

Memorial

H of R

12 Jany 1813 read

& referd

J. Barratt

Encl. And is the unanimous opinion of the standing Committee of claims, appointed by the House Representatives, that the Petitioner have leave to withdraw his petition

A. Stout. C. of the C.

50 Cents

To the Honorable the Senate & House of Representatives of the State of Delaware—

The Memorial of George Read of the County of Newcastle respectfully represents

That your Memorialist was retained as Counsel on the part of the State in the Suits instituted and which thereafter might be instituted against the Inhabitants of the said State by those claiming under the Proprietary title, commonly called the Penn claims by the then Governor of this State Richard Bassett Esquire.- That your Memorialist in consequence of the aforesaid retainer took part in and defended all such Suits as have been instituted on such claims, and rendered services in all.- That at the session in May last of the General Assembly it was resolved that your Memorialist was considered as one of the Counsel on the part of the State in the above named Suits.- That your Memorialist has never received any compensation for services so rendered as aforesaid, and is only entitled to draw for the sum last appropriated to pay the Counsel on the part of the State.- That the other Counsel have received previously to the said appropriation made by the General Assembly several sums of money at different times for their services your Memorialist having rendered similar services and not having received any compensation therefor prays your Honorable Body to put him upon the same footing as the other Counsel by granting to him the

same compensation as it may appear they
have in the above cases received

And your Petitioner &c

J. Bell

Jany. 6th 1813

You inform me in your letter of the 10th instant, which I have been favored with that it is the ~~intention of~~ determination of the Penn family not to relinquish their claims upon the Vacant land in the S. of D. and offer me a retaining fee of Two hundred Dollars if I will engage as Counsel in the business — ~~on this occasion~~ with respect to their claim. I do not feel myself at liberty to ~~enter into any engagements~~ to accept a retainer as Counsel on the part of the claimants. — The executive of the State of Delaware having ~~employed me to act as Coe~~ by ~~his~~ letter of Feby 11. 1800 ~~appointed me~~ ~~addressed to me~~, communicated his appointment of me, one of the counsel to defend ~~the same~~ a Suit brought on ~~behalf of Messrs Penn, founded on the claim referred to~~, in the Circuit Court of the U. States for the Delaware Distt. on behalf of the Messrs Penn's founded on the claim referred to, against one Jackson a Citizen of ~~this State~~ Kent County in this State — which appointment I signified my acceptance of by ~~my~~ letter of the 15th of that Month — ~~I have also acted and~~ and after tested in case, I also previous to the late session of the

Legislature of this State I had taken part rendered service as Counsel for the Defendants in other Suits ~~brought~~ in instituted on behalf of the Messrs Penn's you will readily perceive Sir that

The situation in which I have been placed in this business ~~will~~ of decline compels me ~~you~~ ~~will~~ ~~perceive Sir~~ ~~my~~ ~~[illegible]~~ ~~[illegible]~~ ~~my~~ ~~[illegible]~~ to the proffer ~~you~~ ~~which~~ you have so obligingly made

I beg you to present my compliments to Mr Levy

Petition
Hog Law
Cantwells Bridge
H. of R.
Read & referred

To the honourable the General Assembly of the State of Delaware.

Found with 1813

Your Petitioners residing in and near the Village of Cantwells Bridge in New Castle County beg leave to represent, that they have sustained great damages on their improved meadows, & Lots of upland, and in the Village aforesaid, owing to the considerable number of Swine being permitted to run at large, by reason of which the labor and expense bestowed on the property of your petitioners have been rendered fruitless, and have suffered all those damages and inconveniencies such as the inhabitants of other Villages in the State have experienced who have heretofore applied for and obtained from the Legislature a law to prevent in-

Your Petitioners therefore respectfully solicit your honorable body to grant them a law to prevent Swine from running at large within the limits of one Mile from the Bridge over Appoquinimink Creek and your Petitioners as in duty bound will ever pray.

David Wilson
Pennell Corbit
John C. Corbit
Saml Thomas
John Starr
Wm Corbit
Richard C. Dale
James Allamm
William Vowers
David Wilson Jr.

Thos. Starr
Mr. Moody

1813

Petition of Nancy Rickards and Joseph Sadler.

In Senate, Jan. 29. 1813.
read and referred to
Messrs. Wells
Cummins
Paynter

To the Honourable the Senate and House of Representatives of the State of Delaware.

The petition of the Subscribers respectfully represents.—

That Levin Ricords, late of the Village of Milford Kent County and State of Delaware Merchant. deceased, did in his lifetime contract, bargain, sell and deliver, unto Doctor Joseph Sudler of the same place certain lots of ground, lands and premises, situate lying and being in the Village aforesaid, and adjacent thereto, and the said deceased having died without executing a Deed Conveyance bond, or other writing to convey the said property to the said Dr. Joseph Sudler, or authorizing his representatives so to do.—

Therefore your petitioners pray, the Honourable the Senate and House of Representatives, to pass a law enabling the administrator of the said deceased to convey, and assure unto the said Dr. Joseph Sudler and his Heirs and assigns, the said premises, conformable to the said contract, bargain and Sale.—

Nancy Ricords
Joseph Sudler

January 26, 1813.—

1813

Memorial of Sundry
the Stockholders of
the Farmers Bank

In Senate Jany 6th 1813
Read and refd
to Mr. Wells
Mr. Black
Mr. Cummins

H of R
18 January 1813 read

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

The Memorial of the Stockholders of the Farmers Bank of the State of Delaware respectfully represents,

That this Bank was originally established for the General accommodation of the citizens of this State. With this view the principal bank and several branches were not situated in those places of the several Counties, where they would command the greatest commercial advantages, but in those places which would most subserve the convenience of the citizens in general. It was also intended, by providing for the investment of the funds of the State in this bank to a large Amount, to enable the State to employ and improve those funds to the greatest advantage, so that while the State furnished the means of accommodation to their citizens they should derive the greatest reasonable — profits upon its use. That the State has already invested in the funds of this bank Seventy thousand two hundred and ninety dollars estimating the Stock at par.

But since this bank was established, other banks for the particular accommodation of the Commercial parts of Kent and Sussex have been established. In consequence of these establish=ments, the discounts are already curtailed and are progressively diminishing. These discounts will be soon so far reduced in — Kent and Sussex and the means of the bank to redeem its paper so far affected, that its dividend, must soon be very much reduced unless the bank can avail itself of some other advantages under the sanction of the Legislature.

Your Memorialists consider, that the borough of Wilmington presents a situation where a branch of this bank, could be established so as to be very useful to the bank and exten=sively beneficial to the State. The Manufactures already establish=ed there are considerable and from the condition of our Country must be increasing. Turnpike roads already have opened a

Communication with a very rich district of the State of Pennsylvania, and as trade always directs itself to those places where the funds for carrying it on, are placed, the establishment of a branch of this bank in that Borough would no doubt contribute to draw to it a very large and lucrative business from that State.

Your Memorialists therefore pray the Honourable the Senate and House of Representatives to authorize the President and Directors of the said Bank to institute and establish a branch of the said Bank at the said Borough of Wilmington under such rules and regulations and subject to such Government, as the said President and Directors may from time to time ordain and appoint.

On motion,

Ordered that the memorial to the Legislature, from the Stockholders of the Farmers Bank of the State of Delaware, praying a supplement to the act of incorporation, authorizing the President and Directors of said Bank to establish a Branch at the Borough of Wilmington. be signed by the Chairman and Secretary.

Kensey Johns Chairman

James Rogers

Secretary

BEST SHOT AVAILABLE

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

The Petition of Eleanor
Hunner of Sussex County and State aforesaid hereby sheweth
That your Petitioner is the Administratrix
of Thomas Hunner late of the County aforesaid and that
the said Thomas Hunner died on the
for Lifetime annuities as
Stated in the Acct. herewith Exhibited for which he was receive
any compensation as will appear by the Certificate of
Silas A Houston to the said Acct annexed, and further
that no funds whatever remains in the hands of the said
Silas A Houston or any other person to discharge the
Acct. herewith Exhibited

Your Petitioner therefore prays
Your Honors to take the Subject into your consideration
consideration and provide by an act or Resolution
of the General Assembly for the Payment of the Acct
and the Estate of the said Thomas Hunner deceased
any way that to your Honors may seem meet.

And your Petitioner further prays
Honors that the Public services rendered in the Acct
herewith exhibited was performed under a firm belief
by the deceased that ample provision was made by
Said to pay the same. But by the certificate herewith
exhibited and to the Acct annexed your Honors will ap-
pear to the contrary. Your Petitioner has no
other right thereof pursuant

BEST SHOT AVAILABLE

hope or prospect of compensation but by and thoroughs the Legislature of the State.

A Large Family of small and helpless Children dependent entirely upon your Petitioner for support in addition to that Sheet Justice which your Petitioner conceives is compatible with this application to your Honors your Petitioner hopes and believes will plead strongly with your Honors to Grant the relief your Petitioner prays for.

Eleanor Skinner

January 9th 1813.

To the General Assembly of the State of Delaware

now in Session, We respectfully represent: that we understand a Petition is in circulation, and its object to pray you to remove the place of holding the Hundred Election from Newark to the House of Samuel Hopper of Ogletown, as commonly called. We remonstrate against the prayer of that Petition being granted. We are confident that a Majority of our fellow Citizens will unite in their opinion that Newark the place at present appointed by Law is by far the most eligible. The Wisdom of a former Session of your Honourable Body appointed it. It is certainly more central as to the Landed Location of the Hundred and also of Taxable voters. Its size as to Householders and Places of Accomodation for all those who may come to vote, entitles it to considerable preference: this we respectfully suggest as a very material objection to removing the place of Election. At the proposed place in the Petition herein first mentioned, they will not have these advantages;- One Inn only is kept there, the consequence for want of accomodation, a resort to Stalls, tippling &c concourses out of doors, which tend to excesses and violations of the Peace &c.- In Newark this evil cannot arise. At the present place of holding Hundred Election the citizens above and below Newark are equally accomodated; the whole citizens generally: by a removal to Ogletown, the lower end of the Hundred will have the Election brought to their own doors, to the injury and extreme inconvenience of those above it, whilst the present place of holding it, preserves from its more central Situation as to Population, Taxation, and ~~general~~ all respects, an equal convenience benefit and advantage to all. For these and other reasons we respectfully pray that the Prayer of that Petition may not be granted & Your Petitioners & Remonstrants as in duty bound will ever pray &c.

White clay Creek Hundred
New Castle County, Delaware
January 1813.

Subscribers Names

Henry Whiteley	A. Russel	Charles Graham
John Heverman	Geo. Russel	Alexander Stewart

Subscribers Names continued

John Evans
James Phillips
Jno. Campbell
Alex. Skeirm
George Platt
James Kent
Joseph Chamberlain jun
F. P. Coleman
James Anderson
William David
William Anderson
Benjamin Watson
John Morrison
John Armstrong
Emanuel Evans
James Musgrove

Joseph Chamberlain
Peter Jones
Henry Robinson
Robert M'Mellen
Thomas C. Phillips
Jordan Anderson
George A. Crookham
Andrew Wilson
Philip Wilson
William Sergeant
William Lindsay junr
Hugh M'Manus
David Samuel
Xavier Glaizane
Samuel Holland
James Ralph Gregon
Robt. Glasgow
Andrew Wilson
John Grundy

William Bradley
Andrew O'Daniel
Pat. M'Cabe
George H. Mead
Dan. Armstrong
F. Kindman

Memorial of the
Tax Commissioners
of Kent County —
H. R.
5 Jany 1813
Read
J. Barratt
Com:
Mpr Stout
Clark &
Burton
In Senate, Jany 9
Read

To the Honourable the Senate and House of Representatives of the State of Delaware.

The memorial of the undersigned (Commissioners of the Tax in and for Kent County) respectfully represent; That the assessors of several of the Hundred of said County have not been able to make and Complete their valuation of the real and personal property within their respective Hundreds agreeably to the provisions of an act of the General Assembly of the State of Delaware passed at Dover in January one Thousand ~~eight~~ seven hundred and ninety seven, which said act enjoins it on the assessors of the Hundreds respectively to make return of their several assessments on the first Tuesday of January annually - Therefore the undersigned prays an act to be passed by your Honourable Body, extending the time of making such returns untill the nineteenth day of January Instant

and your memorialists will &c

January 5th 1813.

Presley Spruance

William McClyment

John Killen

Thomas Coursey

Philip Hardcastle

B. Potter

1506
14
6000
1500
21000

Petition
to
Alter the Boundary
of Kent County
H. of R.
14 Jany 1813 read

To the honorable the Senate and House of Representatives of the State of Delaware, in General Assembly met. The your Petitioners do humbly represent.

That Kent County is unequally divided into Hundreds, and more particularly as it respects St. Jones's and Murderkill Hundreds. Murderkill Hundred contains fully if not more than one third of the whole county, and is found too large for one Assessor or one Collector — and that the Legislature of the State of Delaware are under the necessity every third year, when there is a general Assessment of property, to interpose and lengthen out the time limited by law, for the Assessors making their returns, in consequence of the Assessor of Murderkill Hundred not being able to accomplish his Assessment in the time prescribed. Also that St. Jones's Hundred is so small, that it is scarcely worth the attention of an Assessor & Collector, and that said Hundred lies in a long narrow slip, and on an average is not more than one and a half miles in width, whilst it is about twenty miles in length — And to give a better view of the inequality of the several Hundreds, it may be seen from the polls of 1810, that Murderkill Hundred gave 106 votes more than Duck Creek, Little Creek & St. Jones's Hundreds, all added together — Also that St Jones's Hundred is much the smallest of any in the County. & Therefore we your petitioners solicit your honorable body, to take off the upper part of Murderkill Hundred, beginning at the junction of Isaac's branch with St Jones's River, and runing with said branch by Messrs. Mottleston's, Howells and Warner's Mills — and then with the left fork of said branch till it crosses the road leading from Camden to the poor-house, and then with said road by Thomas's Chapel to the Stone line, and weld the same to St Jones's, or as it was originally called, and may now be denominated

denominated Dover Hundreds. And that the town of Dover may be appointed the place for holding the annual General election for that district.

And your petitioners as in duty bound will ever pray &c.ª

Thomas Candy
Ezekiel Anderson
Robin Jon Walker
Thomas Stevenson
D. B. Wootten
John Manlove
Presley Allee
W. W. Morris
Francis A. Bayard
James Vinning
Charles Grinchlit
David B. Frances
Daniel Walker
Ja Frances
Peter Caverly
John Fisher
Joshua B. Shockley
Rich Fisher
Vincent Vandiford
John Mansfield
Jacob Funbee
John Cobb
John W. Mullin
Wm H. Lockwood
Alex P. Lacey
John Draper
Nicholas Ridgely
Samuel M. Wharton
William Dill
Joseph Harris
Preston Bedwell
Asa Freeman
Jacob Townsend
Lauther Taylor
Cornelius Ballard
William Jones
George Dunafin
Thomas Brown
Joseph H. Raymond
John C. Lacy
Joshua Luter
Thos Latchum
John Vanpelt
Abel Harris
Thomas Cary
Richd Southwood
Jno. Sykes

Petition for holding the General Elections at Ogle Town

H of R

read & refered

Recd the 5th Section of the Law

Found with 1813

To the Honourable, the senate and house of Representatives of the ~~Legislature~~ of the state of Delaware, ~~in~~ ~~General assembly met~~ — The petition of the undersigned subscribers, citizens of White Clay Creek Hundred; Respectfully sheweth, that the act of the General assembly, for regulating the general Elections of this state, passed at Dover on the thirty=first day January, one thousand Eight hundred & eleven, has not been productive of that general convenience and advantage to the citizens of the sd. hundred of in the excercise of ~~that~~ the important right of sufferage, as was expected from passing an act of such general utility, in consequence of the uncentreal situation of place designated for holding the general election in the Hundred. A great majority of the people of this hundred are under the necessity of going as great a dis=tance to the place of the Election at New-ark, as they previously had to travel in attending the same at New Castle..... To remedy this inconvenie=nce, your petitioners request, your honorable body to pass a law directing, that the place for holding the general election in this hundred shall hereafter be at Ogle Town, which is a Central Situation, and suitable where accommodations can be had. And your petitions, as in duty bound will ever pray.

Joel Lewis

Sylvester Welsh

Abraham Egbert

John Alwin

James Jaquett

Jaffs Wilson

John Taylor son

Abm. by Warrick mark

Benjn. Ogle

Lewis Rees

James Bradford

Jeremiah Williams

Reuben hope

Wm Silver

Thomas Reece

Robert L. Smith

James Evans

George Pratt

John M. Wells

Andrew Hutton
John McKinley
Isaac Davis
George Mann
Wm. John E. Latta v.o.m.
James Glasgow
Uriah Strouss
Fredrick Currand
James Ross
Daniel Heisler
David Nixon
Wm. McIntire
Jonathan Groves
Stephen Y. Townsend
Asahel Chandler
James Higbee
William McCullough
William Letts
James Vandegrift
Saml. Hopper
Isaac Branon
Hugh Margey

Boardman Estill
William A. Todd
James Moody
Mark Kerr
Wm. Pitcher
John Groves
Robert Ogle
Charles H. Coble
John Redman
Thos. Anderson
Jas. Snow
John Magee
John Macbeth
Tobias Pritchard
Thos. Baynard
Saml. McGregor
John R. Kirk
Jno. Scott
George Duncan
John Hasler
Henry Tamar
Geo. Ogle
Robert Whiteside
Isaac Stewey
Achebel Moore
John Willson
Stephen Townsend

James Moore
Samuel Helms
William Kelley
James Price
David Morrison
Robt Morrison
Douglas Morrison
Wm Hawthorn
William Baxter

77

Petition of the
Inhabitants of New
Castle for a Hog
Law.

In Senate Jan 23
read and referred to
Mess.rs Black, Mason
and Paynter.

To the Honourable the Senate and House of Representatives of the State of Delaware, in Genral Assembly met,

The petition of the subscribers, inhabitants of the town of Newcastle and its neighbourhood,

respectfully sheweth,

That the laws of this State, prohibiting swine from running at large in the Hundred of Newcastle, are from experience found to be ineffectual; inasmuch as those persons, who sustain injury from trespasing swine, are generally averse to killing them, as they are authorised to do by the said laws, considering it to be a wanton and useless distruction of Provisions and Property: And that the practice of swine going at large is injurious to the Community, by preventing the improvement of the country, and is discouraging to the industrious, in the cultivation of the soil.

That a bill to effectuate the object of your petitioners was exhibited to your Honours about three years ago, and passed one of the Houses of the General Assembly, but an adjournm.t of the Legislature before its completion, prevented it from being enacted into a law.

Your petitioners therefore pray that they may have leave to bring in a bill, to be enacted into a law, for the purpose of preventing swine from running at large within the town of Newcastle and its neighbourhood. And your petitioners will be.

Newcastle, Janry. 11th 1813.

turn over.

John Coaw
G. Reade
J. Pd Black
James Rogers
Ns Van Dyke
Chas Thomas
Kinsey Johns
James Cooper Jr
Benj Marley
Jas Booth
James McCallmont
John Dixon
Saml Shaw
Joseph Tindall
John Zimmerman
Isaac McCannon
Thos Riddle
Thos Janvier
Jeremiah Bowman
C. P. Bennett
Jacob H. Burns
John Tatlone

James Frazer
Eard McCullough
Wm Irwin
Thos Bond
Saml Barr
Wm Armstrong
Thos Turner
John M Lotz
Thomas Magens
Jesse Conse
Israel Guelly
John Carvon
Henry Steele
Neil Campbell
Ebenezer Wright
Alexr Duncan
Saml Jaquett
John Springer
H. M. Ritchie
James Booth Junr
Geo. Pierce
W. Frazer
Wm Waugh
Thos Higginson
John Aull

Tho. Hyatt
Cornelius Dushane
Chris. Weaver
H. B. Weaver
Wm. Carrigan
William Cooper
James Holland

55 Signatures

Petition
of the owners
of
Red Lion Marsh
In the H. of Rep.
27. Jan. 1813. read

To the Honourable the Senate and House of Representatives of the State of Delaware in General Assembly met.

The Petition of the subscribers being owners of Marsh lying on the Appoquinimink creek commonly called the Appoquinimink Marsh situate in Newcastle and Brockis Hundreds in Newcastle County

Respectfully Shews

That the Bank heretofore erected for enclosing and securing the said Marsh from inundation by the River Delaware having been broken and rendered useless by a storm some years ago has ever since remained in a State of ruin whereby the use benefit and advantage of a very valuable property has been lost to the owners, and it is felt as a serious inconvenience by the neighbouring Landholders. That the frequent attempts from time to time made by the Marsh Company for a number of successive years to repair and reinstate a Bank on the Site of the present Bank involved the owners in a loss and sacrifice of money almost incredible, and invariably resulted in this assessment, until at length the despairing of success they abandoned the project and the marshes have since been suffered to lie under water. That many of the owners are desirous to reclaim and improve so valuable a property applied to the Legislature in the winter of eighteen hundred and eleven for a supplement to their marsh Law and thereupon an Act

of Assembly was passed entitled "A Supplement to an Act entitled an Act to enable the owners and proprietors of the Meadows formerly known and distinguished on Red Lion Creek in New Castle County to erect the Bank, Dams Sluices and Flood-gates in repair and to raise a fund to defray the Expenses thereof" whereby among other things five Commissioners therein named were appointed to view the Site and condition of the old Bank and determine whether the same should be rebuilt, or a new Bank erected in whole or in part - or by the same supplement may more fully appear - That the said Commissioners although they were very good men and entitled to the respect and esteem of the subscribers did in the opinion of the undersigned commit a great error in the execution of the powers vested in them, by ordering the old Bank to be rebuilt entirely on its present site - thus leaving the Owners precisely in the same situation in which they were before, which Error the undersigned, would not have been committed if the Commissioners had even witnessed the force and Operation of the River Delaware upon that Bank during a Storm

The Undersigned further represent that the said determination of the Commissioners so far from forwarding the improvement of the Meadows has entirely defeated the views of the owners in that respect, for so contrary was it to the expectation and wishes of a great majority of the owners, that the managers have not taken one step towards repairing the Bank or doing any part of the public work which the Commissioners ordered to be done - and as the managers named in the said Supplementary Act, differ among themselves in opinion as to the [illegible] of the measure, and the whole power is vested in them

hand until the Bank shall be put up - the owners find themselves unexpectedly placed in a situation unpleasant & with difficulty and embarrassment from which the Power of the Legislature alone can relieve them. The result is that the Bank remains untouched and the whole object of the supplementary Law has been so far entirely defeated.

Under these circumstances your Petitioners are compelled to apply to the Legislature for relief and as they see no practicable mode of giving general satisfaction to the owners and effecting the object of improving their property but by obtaining a Revision of the Bank - and compelling the managers afterwards to finish and execute the public work, they pray the Honorable Legislature to take the case into their consideration and pass into a law the Bill which accompanies this Petition -

Newcastle Jany. 25. 1813.

Henry Steele

Alexander Eakin

Wm Ward Jr.

Thomas Moore

Susanna Israel

Daniel Turner

William M. Clay

Alex. Jamison

no date

The Petition
of
So Tomow Willey

In Senate Jany 17
read and referred
to Messrs Paynter,
Hayley & Green

To the honorable the Senate and House of Representatives of the State of Delaware in general Assembly met The Petition of Solomon Willey of Sussex County shewth unto your honorable bodies That whereas on the twentyninth day of January in the year one thousand eight hundred and eleven the Legislature of the State of Delaware enacted a Law authorising and enabling certain Commissioners therein appointed by virtue of that act and the provisions therein made to cut and open a ditch drain or canal through certain lands lying contiguous to a stream called the Yellow Branch in Dagsborough Hundred and Sussex County. Your Petitioner further sheweth that by virtue of the said Law he was appointed Manager to superintend the cutting the said drain or ditch for the space of one year next succeeding the first day of May in the year one thousand eight hundred and eleven; and that by virtue of such appointment he proceeded to cut and actually completed at his own proper expense one hundred and twentynine Rods of the aforesaid canal or ditch in pursuance of the directions of the aforesaid Commissioners by Law appointed, which has cost your Petitioner the sum of one hundred and twentynine Dollars. Your Petitioner further sheweth that the expenses by him incurred in obtaining the aforesaid Law, and money paid the Commissioners

Surveyor Chevin Council & Account-
ed to the further sum of fifty three
dollars and twenty three cents, now
of which sums of money have been
repaid your Petitioners except the
sum of ten Dollars and fifty cents
paid. Your Petitioners by Benjamin
Burton the present treasurer.

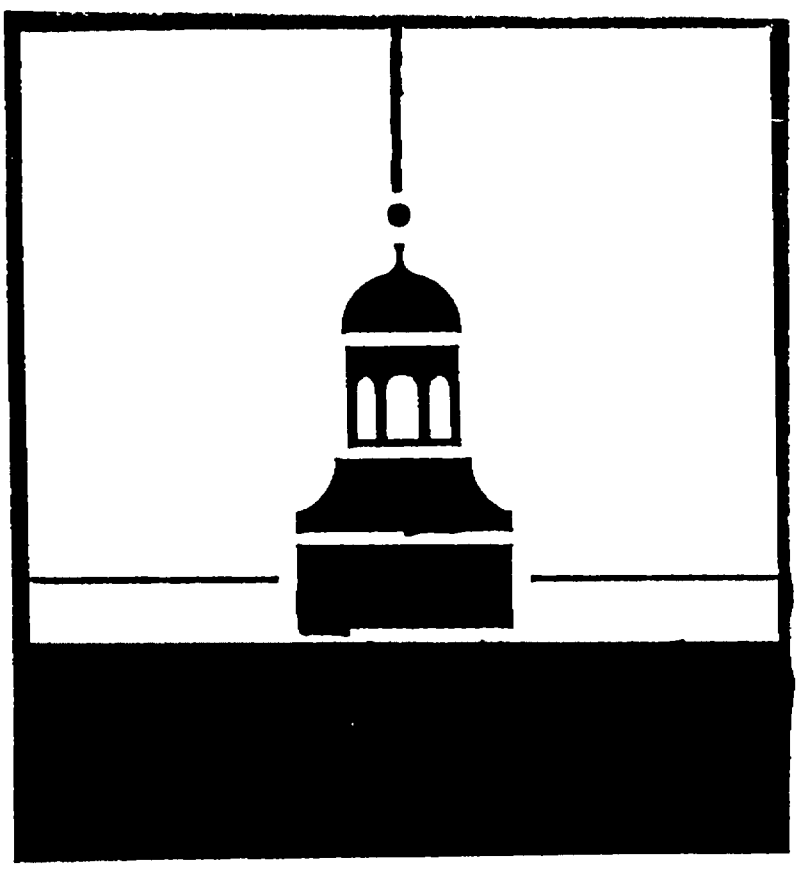
Your Petitioners pray leave to lay
before your honorable House a
Plan of the town grounds intended
to be drained by the ditch or ca-
nal authorized by Law as afore-
said and also shewing the length
of the canal in Rods as already sur-
by your Petitioners.

Your Petitioners further shews
~~that~~ that the aforesaid ditch or
canal by reason of not having
ing a sufficient distance does not
answer all the beneficial purpos-
ses for which it was intended,
and does not in its present situ-
ation drain the waters
from the low grounds of your Peti-
tioners and the other land-holders
of the vicinity; but your Petitio-
ners do further that if completed
it would answer every purpose
for which it was originally in-
tended.

Your Petitioners further shews
that Shortly after the measures above
ed by the legislature required to accept
the said appointment, and that imme-
diately previous assuming said obligati-
ing the ditch or canal began by
your Petitioners, ~~[illegible]~~

are about presenting a memorial
to your honorable body praying
that a new set of Commissioners
may be appointed to review the
aforesaid Town grounds; and your Pe-
titioner believing that no benefici-
al effect can arise from such a
course of proceeding, but that it will
be very injurious to him: Therefore
prays. that if a law authorising a re-
view of the aforesaid Town grounds in
Hagerstown Hundred, should be enact-
ed that your Petitioner may be exempt
from paying any part of the cost, which
may be hereby incurred; your Petition-
er having already been at an enormous
expence in getting the canal authorised
by law, and also a large debt thereby
on his own lands in expectation that the
ditch or canal would be finally com-
pleted according to the provisions of the
act authorising the same. Your Petition-
er therefore hopes that this Petition
and the vouchers accompanying it, may
meet due consideration, and your
Petition succeed.

Solomon Kelly



END

FILE

1813 Jan. - Feb. Legislative Petitions - Military

Petition of the Officers of the 1st. Battalion of the 2d. Regiment of the Delaware Militia Jan. 28. 1813. read

The Honourable, the Senate and Representatives of the State of Delaware in general Assembly met.

The Petition of the undersigned, Officers of the 1st Battalion of the 2d Regiment of Delaware Militia respectfully Shewed.

That Your Petitioners for themselves, their Absent Brother Officers and the companies they have the honour to command. — As Officers and Soldiers feeling themselves willing to support to the best of their ability, the Character of Delaware Militia (and of whom our great Political Father the illustrious Washington, on an important occasion said, "That he hoped they would not disgrace the Delaware Blues.")

Looking up to You Sir's as the guardians of our Rights and Property, having full confidence in You, in Your Legislative capacity, that You will in Your Wisdom at this important Period take into consideration the necessity of furnishing the Militia with arms &c.

Under this impression the undersigned beg leave to represent.

That Your Petitioners from local situation are much exposed to the ravages of the enemy should he only land in small parties for the purpose of committing depredations on, or near the Shore, — Plundering our Towns pillaging our houses, destroying or driving of Stock &c.

Alb

All of which we flatter ourselves can and will be prevented, — Provided Your Honourable body will furnish us with good and sufficient Arms, ammunition and accoutrements, — and make such other provision, for calling out the Militia for the above purpose as may be necessary.

Your Petitioners further represent that the muster days in the present militia law are so few, that it is impossible for the militia to attain to that confidence in themselves, that is so absolutely necessary for soldiers. — and which we have no ~~doubt~~ doubt they would acquire, ~~were~~ were the muster days sufficiently increased for them, to obtain a more competent knowledge of Military tactics. — — — —

And Your Petitioners as in duty bound will &c &c &c —

Signed —

[illegible]

Bennett Downes

Robert Ochiltree

Ebenezer Morton

W. Frazer

Jacob Colesberry

James McCullough Jr.

Geo. Peirce

Jno. Higginson

January 25th 1812

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

The Memorial of Elias Ellis Jr. Respectfully sheweth, That
your Memorialist on the 11th of July 1812 was appointed by the
Executive of said State to the Command of the 4th Company of
the 6th Regt Delaware Militia which appointment your Me-
morialist accepted, and took upon himself the execution of the
duties thereunto belonging — That on the 17th May 1813 (the United States
then being in a State of War) agreeably to the Order of the Commander
in Chief your Memorialist mounted a Guard on the Delaware
River between Wilmington and Christian Creek — That said
Guard, consisting of 18 men your Memorialist included whose
names your Honors well know subscribed and scheduled shall
be annexed, continued on duty at the place aforesaid, until regularly
discharged by said Commander in Chief, which amounted to 9
days including two days for going and returning — That during
that time your Memorialist was at the expence of keeping a Horse
according to the Order of said Commander in Chief and one load
of wood for the use of the Guard — That your Memorialist has not
received for himself nor any of his men any compensation for
said service & therefore allowed as he thought
proper to obtain the same. Therefore your Memorialist for
himself and his men whose names are subscribed as aforesaid
on the paper marked A. begs your Honorable Body to take

Sir and their cases into consideration, and to act in the
premises as you in your wisdom shall think meet.

I am with due respect
Your most obt. Servt
Elias Fleming

A

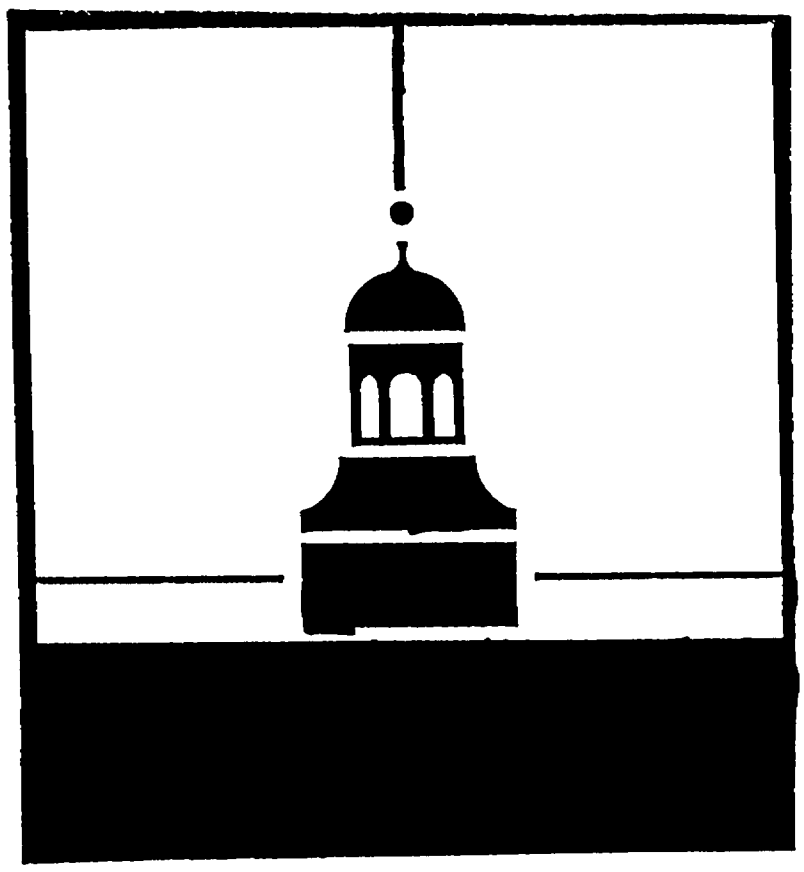
17 May 1813 This day according to the orders of
Joseph Hasler Esqr Commander in
Chief of the Delaware Militia I stationed
a Guard on the Beach between Murderkill
and the Mispillion Creek consisting of 18
men, myself included.

24 May 1813, This day I dismissed the Guard under my
command pursuant to the orders of the
Commander in Chief.

Copy
Elias Fleming Capt.

Names of the Privates

Thomas Plummer Junr
Benjn Taylor
Thomas Davis
Edward Baily
Daniel Fisher
Levi Mailey
Nathl Luff
Joseph Brown
John Bowman
Matthew Fleming
James Henrington
John Nicholls
Jacob Foster
Jacob Cannean
William Richards
Peter Thompson
Isaac Smith 17



END

FILE

1813 Jan. – Feb. Legislative Petitions - Negroes + Slavery

To the Honorable the Senate and House of Representatives of the State of Delaware in General Assembly met — — — (Slave petition)

Your petitioner humbly sheweth, that some time in May last he removed from Kent County, in the State of Delaware, unto Queen Anns County, in the State of Maryland, where he did commence the Practice of Medicine, and has followed it ever since, and where he expects to continue.— Being at the time of his removal the owner of a certain Negro Slave called Thomas, which had been previously given him the said petitioner, by his father Jenifer Taylor Esqr, and which said Thomas was at the time of the said petitioners removal, hired to a certain John Niden, whose time did not expire until Christmas last — by reason whereof he the said petitioner could not remove and take the said Thomas with him as a part of his family, which he would have had a right to have done, agreeably to the laws of the State, at the said petitioners removal his time having expired with said Niden your petitioner now wishes to remove the said Thomas to his present residence, in the State of Maryland, for the purpose of having him employed in his own Domestic Concerns.

Your petitioner therefore prays the Legislature will pass an act, authorizing and empowering him to remove the said Thomas, from the County of Kent, in the State of Delaware, to the County of Queen Anns, in the State of Maryland, his present place of residence, and to hold him as his Domestic Slave in such manner and under such tenure as he now has a right to hold him the said Thomas within the State of Delaware, by the laws, usage, and customs

thereof — and your petitioner will ever pray

January 15th 1813

Parran Taylor

Petition of Parran Taylor
Jan. 21, 1813. rec'd &
Committed to Dill
Vandiver
Walker

1813

Petition of
William Wingate
H. of R.
26 Jany 1813 Read
& refer'd to Messrs
Clayton
Vandiver &
Walton

Negro petition

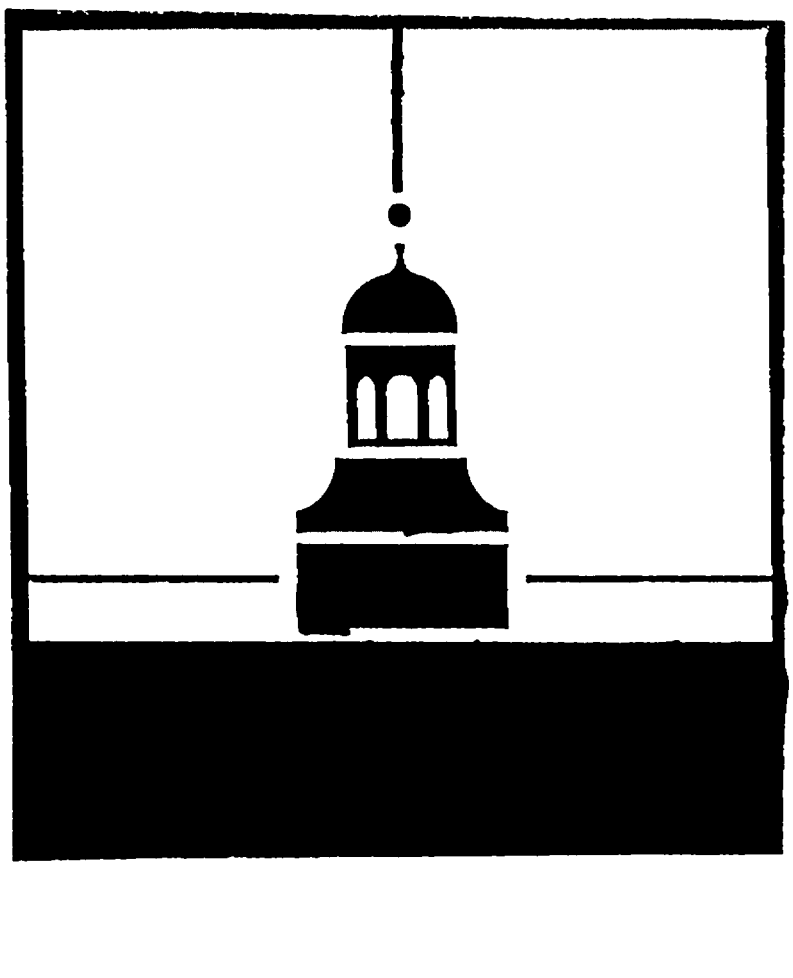
To the honorable the General Assembly of the State of Delaware

The petition of William Wingate of Queen Anns County in the State of Maryland Humbly sheweth

That William Chase late of Kent County in the State of Delaware deceased was in his life time and at the time of his death owner of several Negroes; that your petitioner in the life time of the said William Chase intermarried with Sarah one of the daughters of the said William Chase; that in July last the said William Chase departed this life intestate and Letters of administration were in due form of Law granted to Rebecca the widow of the said ~~Samuel~~ William Chase. That your Petitioner in right of his said wife will be entitled to a share of the estate of the said intestate and the said administration is desirous that your petitioner should take one of the said Negroes called Rebecca now about seventeen years of age as a part of his distributive share of the said estate. And your petitioner further shows that the said Negro Rebecca is not only willing but desirous to live with your petitioner and his said wife. He therefore prays that an Act may be passed to authorize him to remove the said Negro Rebecca from this State into the State of Maryland; and he as in duty bound &c

William Wingate

26 Jan 1813



END

FILE

1813 Jan. - Feb. Legislative Petition - Transportation

Remonstrance against
opening the Streets &
alleys of Dover

Fenwick 1813

To the Honorable the Senate and House of Representatives of the State of Delaware, in General Assembly met. We your Memorialists do humbly represent. That having understood a Petition has been presented to your honors, signed by a number of the citizens of the town of Dover and its vicinity, praying your honors to pass a law to authorise the opening all the Streets in the town of Dover, agreeable to the original plan of said town. Your Memorialists beg leave to suggest to your honors, that such a law would be very injurious to a number of land holders in Dover, and of but little utility to the Public. All the advantage the petitioners can derive from it by their own representation, is that it would make pleasant and agreeable walks for recreation.

Therefore your Memorialists solicit your honors to take a view of the premisis, and consider the inexpediency of the measure. In the first place we beg leave to suggest it would be impracticable for any surveyor to locate the streets as they were originally laid down, by reason of the beginning being lost and unknown; and consequently would be the cause of much strife and contention.

Secondly it would oblige your memorialists to keep up more than one thousand pannels of fence, than what is necessary at present to enclose the same lots of ground.

Thirdly it would lay open and expose to the trampling of creatures a ditch cut by an Act of the General Assembly, which cost your Memorialists nearly $300

Fourthly we conceive that a number of the petitioners for said Act, are instigated by an envious disposition, many of whom are but transient persons, not owning one foot of ground in the town; and several none any where whilst others have done it from complaisantcy when solicited thereto, and that a number of them are non residents of the town. Fifthly the Streets alluded to never existed but on paper, and your memorialists and their predecessors

have

have had quiet and peaceable possession for nearly 100 years — but notwithstanding should the town ever improve so as that necessity may require Streets to be opened, we will cheerfully grant them without compulsory means.

Therefore we indulge a hope that your honorable body will maturely consider the objections of your memorialists, to said petition. And your memorialists as in duty bound will ever pray &c.

Jacob Furbee
Richard Harrington
King Douglas
Jacob Stout
John A. Banning

Remonstrance

Dover

To the Honorable the Senate and House of Representatives of the State, of Delaware,

Formed with 1813

The undersigned Petitioners for a law now before your honors for opening Certain Streets of the Town of Dover at present sheet up have read with surprise and indignation a remonstrance laid before you against the measure. Had the remonstrance contained no personal reflections they would have suffered it to pass without notice, leaving it to your honors to give that weight to the objections which they might be thought to deserve but they feel it due to themselves if any of them are meant to be included in the imputations cast upon a part of the Petitioners to declare that the same is unfounded and untrue and they pray that the resolution now before you may not be suffered to suspend until another Session such an accusation against their motives, but that the said remonstrance may be referred to a committee to inquire into and report on the facts then in alleged at the present Session,

Joseph H. Raymond
Caleb Boyer
J. B. Wootten
John Loeber
James Seber

Rich Cocker
Wesley McDonnell
James Stewart
Nathaniel Boyer
James Harper
Joseph Harper

21

Rem. ayst the

Bond

Found with 1812

TO the Honorable the Senate and House of Representatives of the State of Delaware, in General Assembly met; the Remonstrance of the undersigned Citizens of New-Castle County,

RESPECTFULLY SHEWETH,

THAT your Memorialists feel themselves imperiously called on, in consequence of the renewed attempt originating with a few persons in the Towns of New-Castle and New-Port, at the present Session of the Legislature, to obtain an Act to erect a Toll-Bridge over Christiana Creek at New-Port. This very reprehensible scheme, if carried into effect, will be highly detrimental to public, as well as private interest: It will materially at the present time obstruct, and we believe, finally ruin the carrying trade on the said creek from all the landing places above the projected bridge. As the disadvantages and injuries to both public and private interests, by placing the Wilmington bridge where it now is, were ably stated in a former petition, presented to you; and which bridge the chief projectors of the present one in question, as strongly reprobated as your Memorialists; we would beg leave to refer you to the said petition (on your files) as containing all the reasons against it that need be suggested on the subject, and also to the documentary Evidence furnished at your last Session, to prove the delays and injuries the shallops were actually subject to, in passing the Wilmington Bridge; and by another Bridge at the place proposed, must make them doubly liable to, and consequently, cannot fail to ruin the Trade. Therefore your Petitioners pray that you will be pleased not to grant a Law in favour of the Petitioners for the said Bridge; and your Petitioners, as in duty bound, &c.

Jan 22 1813

Jacob Tyson
John Kincaid
Zachariah Jones
William Mecombes
Patrick Coultee
John Fisher
John Davidson
James Kenedy
William Lindsay
Stephen Shakespear
James Lindsey
Thomas David
Joseph Waggoner
Barney McCormack
Richard Palmer
Thomas Bradley
Uriah Slack
Enos Slack
Wm Flinn
Daniel Bryson
John Miller

21

Memorial of the
Newport Bridge
Company—

April 9th Read &
referred to Clayton Ha-
lan & Hill—

1813

To the honorable the Senate and House of
Representatives of the State of Delaware in
General assembly met.

The Memorial of the President and
Managers of the Newport bridge Company

Respectfully represents

That the legislature
of this State, having sanctioned by an act
passed at the last Session thereof the formation
of an incorporated company for erecting a
draw bridge over Christiana Creek at Newport
in the said County, hath furnished unquestion-
able evidence of the belief entertained, that
important benefits would result to the public
from such an improvement. That a company
hath been formed, pursuant to the said Act,
and are ready to proceed immediately to erect
the said bridge; — and your Memorialists
ful anxious that a measure of so great publi
utility should be speedily accomplished: — this
Act however hath been clogged, with a provision
in its last section of so unfriendly a last (pro-
hibiting the taking of toll or Tonlage until a
road from New Castle to Newport should be
turnpiked) as to suspend the undertaking,
until an opportunity should ~~[illegible]~~ have
been afforded to address the Legislature and to
enlightened men of the legislature with a view
of obtaining the repeal of the restriction, said to be,
imposed on your Memorialists by the section re-
ferred to: Your Memorialists cannot for a re-
gret

moment

moment suppose, that the legislature, as has been unadvisedly suggested by some persons, should have so far forgotten its own dignity, as to enact a law, extensively for public improvement, containing a provision that might render it a negatory or delusive, — and therefore have so presumed to hope, with sentiments of the most perfect respect and deference for their wisdom & independence, that when the subject is brought in review before them, a reconsideration thereof will induce a change of opinion, and the repeal of the last and obnoxious section, comprising the prohibitory clause referred to; — Your Memorialists being altogether convinced, that the laws' passing in the manner that it did, was owing to the late period of the last Session of the legislature at which it was passed, when perhaps it was impossible from the pressure and variety of business, occurring generally at such times, to attend deliberately to any — Your Memorialists are moreover induced to press the reconsideration of the measure with a view to the speedy erection of the bridge, from the deep interest the public have in the completion of it, from the circumstance of the United States being involved in war with a powerful foreign nation, — as the following considerations must wince; — The pass over the Christiana Creek at Newport is by much the nearest point of communication between the town of New Castle and the interior country — in this town, which from its accessible

situation

situation on the bold navigation of the
Delaware is extremely exposed to the attacks &
inroads of the enemy, — are all the public
offices, in which are deposited the public papers
records and muniments of titles of almost all
the lands of the county and also a branch of
the Farmers' Bank in which the State has a
large stake, — hence it must be obvious to the
most casual observer, that the protection &
safety of this important town, can alone be
effectually ensured by its immediate and de-
certain communication with the interior
country, to which it must pari by looks for
aid, - and the means best adapted to that end,
is by a bridge over the Christiana at Newport
— That the ferry there, which is the only present
mode of passage has, by the said law and
subsequent acts, ceased to be a public ferry, and
the small emoluments resulting from its tolls
may not hereafter afford an inducement to
continue it, which circumstance renders
vastly too uncertain to rely on in case of exigency
this mode of passing the said creek. That the
means of conveying succours of men arms
and munitions of war to the exposed parts of
our territory in order to enable the people to repel
the incursions of the enemy, ought to be facilita-
ted to the utmost extent by the Legislature —
That the most ready and direct route, is thro'

Newport

situation on the bold navigation of the
Delaware is extremely exposed to the attacks &
inroads of the enemy, — are all the public
offices, in which are deposited the public papers
words and muniments of title of almost all
the lands of the county and also a branch of
the Farmers' Bank in which the State has a
large stake, — hence it must be obvious to the
most casual observer, that the protection &
safety of this important town, can alone be
effectually ensured by its immediate and
certain communication with the interior
country, to which it must principally look for
aid, - and the means best adapted to that end,
is by a bridge over the Christiana at Newport
— That the ferry there, which is the only present
mode of passage has, by the said law and
subsequent acts, ceased to be a public ferry, and
the small emoluments resulting from its tolls
may not hereafter afford an inducement to
continue it, which circumstance renders
vastly too uncertain to rely on in case of exigency
this mode of passing the said creek. That the
means of conveying succours of men arms
and munitions of war to the exposed parts of
our territory in order to enable the people to repel
the invasions of the enemy, ought to be facilitated
to the utmost extent by the legislature —
That the most ready and direct route, is thro'

Newport

Newport to the extensive powder works of Messrs. Dupont & Beaudrey, which must be relied on for the supply of ammunition; — the necessary measures of defence can only therefore be effectually prepared and sustained by improving and rendering certain the passage of the Christiana at Newport afd by prompt encouragement to the erection of a bridge there. — Perhaps your memorialists could not offer a stronger incitement to the patriotism of the honorable legislature, than considerations of the nature before stated, to induce their interposition to ~~forming~~ forward a work, forming so main a link in the chain of defence of our territory: Every inducement of policy as well as propriety concurs in disconnecting the building of the bridge from the making of the turnpike road; — The people in ~~our~~ part of the country are able and willing to build the bridge — not so with respect to the turnpike, which is a more expensive undertaking, not to be effected in time of war, when a sense of personal danger draws their attention to other objects and the diminished resources of individuals are necessarily applied to their personal necessities and the support of the nation; again, it may be asked whence arises the policy of keeping connected together two objects of public improvement, ~~and~~ in

their

three nature distinct, when each taken se-
-perately and successively would by diminish-
-ing the Expence of the entire burden at the same
moment, be more surely and better done, and
now especially at this time of public distress
and embarrassment. Your Memorialists
with great deference presume to think, that
the best method of insuring the completion of
both objects of improvement is to keep them
separate and disconnected — It undoubtedly
must be conceded that we have two works
proposed — the one of more immediate the
other of remote benefit, the former ought
from principles of sound Policy and regard for
the peoples welfare to be disembarassed from
the latter and every encouragement in their
power given to its speedy execution.

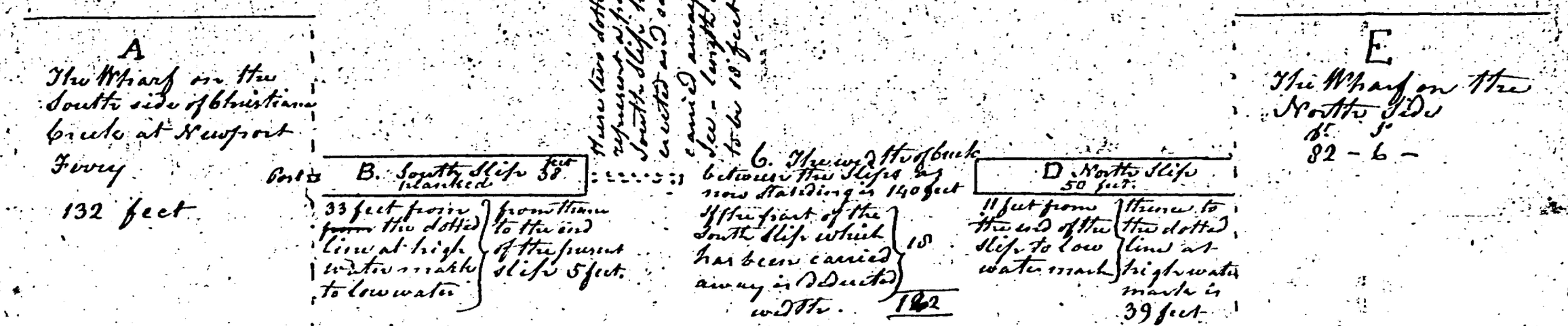
Under the influence of these sentiments
and impelled by considerations which your
memorialists have thought proper, in this
form to submit to the honorable Legislature
— they pray a repeal of the last section
of the Act intitled 'An Act to incorporate
a company to erect a drawbridge over
Christians Creek at the Village of Newport
and for other purposes:

And your Petitioners
will pray &c.

Signed by order of the Board
April 5. 1813

J. Mills President

Dimensions of the
proposed bridge ~~over~~ at
Newport.
Jan. 1813



New Castle County ss:

Be it remembered that on this eighteenth day of January in the year of our Lord one thousand eight hundred and thirteen came before me Kensey Johns Chief Justice of the Supreme Court James M'Calmont, John M'Calmont George Duffield & George Read

who being duly sworn deposeth and say that they measured the above Wharfs Slips and width of the Creek between the Slips and that the above is a true representation thereof to the best of their knowledge and belief—

James M'Callmont
John M'Callmont
Geo Duffield
G. Read

Sworn and subscribed the Day & year above written Before
Kensey Johns C.J.

New Castle County ss:

On the eighteenth day of January A.D. 1813 came before me James Booth Chief Justice of the Court of Common Pleas of the State of Delaware Kensey Johns who being duly sworn deposeth and saith that the above Plan of the Wharves Slips and intermediate space between the Slips through which the Christiana reaches at Newport Ferry together the words and figures explanatory thereof, was made by him after actual View and measurement made in his presence and that he doth verily believe the same to be a true representation of the length of the Wharves and Slips and the space between the Slips.

Kensey Johns

Sworn and subscribed the day and year above written Before me,

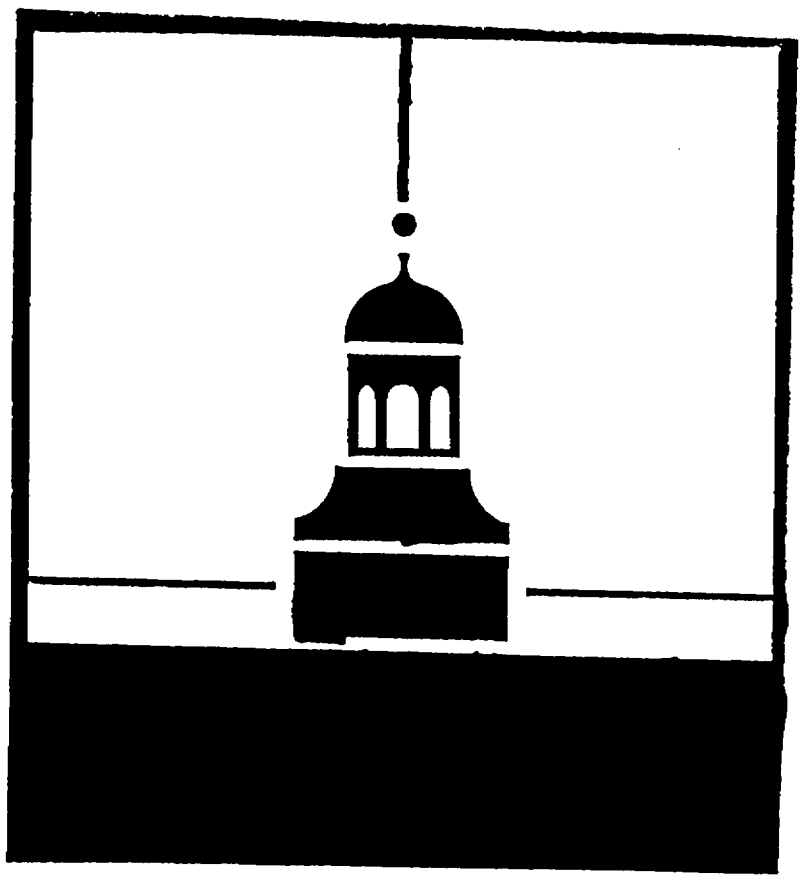
J. Booth C.J.

To the Senate and House of Representatives of the State of Delaware in General Assembly met Forward with 1813

The Petition of the Subscribers inhabitants of of Sussex County Humbly sheweth that, whereas it is the General opinion that the Navigation of Indian River would be greatly improved by the stoping of two of the Communications of Indian River with Rehoboth ~~Bay~~ Bay One called The Thoroughfare and the other Bridge Gut They Therefore pray the Honorable the Legislature of the State of Delaware to pass a Law authorising the stoping of the aforesaid communications; and also to raise money by way of a Lottery to carry into effect the same And your Petitioners as in Duty Bound will ever pray &c

John S. Waples
Joshua Robinson
William Christopher
Isaac Johnson
Samuel Irons
Levan Wharton
Rich Clark
William Hill
William Howard
Samuel Godwin
Burton Tubbs
Staughton Adams
Charles Godwin
John Collins
William Conwell

John Hammond
John Rickards
Gideon Chamberlin
John Chamberlin
Luke Jacobs
Jacob Helm
Geo Truitt
John Richard
Jephtha Bridell
Mitt. Dirickson 25



END

FILE

1813 Jan. - Feb. Legislative Petition - Wilmington College

Memorials of the
Trustees of Wilmington
College
In Senate Jan 9 1814
Read & referred
Messrs Wray, Clemson
& Green

Favorable report Mch 1813

TO THE

HONORABLE GENERAL ASSEMBLY OF THE STATE OF DELAWARE.

The Memorial of the Board of Trustees of the College of Wilmington in the State of Delaware,

RESPECTFULLY SHEWETH,

THAT the Trustees, having been earnestly desirous of carrying into effect the Act of Incorporation of the College, have been hitherto engaged in redeeming the Corporate property from the heavy debts to which it was subject, and repairing the buildings which were in a ruinous state.

THEY have now the satisfaction of stating that they have completed the necessary repairs, and paid all the debts, except about 1000 Dolls. incurred for recent repairs, whereby the College is now in the possession of property of the value of 8 or 10,000 Dollars.

THIS fund being too limited, to enable them to establish a College upon such a plan as will ensure it success, and accomplish the beneficial objects intended; and the Trustees being confident that such a College could be established at Wilmington, if it had adequate funds; now present themselves before the Legislature, asking for aid to accomplish this long neglected, but most desirable end. They ask nothing for themselves, but great trouble and high responsibility; but for the prosperity and honour of the State, both of which depend on the education of its youth, they solicit its legitimate Guardians to give this College their fostering aid. The want of a College in some healthy and convenient place, has so long been deplored, not only by the Citizens of this State, but of the whole Peninsula, that it seems wonderful that it has been so long delayed, and is, perhaps ascribable, only to the want of an effort to establish one upon a plan extensive enough to embrace the usual course of Collegiate education. The public eye has uniformly fixed upon Wilmington as the seite for such a College. The healthfulness and beauty of the situation; the well known morality and good order which characterize the place; the abundant supply of its markets with the best provisions, and above all, its contiguity to the Peninsula and the Southern States, which now send their youth to Colleges to the Northward, give the plainest assurances that a College equally well conducted, could not fail of success.

UNDER these impressions, the Trustees propose to establish a College upon the following plan, if competent funds can be obtained.

1st. There shall be suitable buildings erected for the tuition, boarding and lodging of the Students within the College boundaries.

2nd. The government of the College shall be vested in a Faculty, to be composed of the President, Professors and Tutors, according to the rules and bye-laws of the Corporation.

Memorial of the Trustees of Wilm. College

TO THE

HONORABLE GENERAL ASSEMBLY OF THE STATE OF DELAWARE.

The Memorial of the Board of Trustees of the College of Wilmington in the State of Delaware,

RESPECTFULLY SHEWETH,

THAT the Trustees, having been earnestly desirous of carrying into effect the Act of Incorporation of the College, have been hitherto engaged in redeeming the Corporate property from the heavy debts to which it was subject, and repairing the buildings which were in a ruinous state.

THEY have now the satisfaction of stating that they have completed the necessary repairs, and paid all the debts, except about 1000 Dolls. incurred for recent repairs, whereby the College is now in the possession of property of the value of 8 or 10,000 Dollars.

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Memorial of the Trustees of Wilm. College

3d. It shall be the duty of the Faculty, diligently to inspect and watch over the morals and conduct of the Students, and in all proper methods, both by example and precept, to recommend to them a virtuous life and a regular attention to the public and private duties of religion.

4th. There shall be a President and Professors of Moral Philosophy, Criticism, Chronology, Mathematics, Natural Philosophy and Chemistry; and such Tutors of the learned languages, and other branches of education as may be necessary.

5th. There shall be four classes,—That of the first year, shall be instructed in the learned languages, Arithmetic, Algebra, Geography and Roman Antiquities; the study of the languages shall be continued in the two following years; that of the second year, shall be instructed in the Elements of Chronology and History, English Grammar, Logarithms, plain and spherical Geometry and Trigonometry, Mensuration, Surveying, Navigation and Conic Sections; that of the third year, in Fluxions, Natural Philosophy, Astronomy, Chemistry and the History of Civil Society; that of the fourth year, in Chemistry, Natural Philosophy, Astronomy, Rhetoric, Ethics, Logic and Metaphysicks.

6th. There shall be an annual commencement, and degrees conferred, as in other Colleges.

THE funds required to establish a College upon this foundation, are estimated not to exceed 20,000 Dollars.

To provide these funds, the Trustees have no resource, but by application to the State, and to individual subscription. To the latter, they propose to apply upon the following terms, for such sums as may, with that granted by the State, be equal to the whole amount ascertained to be necessary by previous estimate.

THE sum required, shall be subscribed in shares, at 200 dollars each share; on each share there shall be paid at the time of subscribing, 20 Dollars—30 Dollars when the required sum is fully subscribed—75 Dollars when the walls of the buildings are erected and covered in, and 75 Dollars in six months thereafter. The first instalment to be deposited in Bank, separate from the other funds of the College, and to be repaid to the subscribers respectively, unless the whole sum proposed to be raised be subscribed within one year from the payment of the first instalment. The subscribers shall be entitled to ten certificates, of 20 Dollars each, for every share, transferable by indorsement, one of which will be received in each year with each student as cash, in the payment of his College dues, which shall not exceed those payable at Princeton College. The whole property of the College to be mortgaged to secure a compliance with the conditions on its part. From the assurances the Trustees have received from various quarters, they have reason to hope that if the State should grant a liberal aid, the residue of the money required, can be obtained by the foregoing plan of subscription; but lest their hopes should, in this respect, be disappointed, they only ask that the aid to be furnished, should be contingent on the subscription of such residue. To accomplish an object so honourable and advantageous to the State, and in which, not only the present, but future generations are so deeply interested, it is humbly presumed that your honorable body will not be unwilling to second the efforts of the Trustees.

Signed by Order of the Board,

T. READ, *President.*

J. RUMSEY, *Sec'y.*

Wilmington
College
Petition
H. of Reps
14 Jany 1813 read

TO THE

HONORABLE GENERAL ASSEMBLY OF THE STATE OF DELAWARE.

The Memorial of the Board of Trustees of the College of Wilmington in the State of Delaware,

RESPECTFULLY SHEWETH,

THAT the Trustees, having been earnestly desirous of carrying into effect the Act of Incorporation of the College, have been hitherto engaged in redeeming the Corporate property from the heavy debts to which it was subject, and repairing the buildings which were in a ruinous state.

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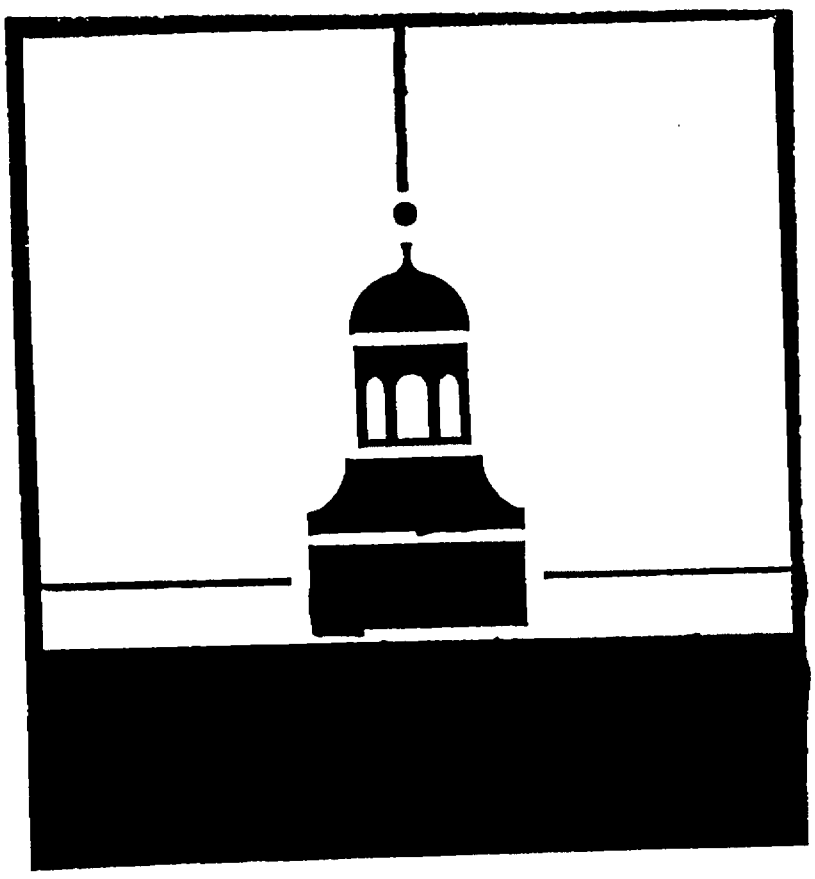
T. READ, *President.*

J. RUMSEY, *Secr'y.*



END

FILE

1813 Jan.-Feb. Legislative Reports [redacted]

Resolution of the
Farmers Bank
In Senate Jany 28th 1813

Tuesday January 26th 1813.

Resolved by the Directors of the Farmers Bank of the State of Delaware in General Meeting Assembled. That each and every Stockholder in the Capital Stock of the Farmers Bank of the State of Delaware pay upon the fourth day of May Eighteen hundred and thirteen to the respective Cashiers at the Principal Bank and the several Branch Banks where the Stock may be standing on the Books of the institution in their names an instalment of ten dollars on each and every Share thereof One half in gold and silver and the residue in Notes of the Banks established by Law in Philadelphia Wilmington and the State of Maryland being part of the remainder of each Share unpaid.

A true copy of a resolution passed by the General Board of Directors of the Farmers Bank of the State of Delaware.

Dan'l Seamans, Clk to said Board,

The Committee to whom was referred the Petition of Sarah Buchanan beg leave to submit the following report:

That in the year 1806 the petitioner was joined in Matrimony with Thomas Buchanan, and that very shortly after their intermarriage he commenced a course of ill-usage towards her which did not cease while he continued to live with her: that he was guilty of many acts of Mercilss cruelty towards her which your committee, from a regard to decency and the feelings of this house, forbear particularly to detail; and finally abandoned her, leaving her destitute of property, and to maintain an infant entirely blind.

That having forged two bills obligatory, one on Jesse Green, and another on Levi Bailey, he was arrested and committed to jail in Kent County to answer for those offences; that indictments were found against him, and while the indictments were pending he broke jail, and has never since been retaken.

And that your committee have received very satisfactory information that the said Thomas Buchanan has been guilty of crimes against the laws of Maryland and Pennsylvania, for which often he would be liable to very ignominious punishments—

Your Committee are therefore of opinion that the purposes for which Marriage was originally instituted, the comfort and happiness of the parties, cannot be subserved by continuing the Petitioner connected in the bonds of Matrimony with her husband. And although some of your Committee doubt the propriety and policy of Legislative interference in granting divorces, yet they are unani-

mously of opinion that if any case ever warranted that interference the present one does.

The Committee further report that the petitioner have leave to bring in a bill according to the prayer of her petition.

Report on
Sarah Buchanan's
Petition
H of R
12 Jany 1818 and
and adopted
I Barnaby

Report on
Ann Cloud's petition

Filed with 1813

The Committee to whom was referred the petition of Ann Cloud, Ag leave to submit the following report:

That in the year 1806 the petitioner, resided in Newark in Newcastle County, keeping a boarding house & pursuing a course of the most unremitted industry for the support of herself and family, and that she then possessed a considerable estate both real and personal; — That on the sixth day of May of that year she intermarried with Harlin Cloud of the same County, and shortly after removed with him to Baltimore in the State of Maryland, where he having possessed himself of her property, very soon ~~spent~~ expended the same, and pursued a course of continued intoxication and inattention to business, by which she and her children were reduced to the utmost extremity of distress, and suffered a degree of outrageous ~~ill usage~~ personal ill usage, the particulars of which, you Committee, through a regard for the feeling of this house, forbear to relate; That in this situation she was under the necessity of escaping from him, with an infant of 5 weeks old, and, subsisting on the Charity of her friends, she removed back to Newark and has taken up a School, by which means she now supports herself and three children in some

comfort; that since she removed from Baltimore Martin Cloud has again returned to this State, and has frequently threatened the life of the petitioner and to wrest from her, the children, who are the objects of her most anxious solicitude. It has further been made appear to your Committee, that the petitioner not wishing to take the course she has taken, in applying to this Legislature for a Divorce, did attempt, through the medium of a person, who was examined on the subject by your Committee, to induce her husband Martin Cloud to come into a contract with her, stipulating that he should not take the Children from her, and that she should be permitted to enjoy any property which she might acquire, which contract the said Martin Cloud refused to sign; and that the petitioner was, therefore, under the necessity of taking the course she has taken, in order to obtain redress.

Your Committee are of opinion that this is one of those cases in which legislative interference would be just & proper, — and therefore further Report that the petitioner have leave to bring in Bill according to the prayer of her petition. —

Report of Committee
respecting the road from
St. John's Town Ne.

House Reports
1813

The committee to whom was refered the Petition of Sundry Citizens of Sussex County praying a public State Road to be laid off from St Johns Town to a place near Reddens New Town

Your Committee Beg leave to Report that your committee deem the request of the Petitioners reasonable and that they should have leave to bring in a bill agreeably to the prayer of their Petition

Report of the Committee
appointed to confer with
the Chancellor

1813

The Committee ~~to whom was ref~~

who were directed to "Confer with Nicholas Ridgely Esq. upon the Subject of a resolution pass'd by the General assembly at their session in Jan.y last. Authorising him to digest the laws of this State".

Report. That they have in obedience to the direction of the Senate.

communicated with the Chancellor upon the subject referred to, and learn from him verbally, that he believes a digest of the laws of this state, as contemplated by the resolution of Jan.y last, will be of great importance, and utility to the Citizens of this State, and that he will, as requested undertake that work, and hopes to be able to prepare and submit it to the General assembly at their next Jan.y Session.—

The Committee appointed to act as a joint Committee for the examination of the accounts of the State Treasurer, beg leave to report; that they have proceeded to perform the duties assigned them; and upon the examination of the accounts of Henry Molester Esq. State Treasurer, and trustee of the School fund; find in addition to the sum of Nineteen thousand five hundred and thirty-six Dollars and thirty-six Cents, reported by the Auditor to be in the hands of the said treasurer, on the fifth day of December 1812, on account of the State fund, the further sum of two thousand & ninety-four dollars and ninety-three Cents received since the fifth of December last, out of which One thousand three hundred and nine dollars and forty Cents hath been disbursed, leaving a balance of Twenty thousand, three hundred & twenty-one dollars and eighty-nine cents now in the Treasury, to be applied to the use of the State.— And that in addition to the sum of Three thousand one hundred and ninety seven dollars and eighty-five and a half Cents, reported by the auditor to be in the hands of the said Henry Molester Esq. on the 5th of December last as trustee of the School fund, the further sum of Two thousand eight hundred and forty-three Dollars and seventy-five Cents, hath since been received:— making the sum of

of Six thousand & forty one Dollars and
Sixty and a half Cents, now in the Treasury,
to be applied to the use of the School fund.

January 29th. 1813

Clerk of Com.
Judgment
Accounts.

1813.

Report of Comm^to
on Marshy hope

Found with 1813

the Committee appointed on the petition of Sundry person praying to have a Supplement passed to an act for Delaking and Draining Certain Land in marshy Hope

Report that the petitioners have Leave to Bring in a Bill agreeably to the prayer of these ~~[illegible]~~ petitions

Report
Committee on
Unfinished business

1813

The committee of Revisal & unfinished business further report

That they find from the Journal of the last House of Represts —
dated Febr 10th 1812 the following business which —
appears to be unfinished Viz "Mr Read from the —
committee to whom was refered the memorial of the
Inhabitants of the Town of Newcastle praying an Act
of Incorporation reported a bill for that purpose"

Report
of
Com: Revisal
1813

The committee of revisal and unfinished business.
Report that they find from an examination of the
Journals of January session and May session last
the following business which appears unfinished.

1st — A Petition from Mckemmy Hudson praying a law
to condemn a mill seat, which was refered to a Com-
mittee who did not report thereon ——

2d. A Resolution for increasing the number of the
members of the General Assembly, which was ordered
to lie on the table ——

3d An Act for opening the Streets & alleys of Dover
read twice & postponed to the January session of 1813 ——

4th — A Petition from Spencer Phillips & Wm Hadraid
relative to a canal, A committee was appointed who
reported, "that leave be given to bring in a bill to provide
a remedy for the grievances complained of"

5 A bill intituled An Act to establish & incorporate a —
Medical Chirurgical Faculty or society in the State
of Delaware & for other purposes, postponed from —
January session last, to the next session of the Legislature

6th A bill intituled an "Act respecting the places of holding the
sessions of the General Assembly" postponed from January
session last to the next session of the General Assembly —

7th A Supplement to An Act for ditching & draining the low grounds of Dover postponed from the Session in May last to this present Session of the General Assembly ——

Report of
Com. on charges
of Elect. plant in
White Clay Creek
Hundred.

Passed with 1813

The Committee to whom were referred the petitions praying that the place of holding the Elections in White Clay Creek Hundred in New castle County might be changed from Newark to Elkton, and the remonstrancy against changing the place of holding the said Electing Report

That they are of opinion that the prayer of the petitions ought not to be granted —

Report of the Comm.
to whom was referred
Gov. Mes. rel. to Penitentiary.

1813

The committee to whom was refered so much of the Governors message as relates to the establishment of a Penitentiary Report as follows

Your Committee believe from the information they have received that the establishment of a Penitentiary or State Prison for the punishment of criminals instead of the present sanguinary punishment allowed by law would conduce very much to ameliorate our criminal code, and also have a tendency to reform offenders

Your committee are therefore unanimously of opinion that leave be given to bring in a bill to establish a Penitentiary or State Prison —

Report of the committee of claims upon the re committed memorial and account of George Read Esqr.

1813

The Committee of claims, to whom were recommitted their report on the Memorials, Petitions and accounts refered to them

Beg. leave to report the following as amendment

That George Read Esquire be allowed one hundred dollars for services as counsel in certain actions of ejectment brought between the years 1800 & 1804 and pending in the circuit court of the United States, in the name of the lessee of Richard and Thomas Penn against divers citizens of this State, holding lands & under the grant of this State, Which allowance is grounded on the following facts towit: That from the secret Journal of the Legislature in the year 1800 it appears that Richard Bassett Esquire then Governor of the State was authorised to retain counsel to defend suits brought by Richard & Thomas Penn against & citizens of this State holding lands under the grant of this State. that Mr Bassett did in pursuance of this authority retain Mr Reid as counsel to defend the said suits. that Mr Reid continued from the year 1800 to 1804 to defend the said suits: that in the year 1804 the Legislature selected J.A. Bayard and C.A. Rodney as the counsel to defend suits then commenced or thereafter to be commenced by the aforesaid Thomas & Richard Penn against such persons as may hold lands under the grant of this State, from which period til the extra session of the Legislature in the

the month of may last Mr Reed ceased to act as of counsel in making defence in the said suits, considering himself as thrown out by this act. And finding that the Legislature on the 27th January 1804 authorised the payment of One hundred dollars each to Mr Bayard and Mr Rodney, as retaining fees. for the suits then commenced or which should thereafter be commenced by the said Thomas and Richard Penn, and those Gentlemen having been retained by Mr Bassett at the same time and under the same circumstances, as those under which Mr Reed was retained, procur'd out to your committee that a like sum should be paid to Mr Reed, for his professional services from 1800 to 1804

your Committee before they close this report beg leave to state in justice to themselves the reasons which induced them to report against the memorial of Mr Reed. It was shewn to your Committee that Mr Bassett did retain Mr Reed as counsel in the manner as herein before stated, but it was not shewn to them that Mr Reed had rendered any services to the State or to the citizens in making defence of any such suits, nor did it appear to that from the year 1800 to 1812 he had been solicited, or acknowledged by the Legislature as counsel on the part of the State, that in this space of twelve years Mr Reed made no claim to compensation for services as counsel in the

before mentioned suits: Their considerations, toge=
ther with the information genien to them by the
Agent (appointed by the General Assembly to make
preparations for the defence of the before mentioned
suits) that he had at no time since the 27th January
1804 the date of his appointment or at any time before
~~this time~~ his appointment as Agent, known Mr Read
as counsel on the part of the State in the before
mentioned suits— Did incline your committee
to believe that Mr Reads Memorial ought to be
rejected —

Hon. Cornelius P. Comegys Esq.

Speaker of the

House of Representatives

Letter Peter Cavers

H of Ref

27 Jany 1813 acad

Farmers Bank of the State of Delaware
Dover 27th Jany 1813

Cornelius P. Comegys Esquire

Sir,

I am instructed to transmit to you the enclosed copy of a resolution which was passed at a meeting of the Genl Board of Directors of this institution on the 26th instr

I have the Honour to be

With much Respect

Yr Obdt Servt

Peter Caverly Cashr

Tuesday January 26. 1813.

Resolved by the Directors of the Farmers Bank of the State of Delaware in General Meeting Assembled. That each and every Stockholder in the Capital Stock of the Farmers Bank of the State of Delaware pay upon the fourth day of May Eighteen hundred and thirteen to the respective Cashiers at the Principal Bank and the several Branch Banks where the Stock may be standing on the Books of the institution in their names an Instalment of ten dollars on each and every Share thereof one half in gold and silver and the residue in Notes of the Banks established by Law in Philadelphia Wilmington and the State of Maryland being part of the remainder of each Share unpaid.

A true copy of a resolution passed by the General Board of Directors of the Farmers Bank of the State of Delaware.

Dan'l Somans, Clk to said Board,

Report of the Committee of Claims
Jan. 1813.

1813

The committee of claims, to whom were referred the memorials of George Read and Nicholas Vandyke Esquires, and of John Reed, the petition of Eleanor Skinner, the accounts of James Harper, Charles M. Cullen John Clarke, Cornelius P. Comegys Samuel White and Septa Green Esquires of John B. Vontem and William Riley, of Joseph Haslet, Esquire, Governor and of the Honorable Arthur Esquire.

Beg leave to report, that in the opinion of your committee. George Read and Nicholas Vandyke Esquires have leave to withdraw their memorials, and that Eleanor Skinner have leave to withdraw her petition, and that John Reed be allowed the sum of Seventy one dollars and fifty cents for military fines paid over by him to Staylon Morris commissary of Kent County being the amount of delinquent fines due and unpaid on the list of militia Fines of Murderkill Hundred for the year 1810. which by Warrant he was appointed to collect and which remained unpaid at the Session of the General Assembly in may last, at which Session the Legislature, by the fourth section of the act entitled an act to establish an uniform militia throughout this State, enacted, that it should not be lawful to collect from any person a fine or forfeiture for neglect of military duty which might have been imposed or incurred before the passing of that act, which in the opinion of your committee prevented the said

John

John Reed from proceeding in the collection of the solvent fines amounting to this sum, and that the same be paid out of any military fines in the treasury or that may hereafter come into the treasury not otherwise appropriated. That James Harper Esquire be allowed the sum of Six dollars and sixteen cents for copy of Edward Polks bill in Chancery and the schedule annexed and of John Polks affidavit in same suit per order of Henry Mollerton Esquire state Treasurer, and for his fees as Register in same suit. That James Harper Esquire, administrator of John B. Wooten, be allowed the sum of seventy seven dollars and fifty cents for printing done by his intestate, towit 600 copies of the Militia Law passed at the extra session of the General Assembly held in May 1812, and for 600 Copies of the Laws passed at same Session, for printing one quire of commissions for Tax Commissioners, ten quires marriage Licences, ten quires of marriage Bonds five quires of military commissions and 50 copies of the Governors proclamation for apprehending Henry Brereton by order of the Secretary; That Charles M. Callen Esquire be allowed the sum of Ten dollars and twenty cents for attendance and traveling charges, as a commitioner, reporting to the General Assembly the probable expence of erecting a Penitentiary in the State, in pursuance of a resolution of the Legislature of the 3d January 1809

That John Clarke, Samuel White and Cornelius D. Comegys Esquires be severally allowed

the sum of Nine dollars for their services in ascertaining the attendance of Witnesses and services of others and drawing orders on the State Treasurer in their favour, provided for by the act entitled an act making the allowances therein mentioned passed 23 May 1812. —

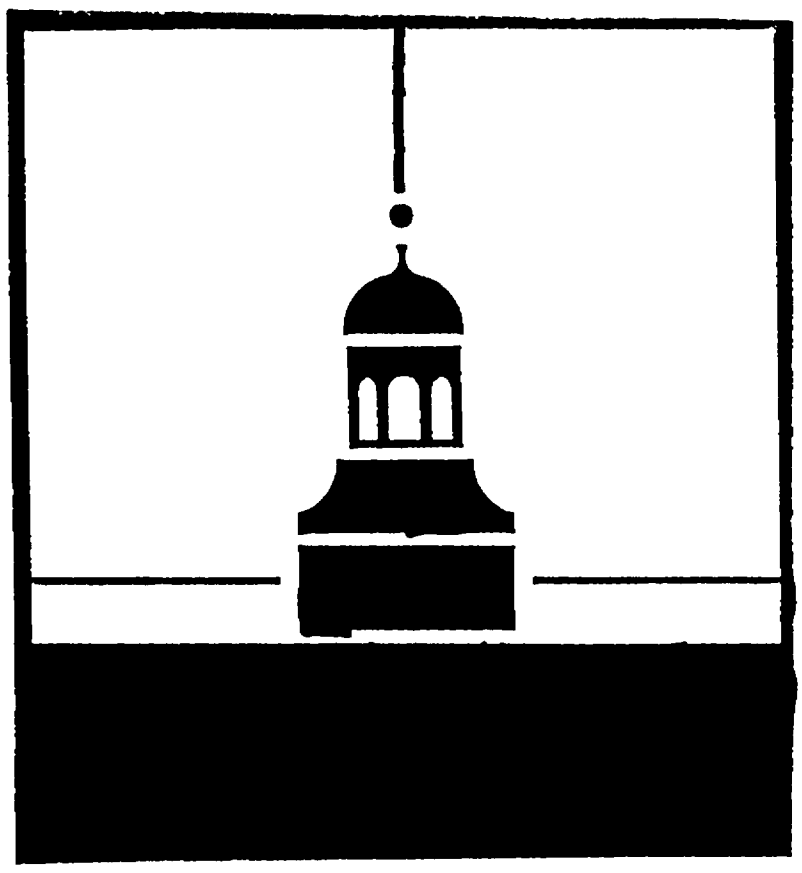
That William Riley be allowed the sum of Ten dollars for publishing in his paper the Governors proclamation for the apprehension of of Henry Brereton and for publishing the Governors proclamation of the election of H. M. Ridgely and T. H. Cooper Esquires to the thirteenth Congress of the U. States: That Jesse Green be allowed One hundred and fifty two dollars and sixteen cents, for blanks and forms by him furnished as the adjutant General of this State, agreeable to the provisions of the 29. Sec. of the act to establish an uniform militia throughout this State.

That the Hon.r John Fisher Esquire late Secretary of the State be allowed thirteen dollars and sixty cents, for expenses incurred in conveying the acts of assembly of this State for the years 1811 and 1812, to the counties of Newcastle and Sussex. That Joseph Hastet Esquire Governor of the State be allowed thirty two dollars, for his expenses in going to Philadelphia for the purpose of procuring Arms and Equipments for the militia of this State in pursuance of the 2. Sec. of the act passed at the extra Session in May last.

Report of Committee
on P. Spruances
petition

The Committee to whom was referred the Petition of Treaty Spurance paying the Legislature to authorise the orphans Court of Kent County to order the Lands of Robert Maxwell a lunatic to him upon his paying or securing the Valuation money thereof in the same Manner as if the said Robert Maxwell had refused to accept and had been paid the Valuation thereof—

Report that ~~they~~ the petitioner have leave to bring in a bill for that purpose



END

FILE

1813 Jan. - Feb. Legislative Resolutions

Report of the
Committee on
Buchanan &
other officers case.

The committee to whom was referred the petitions of Capt. Buckhannon & of several other militia officers, praying relief in certain cases set forth in their petitions, & Report, That it is the opinion of a majority of the Committee, that the prayer of the petitioners ought to be complyed with, and ~~that they~~, therefore, have leave to bring in a bill for that purpose

Found with 1813

Resolution for
the appointment
of State Treasurer

In Senate Feb. 3, 1813
Read and Concurred
in. P. Allen Clk

House of Rep. 2 February 1813

Resolved by this House with the concurrence
of the Senate, that Samuel Poynter Bunt
be and he is hereby appointed State
Treasurer

Extract from the Journal

John Barratt
Clk

Sent for con:

Resolution to appoint
a joint-committee
to Wait on the Gover-
nor. —
H of Rep.
25th. Feb. 1813.

Resolved That a Committee of three members be appointed on the part of this house, to act jointly with such committee as may be appointed on the part of the senate to wait on the Governor, and inform him that a quorum of both Houses of the General Assembly are convened, and ready to receive such communication as he may think proper to make.

Extract from the

Tchor of L. 25 May 1813

Resolution for
the formation of the
laws for the present
Session - 1813

In Senate, Feb. 3. 1813
read & adopted
P. Allen, Clk

H. of Reps. Feb. 2. 1813

Resolved by the ~~Senate & House~~ of Representatives of the State of Delaware in General Assembly met.

That the Secretary of State ~~cause~~ three hundred copies of the Laws of this State passed at the present Session to be printed, exclusive of the number necessary for the members of the Legislature and the civil officers of the State, and ~~—~~ shall transmit one hundred copies thereof to the Prothonotary of each of the counties of this State, to be by them Sold and disposed of for the use of the State, at ~~twenty~~ five cents for each copy, and the said Prothonotaries shall Respectively account with the State Treasurer therefor half yearly after ~~—~~ retaining five Perkentum for their trouble —

Extract from the Journal

Sent for con.

John Banatt

Resolution
In favr. of A. L. Hays
as Clerk

Found with 1813

Resolved That there be allowed to Alexander L. Hazen twenty dollars for services rendered by him as Clerk in addition to the compensation allowed him by Mr. Barnett — and that the Speaker draw an order on the State Treasurer for that sum in his favour

Resolution for
adjournment
Jan. 22. 1818 Read -
Rejected

Resolved, That the Speaker of the Senate and the Speaker of the House of Representatives, respectively be, and they are hereby empowered to adjourn their respective Houses on Friday the twenty ninth day of this instant, without day.

In Senate January 22, 1813

Read and adopted.

Presley Allen, Clk

Sent for Concurrence

rejected

Resolution for
adjournment
In the H. of Rep.
29. Jan. 1813 read
and adopted -
Wm Barnett

In Senate Jan. 30, 1813
read.
Feb'y 1. Read amended
and adopted.
P. Allen Clk

House of Represents 29. of Jan. 1813

Resolved by the Senate & House of Representatives
of the State of Delaware in General Assembly met
That the Speaker of the Senate and the Speaker of
the House of Representatives are authorized to
adjourn their respective Houses on Monday next
without day

Extract from the Journal

Jno Burrate Clk

—dent for Concurrence

Resolution
making a extra
allowance to the
Clerk of the House

Resolved, That the Clerk of this house receive an extra allowance of twenty dollars ~~for ser-~~ ~~-vices rendered in carrying the pages to senate~~

Found with 1813

In Senate Feb. 1. 1813

amend the resolution by striking out the word "Monday", in the 5th line, and inserting

Wednesday,

agreed to

Sent for Con.

Extract from the Journal

Presley Allen, Clk

Passed with 1813

Resolved by this House, with the concurrence of the Senate That Henry Wollaston Esq.r be and he is hereby appointed State Treasurer.

Resolution appointing a State Treasurer

Resolution appointing
a Committee of Congress

In Senate January 29, 1813

Resolved, That Messrs. Green and Way be appointed a committee on the part of Senate, to confer with such committee, as may be appointed on the part of the House of Representatives, on the existing differences between the two houses on the amendments proposed by the Senate to the bill entitled "An act Making provision for the Support of government for the year 1813."

Extract from the Journal

Wesley Allen, Clk

Resolution for the appointment of Directors of the Farmers Bank

H of Dels

28 Jany 1813 read

29 " — adopted —

sent for Con. John Barnett, Clk

In Senate Jan. 29 read

Feb. 2. Read and Concurred in by the Senate

P. Allen, Clk

H. of Rep. 28th Jany 1818

Resolved, by the Senate and House of Representatives of the State of Delaware in General Assembly met — That James Fisher, Willard Hall and Andrew Randall of Kent County; James M. Calmont, David Rivis and George R. Mafsey of Newcastle County; and David Hall, Curtis Jacobs & William Rafsee of Sussex County, be and they are hereby appointed Directors of the Farmers Bank of the State of Delaware on the part of the State agreeably to the provisions of the eighth Section of an act of the General Assembly entitled "An act to establish a Bank and incorporate a Company under the name of the Farmers Bank of the State of Delaware".

Extract from the Journal

J. Barratt Clk

Sent for Concl.

Resolution for the
appointment of a
joint committee.

In Senate Jan 27.
read and adopted
and Messrs. Haughey &
Green were appointed
on the part of Senate

P. Allen, Clk

1813 In the H. of Reps. 27. Jan. 1813.

Resolved That a committee of three mem-
ber of this House be appointed to Act joint-
ly with such Committee as may be ap-
pointed on the part of the Senate, to
examine the account of the State
Treasurer and report accordingly

Extract from the journal

Sent for concurrence A. Lotheys Clk

Resolution

1813

Resolved that that part of the Governors Message, relating to the crime of forgery; with the other crimes defined in the act entitled "An act against defacers of Charters, "and counterfeiting Hands and Seals" page 121: 1 Vol D.L be refered to a Committee of three, and that they report by Bill or otherwise

Resolution

Wait on Governor

Committee on the
part of the House
are

Messrs Clayton
Read &
Cullen.

J. Barratt
Clk.

In Senate Jan. 6, 1813

Read and Concurred
in, and Messrs Black
and Morris appointed
on the part of Senate

P. Allee Clk

R of R 5 January 1813.

Resolved that a committee of three Members be appointed on the part of this House to act jointly with such Committee as may be appointed by the Senate, to wait on the Governor and inform him that the two Houses of the General Assembly have convened and are ready to receive his communications.

Extract from the Journal

J. Barratt Clk

Sent. for Con:

Resolution for the appointment of a Committee to bought a bill for this regard to an instalment to be paid by the Farmers' Bank

1813

Resolved. That a committee of three members be appointed to prepare and report a bill making provision for paying the instalments required to be paid on the fourth of May next on the Stock held by the State in the Farmers Bank of the State of Delaware

Resolution
Rules of the
House
read & adopted
1813

Resolved That the rules of proceedings adopted by this House at the Session in January last be and the same same are hereby adopted—

Resolution for
Postponing the bill
authorizing a draw-
bridge over Christ. Creek
at Newport -
1813

Resolved, That the further consideration of the bill for incorporating a company to erect a draw bridge over Christiana Creek at the village of Newport, and for other purposes therein mentioned, be postponed until the next session of the General assembly; and that a committee of five members be appointed by ballot, to view the place or places contemplated for the erection of the said Bridge, and to make their report to the next session of the General Assembly

Resolution

Found with 1813

Resolved, that so much of the Governors message as relates to a negro boy named Charles Coarsey, now under sentence of death in the public Jail of this County be referred to a committee of three and that they report by Bill or otherwise —

Resolution requesting
the Secretary thereon instructed
to make report &c

1813

Resolved by the Senate and House of Representatives of the State of Delaware in General assembly met, That the Chancellor, the Secretary of State and the attorney General be respectively requested to prepare and lay before the Gen[redacted] Assembly, at its next January Session, seperate Reports, in form of Bills or otherwise, embracing such amendments in the criminal Code of this State as, in their opinions respectively, it would be expedient to make, by Reason of the Doubts which exist to is supposed to in respect to the true Construction of certain British Statutes to which Reference has been made, by several Statutes passed in this State prescribing Punishment for Offences: or by Reason of any other Cause.

Resolved by the Senate & House of Representatives of the State of Delaware in General assembly met, That the Chancellor, the Secretary of State and Attorney General be respectively requested to prepare and submit to the General assembly, at the Time mentioned in the foregoing Resolution, seperate and detailed Reports upon the subject of the Penitentiary System as applicable to this State: with their separate Opinions

respectively,
opinions, at length, upon the Tendency
of the said System to prevent the com-
-mission of Crimes.

Resolved by the Senate &
House of Representatives, That the
Clerks of the ~~[redacted]~~ Senate provide
deliver to each of the said Officers
a Copy of these Resolutions.

Resolution for
procuring certain
Books
1813

Resolved That the Clerk of the Senate
procure for the use of the Senate the following Books

Ten Copies of the work entitled "A manual of
Parliamentary Practice &c" by Thomas Jefferson.

Smiths' Wealth of Nations.

Walkers Edition octavo Edition of Johnson's Dictionary.

Resolution appointing
a Committee of
Conference.

H. of Rep.
read & agreed to.
Com. Mess. Rodney
Stout
&
1813 Vandiva

In Senate Feb. 3, 1813

Resolved, That Messrs. Way and Black be appointed a Committee of Conference on the part of Senate to confer with such committee as may be appointed by the House of Repr^s on the differences existing between the two houses to the bill for the payment of certain claims.

Extract from the journal

P. Allen, Clk

Sent for Con.

Resolution for
calling on Sec.d
Navy Dep.t

In Senate
Jan.y 14 read
1813

Resolved

That Nicholas Ridgely Esquire be requested to report to the Senate, what progress (if any) he has made in preparing a digest of the laws of this State, agreeably to a joint resolution of the General Assembly passed at their last January session. — And that he be furnished by the clerk of the Senate with an attested copy of this resolution.

In Senate Jany 14th 1813

Read and.

Resolution respecting the timber at the Cape.

In Senate Jany 14 read & referred to Messrs Melly Humphrey & Black

Fort Smith 1813

Resolved that a Committee of three members of Senate be appointed for the purpose investigating the propriety of passing an act for preserving the Timber on the Cape - also Renting out the Saltlick Marsh adjoining the same - With full power to Report by By Bill or otherwise

Resolution requesting
the Secretary of State
to perform certain
duties

H. of R.

Jan. 22. 1813. Read
30 - - read 2d
adopted -

John Barratt

Whereas it is made the duty of the Secretary of State, by an act of the General Assembly, passed in the year, one thousand seven hundred and ninety three, to have bound up, with a complete index, such laws that shall be from time to time passed, whenever they shall be of sufficient size to compose a volume.

Therefore Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Secretary of State be and he is hereby requested to cause the fourth volume of the laws of this State to be bound, with the index required by said recited Act of sufficient number to as to furnish the Legislature and such officers designated in the aforesaid recited Act.

In Senate January 22, 1813.

Read and adopted.

Presley Allee, Clk

Sent for Concurrence.

Resolution appg
a Committee to wait
on Mr Pagely &c

1813

Resolved

That a committee of two members be appointed, and instructed to confer with Nicholas Ridgely Esquire, upon the subject of a resolution past'd by the General Assembly at their last January Session, authorising him to prepare a digest of the laws of this State. ——

Instructions for
Building Laws

1813

Resolution for
Binding Laws
1813

Whereas it is made the Duty of the Secrty of State by an act of the General assembly passed in the year 1793 to have Bound up With a Compleate Index such Laws that shall be from Time passed whenever they shall be of Sufficient Size to Compose a Volume

By the Senate and House of Repts of the State of Del. in Genl Assembly met Therefore Resolved that the Secretary of State be and he is hereby ~~Required~~ requested to Cause the fourth Volume of the Laws of this State to be Bound With the Index Required by said Recited act ~~in~~ of Sufficient Number so as to furnish the Legislature and such offices Designated in the aforesaid Recited act.

Peter Causey, Esquire

Auditor of Accounts

Circular Letter

Office of the Auditor

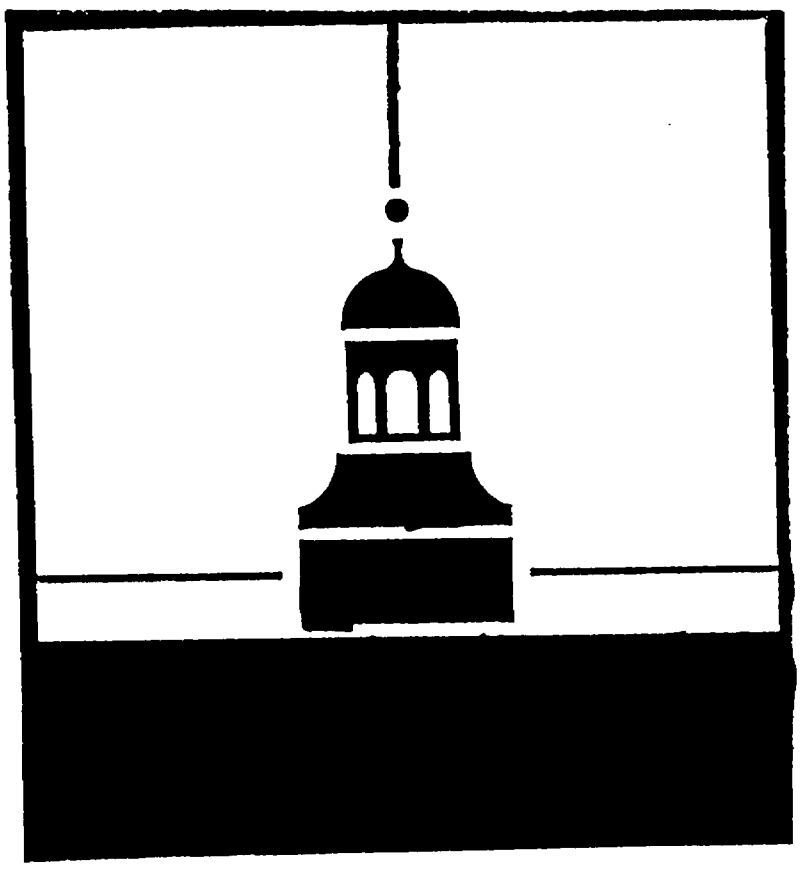
Jan. 12 June 1818.

In Senate, January 12, 1813.

Resolved, That the Auditor of accounts be requested to report to the Senate the Justices or Justices of the Peace that have certified to him the several fines imposed by him or them; and the name or names of the officer whose duty it was to receive the same; in compliance with the directions of an act of the General Assembly, passed at their Session in February, 1811; and that the Clerk furnish the Auditor with a copy of this resolution.

Extract from the Journals,

Priestley Allen, Clk
S



END

FILE

1813 April Legislative Accounts

Account-
Commercial Bank

March 18th 1813 - Joseph Haslet Dr in Acct with the
Commercial Bank of Delaware

To cash drawn for Public service $500 00

25th To cash Do. for Do. 1000 00

The above payable in 90 days.

Manner in which the above has been partly applied

1813. March 31. Cash paid for apprehending Brereton $212.00

Do paid to David Paynter Commissary 700 00

April 8. Do to John Wallace for Medicine 27 98

discount on the above 16 00

The Undersigned agree to subscribe for the shares opposite to their names in behalf of the State of Delaware of the Stock of the Chesapeake & Delaware Canal Company as and in lieu of the apportionment of the State according to the acts of Assembly of the States of Maryland & Pennsylvania as to take effect if they understand that the agreement to become binding upon the State of Maryland subscribing for two hundred & fifty shares the State of Pennsylvania for three hundred & seventy five shares & the United States for seven hundred & fifty shares. April 3. 1813

Jno. A. Bayard.	Two Shares.
Henry Johns	Two Shares
Joseph Tatnall	Three Shares
Thomas Lea	Three Shares
Samuel Canby	Two Shares
James Canby	Two Shares
Edward Tatnall	Two Shares
A. Orr Jr.	Two Shares
Richard Bayard	Three Shares.
Jno. Stockton	Two Shares
John Torbert	Two Shares
Wm. Poole	One Share
Peter Brynberg	One Share
William Jennison	one share
John Patterson	one Share

Frederick Leonard one share
Samuel Shipley One Share
John Warner one share
John Smith one Share
James Price two Shares
A. Rodney two shares
E. I. DuPont de Nemours by J. A. Bayard his Attorney } three shares.
Louis M'Lane — Two Shares
George B. Milligan. Two Shares
D Brinton — one Shares
Allan Thomson — One Share
Jno. Shipley — one Share
William Humphrill — Two Shares
Wm Collins — Two Shares
George Whitelock — one Share
Ns. Van Dyke (2) Two Shares
J. Kidd (2) Two Shares
Geo Reuelsun — One Share
Chas Thomas — One Share
James Rogers — one Share
James Cooper Jr. — one Share
J. A. Riddle — two Shares
Jno Sanders — One Share

P. P. Bennett one Share

James M'Clement – One Share

S: H. Black, one share

Lew Boudin one share

Abraham Ebert one Share

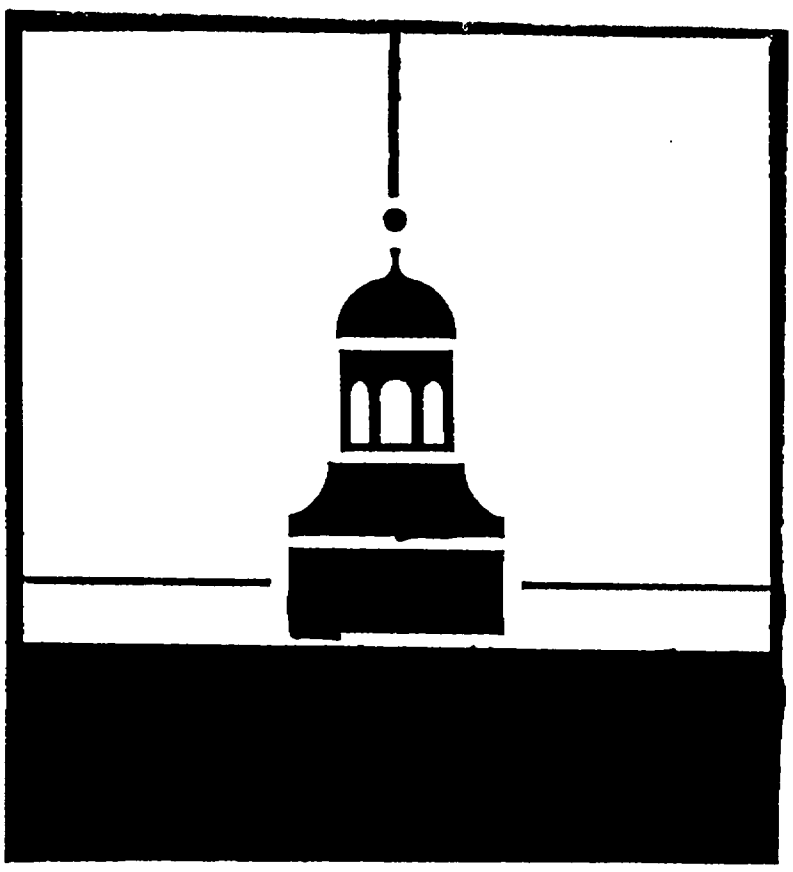
Jeremiah Lowden one Share

William Shannon – One Share

Lewis Reece – one Share

Isaac Price one Share

11 Shares



END

FILE

1813 April Legislative Acts

An Act providing for the General defence of the State of Delaware.

Sec: 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met that the Sum of Fifteen Thousand Dollars in addition to the Sum remaining in the Treasury unexpended of the Sum of Twenty five Thousand Dollars appropriated by the second section of the act of the General Assembly entitled "an Act to enable the Governor to make a detachment of the Militia and for other purposes" be and the same is hereby appropriated for defraying the expences which have been incurred or which shall hereafter be incurred in defending the State of Delaware against the common Enemy of the United States

Sect. 2 And be it further enacted by the authority aforesaid that the State Treasurer be authorized to borrow from one or more of the Banks of this State at the usual rate of Bank Discount the Sum of Twenty five Thousand Dollars or any

part thereof as Exigencies may in the Opinion of the Governor require

3. And be it further enacted That the State Treasurer be and he is hereby authorized to sell the Stock of this State in the Philadelphia Bank for the best price he can obtain

4 And be it further enacted, That the State Treasurer be and he is hereby directed to pay over the aforesaid sum of Twenty five Thousand Dollars to the Governor or his order from time to time as the said sum or
6 any part thereof may be required; except
7 so much as is otherwise appropriated by
8 the sixth section of this Act: and that the Governor at the next Session of the General Assembly exhibit an Account shewing what sums have been drawn from the said Treasurer, and the manner and purposes in and to which the same have been applie

5. And be it further enacted that the sum of Twelve and Half per centum on the Principal Sum borrowed shall be yearly and every ye

part thereof as Exigencies may in the Opinion of the Governor require

3. And be it further enacted That the State Treasurer be and he is hereby authorized to sell the Stock of this State in the Philadelphia Bank for the best price he can obtain

4 And be it further enacted, That the State Treasurer be and he is hereby directed to pay over the aforesaid sum of Twenty five Thousand Dollars to the Governor as his Order from time to time as the said sum or
6 any part thereof may be required, except
7 so much as is otherwise appropriated by
8 the fifth section of this Act. and that the Governor at the next Session of the General Assembly exhibit an Account shewing what sums have been drawn from the said Treasury, and the manner and purposes to which the same have been applied

5. And be it further enacted that the sum of Twelve and a half per centum on the Principal Sum borrowed shall be yearly and every year

raised in addition to the usual Taxes for the support of Government and in the same manner and proportions in which the Taxes for the support of Government are raised and levied and be applied to the extinguishment of the Loan aforesaid, of the same can be obtained from one or more of the Banks of this State.

6. And be it further enacted that Nicholas
2. Ridgely Edward Dingle Junior and James
R. Black be and they are hereby appointed
4 Commissioners on the part of the State to
liquidate and settle the Accounts of all
persons having demands against the
State for articles which have been fur-
nished under the Orders of the Governor
9 for the defence of the same and that the
said Nicholas Ridgely Edward Dingle
Junior and James R. Black or any
two of them be and they are hereby
authorized and directed to produce
Accounts and that the said Accounts
when certified by the said Commissioners

do

1813 ch. 3

any two of them shall be paid and satisfied by the State Treasurer out of any monies in the State Treasury which shall be raised by the provisions of this Act.—

An Act providing for the General defence of the State of Delaware.—
Ill of Representatives
12 April 1813 read
13 " " read
Special order & passed the Lower
J. Barnett
Sent for con.
Resolved 13 April 1813
read.
14 read 2d time & refered
" read 3d time by special order by paragraphs and passed the Senate
P. Allen, C.B.
45.

45.

In Senate April 14, 1813.

Amendments to the bill for providing for the general defence of the State of Delaware

First Section.

1st Amendt 3rd Line Strike out the word "Fifteen" disagreed and insert in lieu thereof the word Twenty

recided from

2 Amendt 12th Line. Between the words "Citizens" and "which" insert, within a Parenthesis the words, including Pay to the officers, noncommissioned Officers & Privates.

agreed to

adopted.

3 Amendt Add the following Proviso to the End of the Section Provided that nothing herein contained shall be construed as repealing any Part of the said act.

disagreed

adopted.

recided from

Second Section.

1st Amendt 6th Line. Strike out the word "Five"

agreed to

adopted.

Fourth Section

1st Amendt 3rd Line. Strike out the word "Five"

2d Amendt 4th Line 7th & 8th Lines. Strike out the words "exclusive as is otherwise appropriated by the Sixth Section of this Act."

disagreed to

adopted.

Fifth Section.

recided from

1st Line from the word "the" strike

disagreed to

out the Remainder of the Section.

Section and insert in lieu thereof the following words, faith of this State shall be and the same is hereby solemnly pledged for the Payment of Interest upon the said Loan as it shall accrue; & for the annual Re-imbursement of one eighth of the Principal borrowed: both of which shall be made by the State Treasurer out of any Money in the Treasury not otherwise appropriated.

adhered to by Senate.

Tenth Section.

1st amendt. agreed to ~~adopted~~. 1st & 2d Lines strike out the Name of "Nicholas Ridgely" & insert in lieu thereof the Name of Andrew Barratt.

2d amendt. disagreed to ~~by Senate~~ adhered to by Senate. 4th Line. Between the words "State" & "to" insert the words "with full Powers"

3d amendt. disagreed to adhered to by Senate. 9th Line. From the word "same" strike out the rest of the Section; & insert, in lieu thereof the

the following words, as well as to examine and correct the Returns of Services performed by the Officers, non commission Officers & Privates employed under the authority of this State in the defence thereof: and that the said Commissioners transmit the said Accounts and Returns, certified by them, or any two of them, to the Governor

Add the following Sections to the Bill.

Section 7. And be it enacted that the Governor shall cause to be laid before the said Commissioners disagreed the Returns mentioned in the ninth Section of this act, with an Estimate in proper columns & Form, setting forth the Names, Offices, Days Service, Pay, and Rations, Forage, with individual and aggregate Estimates carried out & noting the Cases where Rations & Forage are due & where they have not been received by those entitled to them.

adhered to by Senate.

Section 8. And be it enacted That each of the said Commissioners, while employed in the ~~[illegible]~~ service assigned them by this act shall receive Three Dollars per Day; ~~and that the Governor in [illegible] of the Refusal~~ their Services to be certified and drawn out of the Treasury by order of the ~~[illegible]~~ Governor under this act: and that in case of the Refusal, Neglect or Inability to serve of any of the said Commissioners, the Places of such as are thereby rendered vacant, shall be supplied by an appointment by the Governor until the next Session thereafter of the General Assembly.

adhered to by Senate.

disagreed to

~~adopted~~

Section 9. And be it enacted, That the State Treasurer shall receive in Compensation of the Services enjoined upon him by this act one fourth of one per Centum on all the Money received & ~~[illegible]~~ by him under this act

Agreed to

1813

A Supplement to an act to incorporate a company for the purpose of cutting and making a canal between the River Delaware and the Chesapeake Bay.

A Supplement to an act to incorporate a Company for the purpose of cutting and making a Canal between the river Delaware and the Chesapeake bay.

Whereas during the time of War against the United States of America the completion of the work of the Chesapeake and Delaware Canal would be equally beneficial to the United States by forming the great link of an inland Navigation of six or seven hundred miles and thereby establish a perfectly safe, easy and rapid transportation of our Armies and the munitions of war through the interior of the Country and which would ever tend to operate as a cement to the Union between the States And whereas the prosperity and the Agricultural interest of the State of Maryland, the Commonwealth of Pennsylvania and the Delaware State are more deeply interested than their Sister States in the useful work of opening a communication between the Chesapeake bay and the river Delaware by means of the said Chesapeake and Delaware Canal Therefore in order to enable the President and directors of the said Canal to prosecute & finish the important Work of the said Chesapeake and Delaware Canal

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That if the United States shall subscribe seven hundred and fifty shares, the State of Maryland two hundred and fifty shares, the State of Delaware One hundred shares in the Chesapeake and Delaware Canal Company in such case the Governor of this Commonwealth is hereby authorized and directed to subscribe on behalf of this State three hundred and seventy five shares in said Company and the money necessary to be paid in consequence of such subscription shall be paid by this State and the Governor of this Commonwealth shall appoint a proper person to vote for President and directors of said Company according to such number of shares and the Treasurer of the Commonwealth shall receive upon the said Stock the proportion of the tolls which shall from time to time become due to the State for the shares aforesaid

Section II And be it further enacted by the authority aforesaid That

The fifth Section of an act entitled "An Act to incorporate a Company for the purpose of cutting and making a Canal between the river Delaware and the Chesapeake Bay and to authorize the clearing of obstructions in the river Susquehanna down to the Maryland line and for other purposes" passed the nineteenth day of February One thousand eight hundred and one shall be valid and become part of this Act as fully and effectually as if the same was here by enacted at full length.

Section III And Be it further enacted by the Authority aforesaid That this Act shall not take effect unless the Legislature of Maryland shall pass or shall have passed a law declaring that in consideration of the Act of the Legislature of Pennsylvania incorporating said Canal Company the river Susquehanna from the Maryland line to the Bay of Chesapeake shall forever hereafter be a highway and that individuals or bodies corporate may at all times remove obstructions therein

Section IV And Be it further enacted by the Authority aforesaid That it shall be the duty of the Governor of this State to send a Copy of this Act and of the fifth section of the Act incorporating the Delaware and Chesapeake Canal Company passed Nineteenth February One thousand eight hundred and one to the President of the United States with a request that he lay the same before Congress and a Copy to the Governor of the State of Maryland and also a Copy to the Governor of the State of Delaware with a request that they will lay the same before their respective Legislatures.

John Tod Speaker of the House of Representatives

P. C. Lane Speaker of the Senate.

Approved the twenty fifth day of March, One thousand eight hundred and thirteen.

Simon Snyder

Extract from an Act of the General Assembly of the Commonwealth of Pennsylvania passed the 19th day of February 1801 entitled "An act to incorporate a Company for the purpose of cutting and Making a Canal between the river Delaware and Chesapeake Bay and to authorise the Clearing of Obstructions in the River Susquehanna down to the Maryland line and for other purposes therein mentioned"

Section V. And be it further enacted by the Authority aforesaid That the River Susquehanna down to the Maryland line shall be and the same is hereby declared to be a public highway any act or law of this Commonwealth to the Contrary in any wise Notwithstanding and it shall and may be lawful for the said Chesapeake and Delaware Canal Company or any other Body Corporate or individuals to remove all natural and artificial Obstructions therefrom

Pennsylvania ss Office of the Secretary of the Commonwealth

In Testimony that the foregoing copies are correctly taken from, and compared with the originals now remaining in the said Office at Harrisburgh, I have hereunto set my hand and seal the fourteenth day of April in the year of Lord one thousand eight hundred and thir

James Trimble
Deputy Sec.ry

Extract from an Act of the General Assembly of the Commonwealth of Pennsylvania passed the 19th day of February 1801 entitled "An act to incorporate a Company for the purpose of cutting and Making a Canal between the river Delaware and Chesapeake Bay and to authorise the Clearing of Obstructions in the River Susquehanna down to the Maryland line and for other purposes therein mentioned"

Section V. "And be it further enacted by the Authority aforesaid That the River Susquehanna down to the Maryland line shall be and the same is hereby declared to be a public highway any act or law of this Commonwealth to the Contrary in any wise Notwithstanding and it shall and may be lawful for the said Chesapeake and Delaware Canal Company or any other Body Corporate or individuals to remove all natural and artificial Obstructions therefrom.

Pennsylvania ss Office of the Secretary of the Commonwealth

In Testimony that the foregoing copies are correctly taken from, and compared with the originals now remaining in the said Office at Harrisburgh, I have hereunto set my hand and seal the fourteenth day of April in the year of our Lord one thousand eight hundred and thirteen.

James Trimble
Deputy Sec.ry

1815

A Supplement to the act entitled "an act to incorporate a Company for the purpose of cutting and making a Canal between the River Delaware and Chesapeake Bay." of the State of Maryland.

Maryland &c.

At a Session of the General Assembly of Maryland, begun and held at the City of Annapolis on Monday the second of November in the year of our Lord One thousand eight hundred and twelve, and ended the second day of January in the year of our Lord one thousand eight hundred and thirteen.

His Excellency Levin Winder Esquire Governor

Among others the following Law was enacted, viz:

N°84. A Supplement to the act, entitled, an act to incorporate a Company for the purpose of cutting and making a canal between the River Delaware and Chesapeake Bay.

Whereas during the time of War against the United States of America the completion of the Works of the Chesapeake and Delaware Canal would be greatly beneficial to the United States, by forming the great link of an inland Navigation of six or seven hundred miles, and thereby establishing a perfectly safe, easy and rapid transportation of our armies and the munitions of War through the interior of the Country, and which would ever tend to operate as a cement to the Union between the States: And whereas the prosperity and the agricultural interest of the State of Maryland, the Commonwealth of Pennsylvania and the Delaware State are more deeply interested than their sister States in the useful works of opening a communication between the Chesapeake Bay and the River Delaware by means of the said Chesapeake and Delaware Canal; Therefore, in order to enable the President and Directors of the said Canal to prosecute and finish the important works of the said Chesapeake and Delaware Canal.

Be it enacted by the General Assembly of Maryland, That if the United States shall subscribe seven hundred and fifty shares, the Commonwealth

(of)

of Pennsylvania three hundred and seventy five shares, the State of Delaware one hundred shares in the Chesapeake and Delaware Canal Company. in such case the Treasurer of the Western Shore be and he is hereby authorised and directed to subscribe in behalf of this State two hundred and fifty shares in said Company and the money necessary to be paid in consequence of such subscription shall be paid by this State. and the Treasurer of the Western Shore for the time being shall have a right to vote for Presidents and Directors of said Company according to such number of shares in person or by proxy appointed by him. and the said Treasurer shall receive. upon the said Stock the proportion of the tolls which shall from time to time be due to the State for the shares aforesaid.

And be it enacted, That this act shall not take effect unless the Legislature of Pennsylvania shall pass or shall have passed a Law declaring that in consideration of the act of the Legislature of Maryland incorporating said Canal Company the River Susquehannah from Columbia to the Maryland line shall forever hereafter be a highway and that individuals or bodies corporate may at all times remove obstructions therein.

And be it enacted, That it shall be the duty of the Governor of this State to send a copy of this Law to the President of the United States, with a request that he lay the same before Congress, and a copy to the Governor of the Commonwealth of Pennsylvania, and also a copy to the Governor of the State of Delaware with a request that they will lay the same before their respective Legislatures

Passed by the House of Delegates 18th December 1812.

By the House of Delegates Jany 1. 1813
Read & assented to. By order Upton S. Heath Cl

Passed by the Senate Decr 18th 1812.

By the Senate Jany 2. 1813
Read & assented to. By order Thos Rogers Cl

Lev. Winder

The Great Seal in wax appendant

Maryland Sc.

I hereby certify that the foregoing is truly taken from the engrossed Bill passed by the General Assembly of Maryland at November Session Eighteen Hundred and twelve and remaining in the office of the Court of Appeals for the Western Shore of the State aforesaid.

In Testimony Whereof I hereunto subscribe my Name and affix the Seal of the said Court of Appeals this sixth day of January in the year of our Lord One Thousand eight Hundred and thirteen.

Jh. Harris Junr Clk Ct Appls

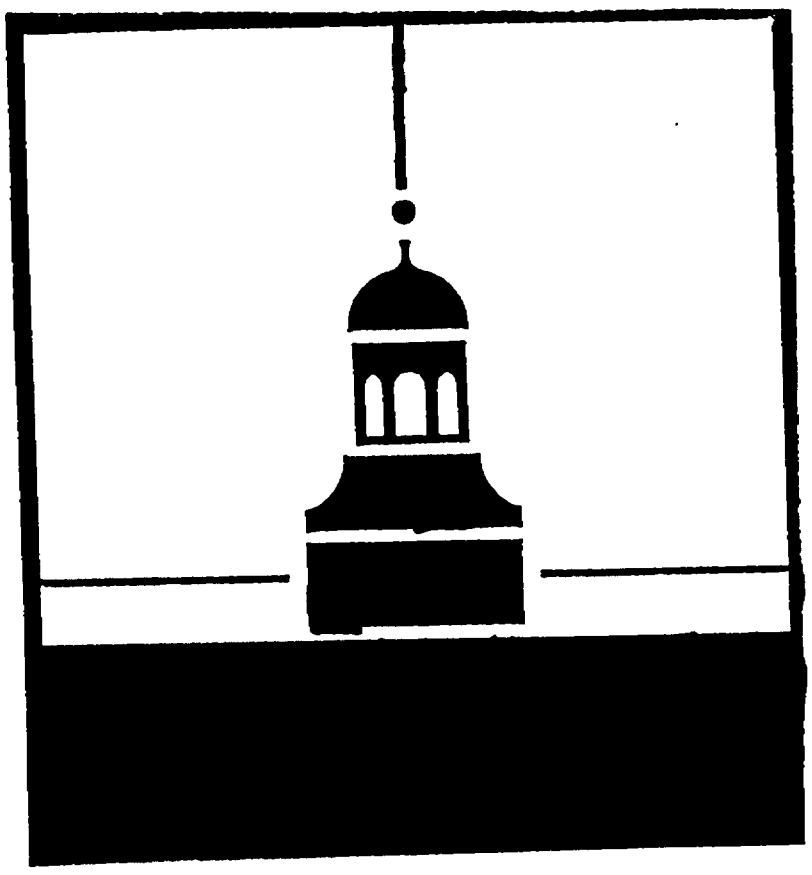
Western Shore, State of Maryland

Maryland &c.

I hereby certify that the foregoing is truly taken from the engrossed Bill passed by the General Assembly of Maryland at November Session Eighteen Hundred and twelve and remaining in the office of the Court of Appeals for the Western Shore of the State aforesaid.

In Testimony Whereof I hereunto subscribe My Name and affix the seal of the said Court of Appeals this sixth day of January in the year of our Lord one thousand eight hundred and thirteen.

Th. Harris Junr Clk to Appls
Western Shore, State of
Maryland



END FILE

1813 April — Legislative — Bills Lost

An act empowering the
Governor to draw out of the
Treasury a certain sum
of money, for immediately
~~strengthening~~ strengthening the defence
of Lewes & Pilot Towns

In Senate, April 7. 1813
read 1st time
" read 2d time by Sp. O.
" read 3d time by Special
order and passed the
Senate.

P. Allen, Clk
tent for Con.

H of R
7 April 1813. . . . read
" " " read by special
order and being amended
passed the House
J. Barratt Clk

An Act empowering the Governor to draw out of the Treasury a certain Sum of Money for immediately strengthening the Defence of Lewis & Pilot Towns.

Section 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General assembly met, That, for the present, and until the General Assembly, at this Session, has time to determine upon the measures to be pursued, in respect to the general defence of the State, the Governor be and he is hereby authorised to draw upon the Treasurer for any sum, not exceeding two thousand dollars, for the purpose of immediately procuring such munitions of war as may be necessary for the further defence of Lewes and Pilot Towns, and for defraying other expenses incidental to the said defence; that

the same be paid out of any money in the Treasury not otherwise appropriated: and that an account of the expenditure of the said money be submitted by the Governor to the next General Assembly.

In the H of Rep^ts 7 April 1813

Amendments to the bill entitled An Act
empowering the Governor to draw out of the
disagreed to treasury a certain sum of Money for im-
mediately strengthening the defence of Lewis
and Pilot Towns.

13 & 14 lines - from the word "the" strike out
the words "further defence of Lewis and
Pilot Towns" and insert in lieu thereof
disagreed to General defence of the State.

Strike out the "title" and affix
An Act appropriating the sum of two thousa
dollars for the purpose therein mentioned.

Extract from the Journal
L. Barratt Clk

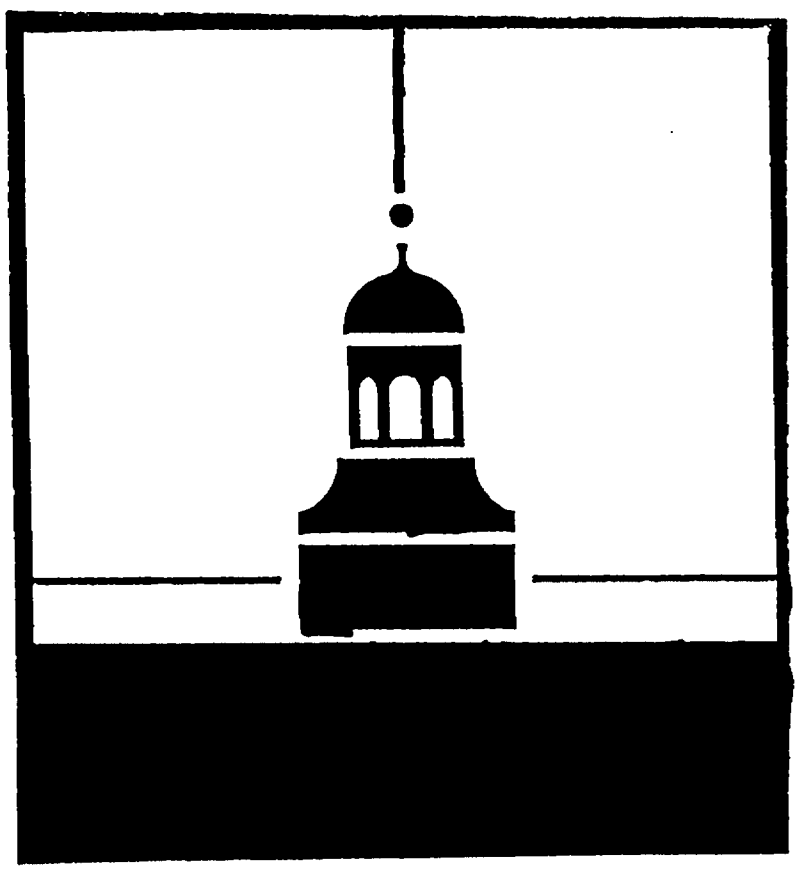
Sent for con:

An Act to repeal
the 22? Sect. of the Act
Entitled an Act to in
corporate a Company
to erect a draw bridge
over Christiana Creek
at the Village of Newport

10th Read
Gloucester Bill
12 April 1813 read
by paragraphs and
passed the House
J. Barratt Clk
Sent for Cons:
In Senate 12 April 1813
Read
13 read 2d time

An Act to repeal the twenty second section of the Act entitled "An Act to incorporate a Company to erect a draw bridge over Christiana Creek at the Village of Newport and for other purposes therein mentioned."

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met That the twenty second section of the Act entitled "An Act to incorporate a Company to erect a draw bridge over Christiana Creek at the Village of Newport, and for other purposes therein mentioned" be and the same is hereby repealed made null and void.



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1813 April Legislative [redacted] Communications

Dear Sir Philadelphia April 7th 1813

As I send you the Legislature are to meet on the 4th Instant and as perhaps the Governor of Pennsylvania may not owing to his hurry at the close of the Session of our Assembly took place this week forward an official copy of their act passed on the subject of the Chesapeake and Delaware Canal I have thought it proper to send you the enclosed correct copy of it

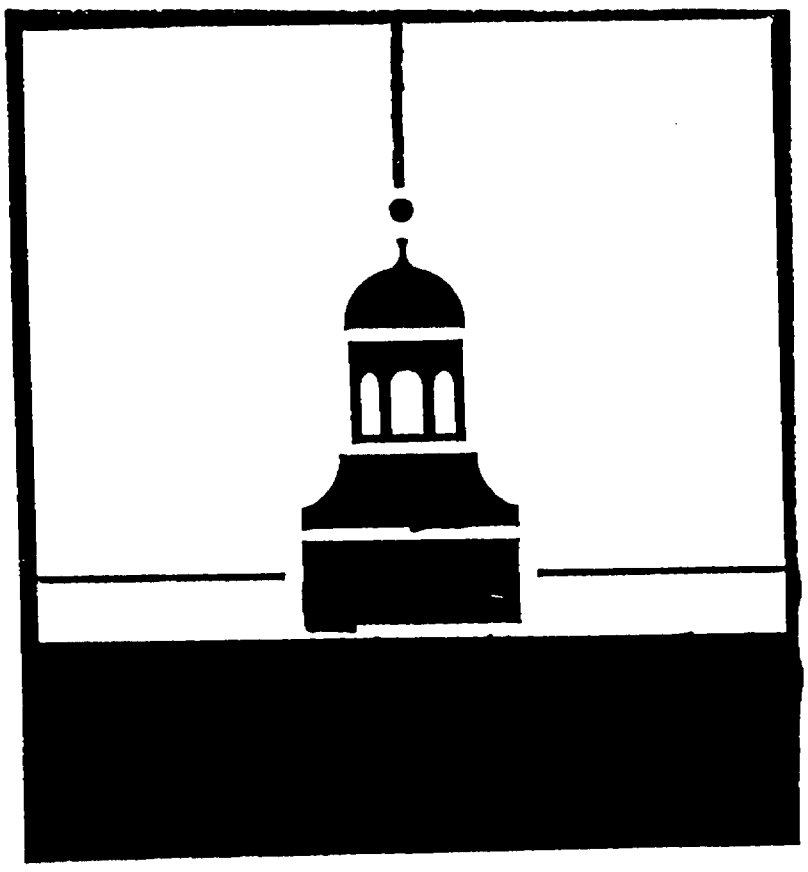
Should Delaware neglect or refuse that degree of participation so moderate as it is which her Sister Maryland and Pennsylvania have solicited from her should she even delay it beyond the present Session of her Legislature it will doubtless very much weaken if not defeat those efforts which the public spirited friends of this most desirable work are preparing to make with Congress at their next meeting to obtain their sanction to the amount of subscription solicited from the government of the United States

Be pleased to communicate this act to some of the influential members of your Legislature as soon as you possibly can and aid by every one and on your part the passage of a law to authorize on the part of Delaware a subscription of one hundred Shares in addition

to the 250 ordered by Maryland the 375 by Pennsylvania
and no further inducement for the 750 expected
from the Government of the United States

I remain with great Respect
your Friend & Hble Servant
Benj.n Morgan

Henry Johnson Esq.



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1813 April Legislative Governor's Message

Message from
the Governor

April 9. 1813

Fellow Citizens of the Senate
and of the House of Representatives,

A British Squadron have arrived in the mouth of the Delaware and are there at anchorage. The Commander of this squadron has demanded from Lewistown certain supplies, threatening the destruction of that town, if the demand should not be complied with. A refusal of the demand was the only answer, which the honour of the State or the Spirit of its Citizens permitted.

It was incumbent upon me to provide for the defence of Lewistown. I ordered to this place a portion of the Militia, made provision for their support and procured supplies of ammunition. But there being no appropriation made by law for these objects, I deemed it my duty to proceed no further than the Emergency required, without the sanction of the legislature. I have therefore taken the earliest opportunity to convene you, to the end that such appropriation, as you in your wisdom may deem expedient, may be made for the common defence.

I need not call your attention to the points for attack or incursion, which our shores present to the enemy. Our situation is well known to you. Nor need I suggest, that dispositions should be made to resist such attacks and repel such incursions. The militia when called into service must be supplied with provisions and ammunition. Probably public stores of ammunition to be deposited at different places in the several counties, to be delivered under such regulations, as would prevent a waste of the ammunition, and secure a return of it, if not properly expended, would be advisable. You will determine, what appropriations for these purposes, are expedient and what regulations concerning military stores, are proper to be made.

I submit to you, whether it would not be proper to authorize

the organization of more volunteer companies, than the existing laws allow, and whether it would not be useful to render the Militia Law more energetic. The performance of militia duties, under a loose system is the most irksome of Labours, under a perfect one, the most agreeable of recreations.

I lay before you copies of two communications received from Commodore Beresford; also a return of the force at Lewistown.

Jos: M. Gallatin

No. 1

Copy – 1813

His Britannic Majesty's ship Poictiers
in the mouth of the Delaware, 16 March 1813

Sir,

As soon as you receive this, I must request you will send twenty live Bullocks with a proportionate Quantity of Vegetable and Hay, to the Poictiers for the use of his Britannic Majesty's squadron now at this anchorage which shall be immediately paid for at the Philadelphia prices. If you refuse to comply with this request I shall be under the necessity of destroying your Town.

I have the honor to be
Sir
your very obedient servant
J. P. Beresford Commodore
& commanding the British
Squadron in the mouth of
the Delaware.

To the Chief Magistrate
of Lewistown ——

Copy.

1813

Col. Davis' letter
to Gov. Haslet
Letter &c
1813.

H. Quart.r Lewes April 6: 1813.

Sir,

This evening the Belv.e and two smaller vessels came close in to Lewes and commenced an attack by firing several 32 pound shot into the town which have been picked up, after which a flag was sent, to which the following reply was returned.

Sir, In reply to the renewal of your demand with the addition of a supply of water. I have to inform you, that neither can be acquiesced in. This Sir you must be sensible of, therefore I must insist the attack upon the inhabitants of this town, is both wanton and cruel.

I have the Honor to be

Your most Obt. Servt.

A. B. Davis

Col. Comt.

Governor Hazlet.

Copy

Governor's Message
April 7. 1813
39.

389

Duplicate 1/1

Fellow Citizens of the Senate and
of the House of Representatives,

I lay before you a communication received this morning by express from S. B. Davis Esqr. Commanding at the Lewistown. By this you will perceive that the enemy have commenced an attack upon that town.

I lay before you a return made by David Paynter Esqr. Commissary at Lewis stating, as nearly as he could, the supplies furnished for the Militia at Lewistown with an estimate of prices. An extract of a letter from Mr. Paynter accompanies this return.

I lay before you an account of certain sums, which I have obtained for the public service and the manner of the application of these sums, so far as the same have been applied

Brigadier General Stockton procured by my order twelve kegs barrels of powder at eighteen dollars per keg and I obtained on loan from the United States two thousand flints and five hundred and two pounds weight of lead. I could not otherwise procure these articles. I also procured from the United States on loan three hundred and nineteen balls for field pieces and two hundred twenty six pound of grape shot.

I lay before you a communication received from the Department of State, the subject of which was heretofore submitted to the consideration of the legislature, but I have not been informed of any resolution adopted by them concerning it.

I also lay before you a second communication received this morning by express from Lewistown

Joseph Haslet

Duplicate 1/1

Fellow Citizens of the Senate and
of the House of Representatives,

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I also lay before you a second communication received this morning by express from Lewistown

Joseph Bartlett

1813

Letter Col. S. B. Davis to Gov. Haslet

Duplicate

Head Quarters at Lewis Apr. 6. 1813.

Sir,

Since the reply to comr. Beresfords Letter which I communicated to you by express, I recd the following about 5 o clock

Belve. off the village of Lewis &c

Sir,

No dishonour can be attached in complying with the demand of Sir John Beresford to Lewis in consideration of his superior force, I must therefore consider your refusal to supply the squadron with water, and the cattle that the neighbourhood affords, most cruel upon your part to its inhabitants, I grieve for the distress ~~of~~ the women and children are reduced to, by your conduct, and earnestly desire they may be instantly removed.

I have the Honor &c
to be Sir your most obt.

R. Byron captn.

N.B. The cattle will be Honorably paid for

S. B. Davis Esqr.
Col. Commandant

To which I have returned the following reply verbally, that coll Davis is a gallant man and has already taken care of the Ladies, the attack immedy commenced & continued till near 10 oclock, the fire from our Battery silenced one of the most dangerous gun boats agt. which I directed our fire from the eighteen pounder, for which I request you will immediately send me a supply of shot and powder, as it is uncertain how long the bombardment will continue. They have not succeeded with their Bombs in reaching

the Town, and the damage from their 32 pound shot and cannister, cannot be ascertained till day light. I hope Sir in this affair you will find the honour of the State has not been tarnished.

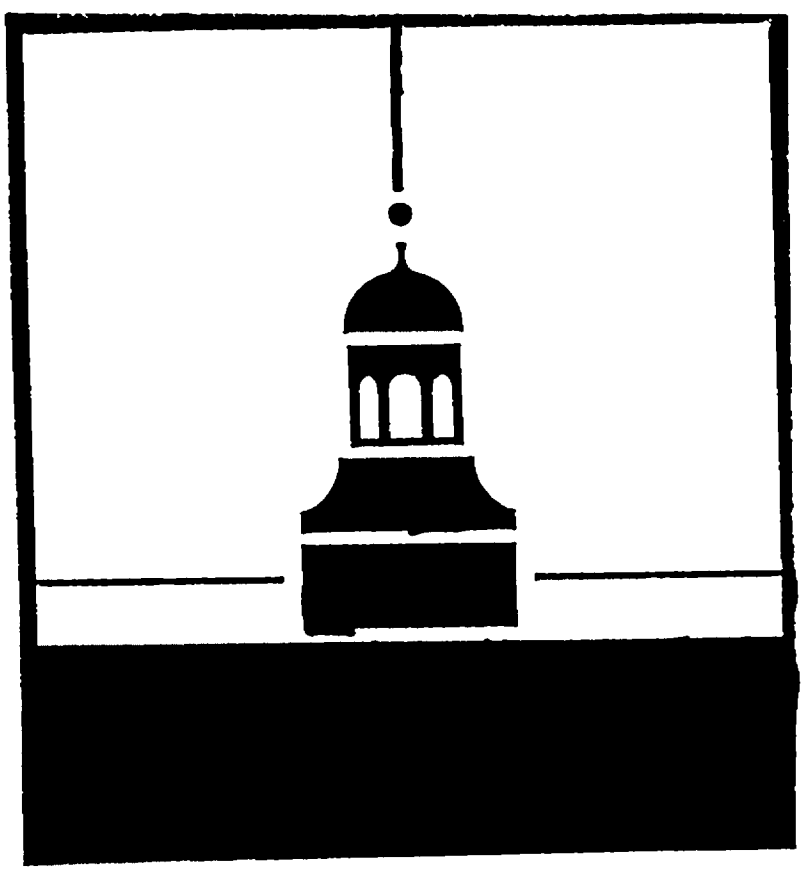
I have the Honor to be
Sir &c

Governor Haslet

P.S. While writing the above the enemy has recommenced firing.

S. B. Davis
Col. Commandant

Copy



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FILE

1813 April Legislative Petitions - Miscellaneous

1813

Petition of

Joseph H. Raymond

In Senate April 8, 1813

read

CORRECTION

THIS DOCUMENT

HAS BEEN REPHOTOGRAPHED

TO ASSURE LEGIBILITY

1813

Petition of

Joseph H. Raymond

In Senate April 8, 1813

read

To the honourable the Senate and House of Representatives of the State of Delaware,

The Petition of Joseph H. Raymond respectfully represents,

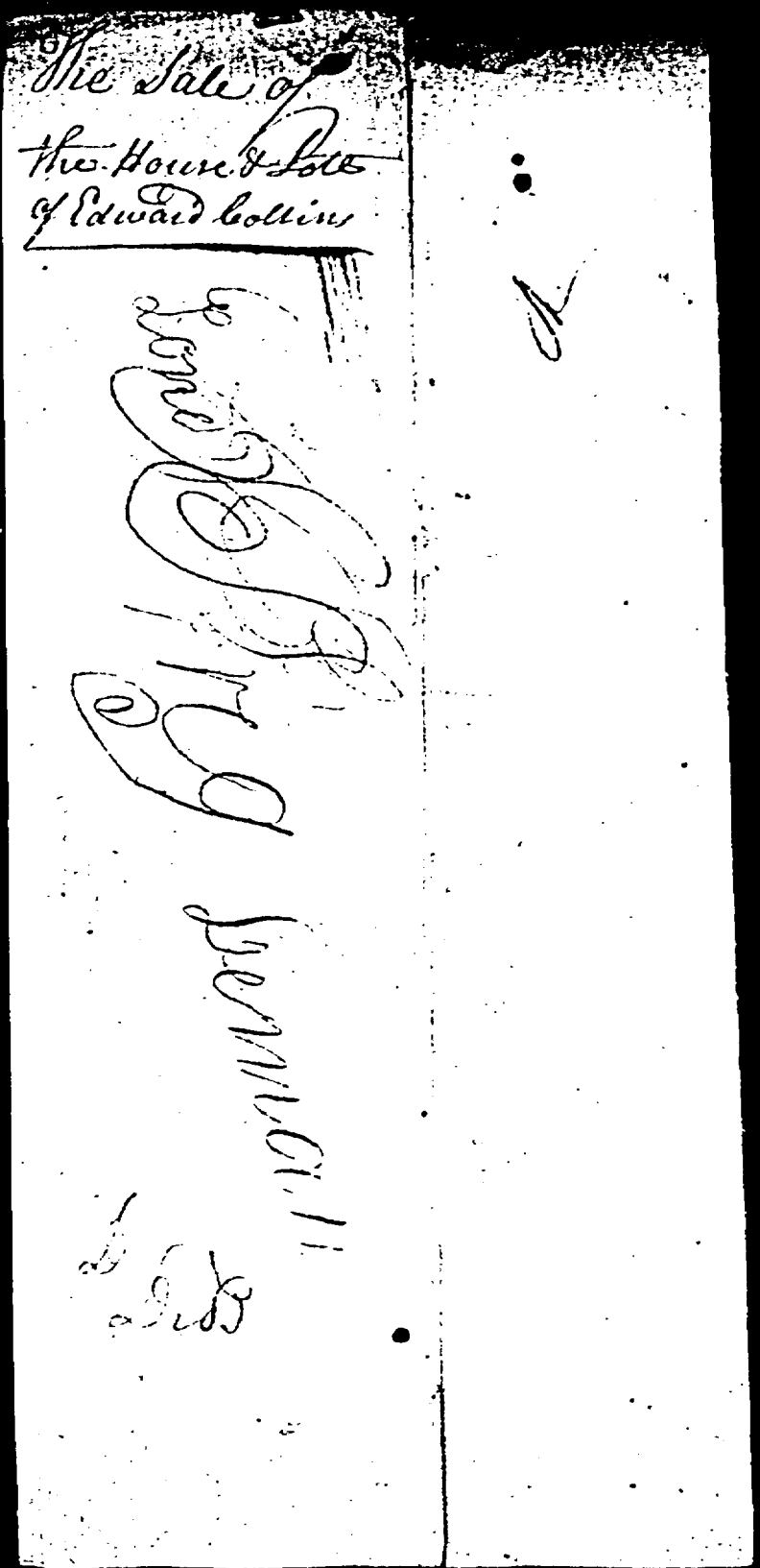
That he lately purchased at Sheriffs sale a certain Lot of ground in Little Neck and Hundred containing one acre more or less adjoining Lands of Philip Hardcastle, Alexander Humphries and others with the improvements and appurtenances to the same belonging; that the said Lot was sold as the property of a certain Edward Collins deceased, who was possessed thereof at the time of his death and who had purchased the same from Garret Sipple deceased in his life time; that the said Edward Collins after said purchase paid to the said Garret Sipple all the purchase money of and for the said Lot excepting only the sum of about fourteen shillings, which still remains due and took possession of the said Lot and thereon made & erected divers improvements; that the said Garrett Sipple never conveyed the said Lot to the said Edward Collins, nor is there now in existence any alienation bond or other writing for the conveyance thereof to the said Edward Collins, but that your petitioner can prove the purchase of the said Lot by the said Edward Collins, his payment of all the purchase money therefor excepting the aforesaid balance, his possession thereof and his erecting and making improvements thereon;

Your Petitioner therefore prays the honourable the Senate and House of Representatives by an Act to authorize and empower Philip Hardcastle Executor

of the last Will and Testament of the said Garret Sipple to convey to your petitioner his heirs and assigns in fee simple the Lot aforesaid with the buildings improvements and appurtenances thereunto belonging upon your Petitioner paying to the said Philip Hardcastle Executor as aforesaid the balance of the aforesaid purchase money.

Joseph H. Raymond

The Sale of
the House & Lots
of Edward Collins

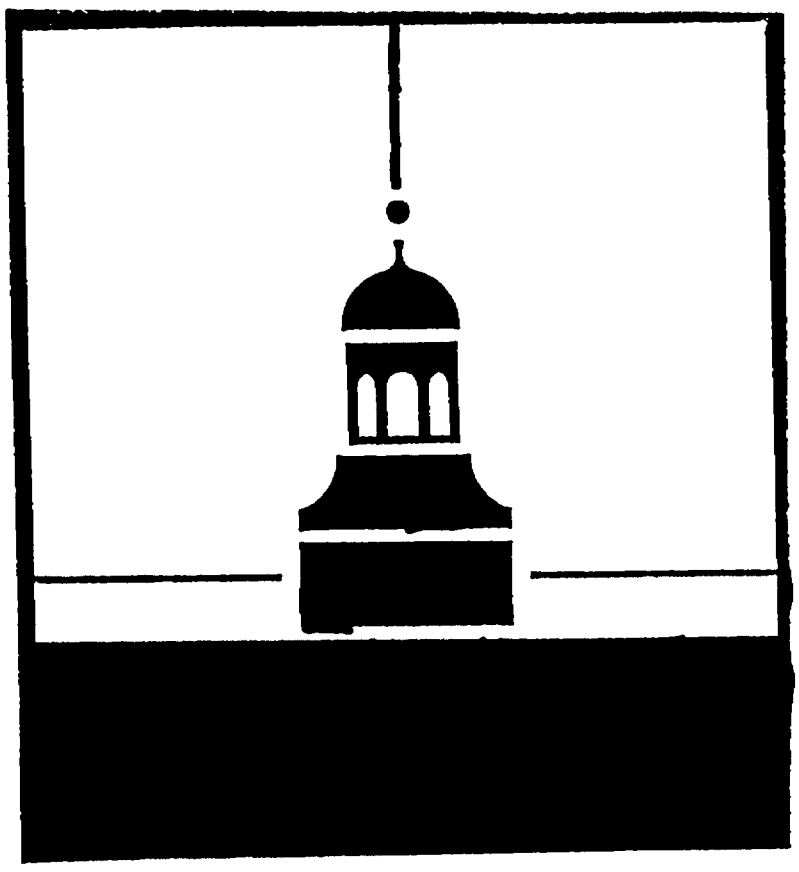


A List of the Sale of the House and Lott of Edward Collins dec^d Bought by Joseph H. Raymond for the Sum of one hundred & Ninety two Dollars

$192.00 January 21st 1813

Found with 1813 Legislative papers

Sold by Cons^l Battle [illegible]



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FILE

1813 April Legislative Reports

Report of the Committee on so much of the Governors Message as relates to the British Squadron in the Delaware & the preparation for defence

April 11th Read & adopted ~~Con~~

N. G. Williamson
Clk. p. Tem.

Sent to Senate for concurrence

1812?

Mr. Clayton from the Committee to whom was referred so much of the Governors Message as relates to the British Squadron in the Delaware and the preparations for defence made the following report in part.

Whereas the Commanding Officer of the British Squadron in the Delaware Bay hath threatened the destruction of the Town of Lewis, and actually did attack the said Town on the 6th & 7th Inst. whereby considerable damage hath been done to several houses in the said Town, and whereas the want of Cannon, powder, ball and of a sufficient number of muskets bayonets, flints, bullet moulds and all other the munitions of war, as well at Lewis as in other parts of the State; will probably induce the enemy to renew their attempt to destroy Lewis, and to attack our other exposed towns and situations on the shore of the Delaware and do great injury to many of our
17 Citizens; And whereas our Citizens are unprovided with camp Kettles and all other Articles necessary for soldiers; and
20 whereas it is deemed just and right that the United States should render their assistance to this State at this time of danger and difficulty; and that the burdens and expenses of the war, now carrying on against the United States, in the attack made on the people of this State, should be born by the United States and not exclusively by the people of this State.

1st Therefore resolved unanimously by the Senate and house of Representatives of the State of Delaware in general Assembly met that the President of the United States be requested, and he hereby is requested that immediate means be taken, to aid and assist, and to defend this State against the common enemy of the United States, and that the Militia of this State be supplied with cannon powder ball muskets bayonets flints bullet moulds, lead camp kettles and all other
13 the munitions of war and provisions necessary for men fighting against the enemy of the United States

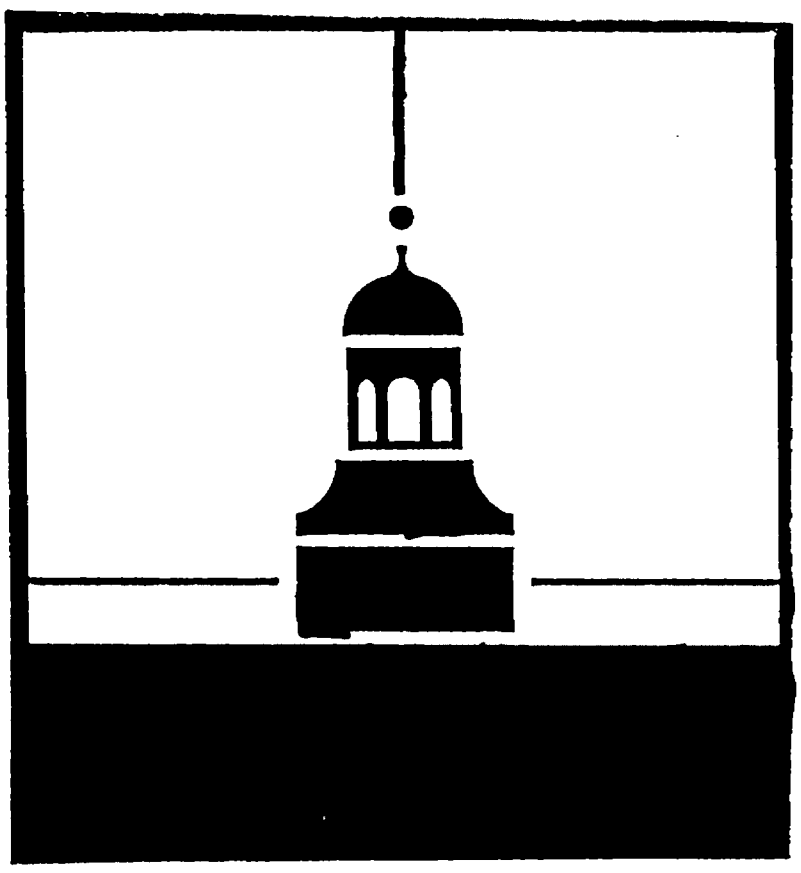
2d Resolved unanimously that the President of the United States be requested and he is hereby ~~is~~ requested to give to the Governor an order to call into service the detached Militia of
6 this State for the defence thereof, and
7 that the Pay and subsistence of the
8 Militia of this State, in actual service be put on the establishment of the United States.

3d Resolved unanimously that the President of the United States be requested to order to the Delaware a sufficient naval force for the defence thereof

4th Resolved unanimously

[redacted]

2 that the Speaker of the Senate
3 (the Governor being at Lewis) transmit
4 forthwith [redacted] to the President
of the United States an attested copy
of these resolutions



END

FILE

1813 April Legislative Resolutions

Resolution appointing
Com^t. to wait on the
Governor.
H of Representatives
6 April 1813
Read and concur
-red in - and
Messrs Clark
Clayton &
Burton
were appointed on
said committee on
the part of the House
J. Barratt
Clk

In Senate April 6, 1813

Resolved, That Messrs. Welly and Black be appointed a committee on the part of Senate, to act jointly with such Committee as may be appointed on the part of the House of Representatives, to wait on the Governor and inform him that a quorum of both branches of the Legislature have assembled and are ready to receive any communications he may be disposed to make

Extract from the Journal

Priestley Allen Clk

Sent for Con.

Resolution for an
adjournment.
H of Repts
15 April 1813 read
and concurred in
J. Barratt

H Resolution
1813

Senate 15 Apr. 1813

Resolved by the Senate and House of Representatives of the State of Delaware in General assembly met, That the Speaker of the Senate and the Speaker of the House of Representatives be directed to adjourn their respective Houses from this Day to the fourth Tuesday in May next.

Extract from the Journal.

Sent for Concurrence. Presley Allee, Clk

In Senate, April 12, 1813.

Amendments to the resolutions respecting the British blockading squadron in the Delaware.

Preamble - 20th line, strike out the word "is" after the word it, and insert in lieu thereof the words "no doubt will be"

1st Resolution, strike out the words "and provisions" in 13th line

2d Resolution 6th line, between the words State and for introduce, "or such part thereof as he may deem necessary."

" lines 7 and 8, strike out the words "the militia of this State", and insert in lieu thereof "such militia when"

4th Resolution, 2d line, strike out the words "the Speaker of the Senate"

3d line, strike out the words "being at Lewis."

4th line, strike out the words, "by mail."

Extract from the Journal

Pressley Allen Clk

Sent for Con.

3

Resolution for the appointment of a committee of conference.

H of Rep^ts 8 April 1813 read and concurred in and Messrs Read Clayton & Vickers are appointed on said Committee

J. Barratt Clk

In Senate April 8. 1813

Resolved that Messrs Cummins and Wills be appointed a committee of conference on the part of Senate to act jointly with such committee as may be appointed on the part of the House of Representatives on the differences existing between the two houses to the bill, entitled "An act empowering the Governor to draw out of the Treasury a certain sum of money for immediately strengthening the defence of Lewis and Pilot Towns."

Extract from the Journal

Presley Allen Clk

Sent for Con.

Resolution for the
appointment of a
Committee of Conference
H. of Reps. to
Read & concurred in
and Messrs Read
Stuart &
Gadsden
were appointed on
the part of the House
J. Barnett

1813

In Senate April 15, 1813.

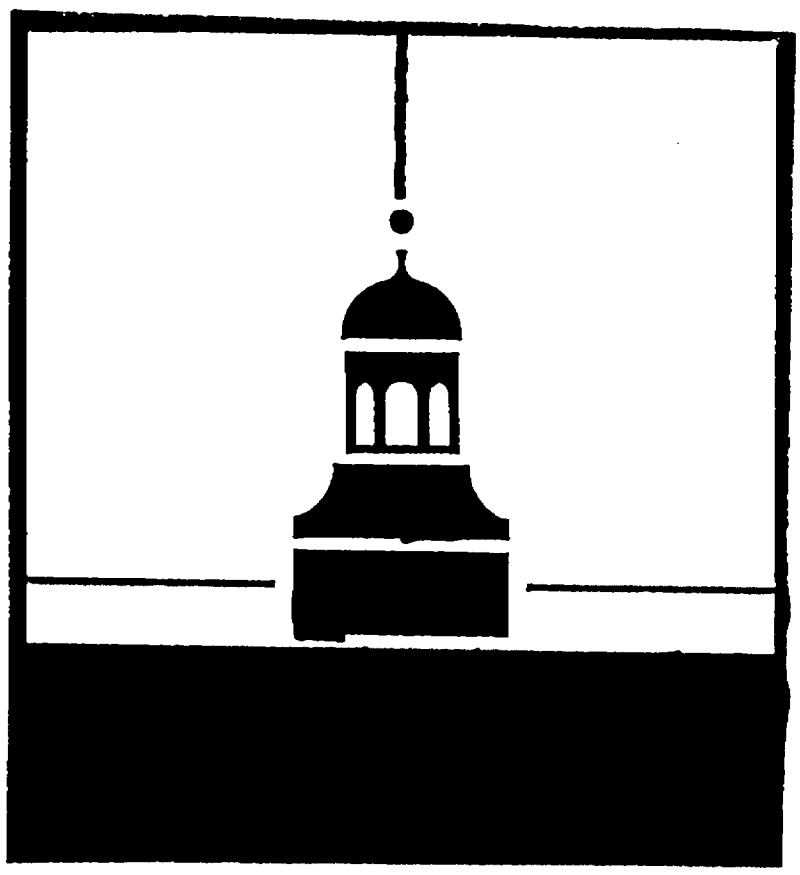
Resolved, That a committee of two members be appointed on the part of Senate to confer with such Committee as may be appointed on the part of the House of Representatives, on the difference existing between the two houses to the bill for providing for the general defence of the State of Delaware.

Messrs. Cummins and Naughey are appointed members of that Committee on the part of the Senate.

Extract from the Journal

Wesley Allee Clk

Asst for Con.



END

FILE

1813 May Legislative Accounts

Rec'd from Lebanon
Sept 11th 1813

May 28th 1813 State of Delaware to

Nich. C. Lockwood Dr

To 4 Days Attendance on the House of
Representatives as Doorkeeper at one
Dollar and fifty Cents per Day ℔ 6.00
To 2 Quire of Paper - - - - - 2.43
To 2 Papers of ink Powder - - - - 27½
To one Box of wafers - - - - - 6

℔ 8.76½

A. L. Hays

Acct

May 1813

State of Delaware to A. L. Hayes Dr.

May 28. 1813.

1. Transcribing - An additional supplement to the act intitled "An act to establish an uniform militia throughout this State". - contg. 33 lines . . . . . Dlls. 0. 33

2. Transcribing & engrossing - Repeated bills contg. 33. lines — . . . . . } — 0.99

3. Transcribg resolution respectg. militia 25. lines — 0.25

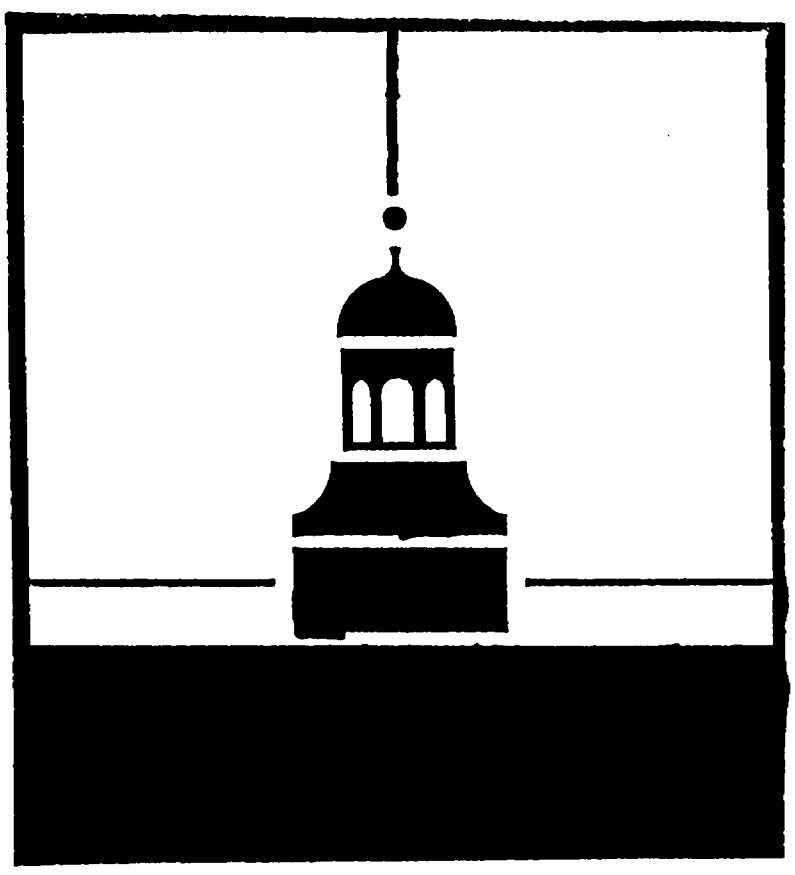
4. Engrossing bill for temporarily holding the Courts &c 220 lines — } 4.40

5. To 2 days attendance & services as Clerk — } 6.00

11.97

State of Delaware to John Barratt Dr.

For 2 days attendance & Service as Clk of the H. of R. } 6.00



END

FILE

1813 May Legislative Acts

An additional supplement to the act entitled "An Act to establish an uniform militia throughout this State.

H. of Rep.
27. May 1813. read.

1813. ch 233

An additional supplement to the act entitled "An act to establish an uniform militia throughout this state."

Sect. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the prohibition contained in the thirty-seventh section of the act to which this is an additional supplement, of raising, embodying or enrolling any man or number of men in any volunteer corps, independent company or under any other name, and the penalties in the said section against raising, embodying or enrolling such company or being raised, embodied or enrolled in such company, be and the same are hereby suspended, annulled and repealed for and during the continuance of the present war existing between the United States of America and the United Kingdom of Great-Britain and Ireland, and no longer; any thing in the said section to the contrary in anywise notwithstanding.

Sect. 2. And be it enacted, that the Governor, and his successor in office, be and are hereby authorized and empowered, if in his opinion, the public service of this state, would be thereby promoted and advanced, to commission and appoint such number of

of officers as he may deem fit to the command of any volunteer corps or independent that may be raised, embodied and enrolled in any part of this State: Provided nevertheless, that nothing herein contained shall be deemed or taken, to empower the Governor or his successor in office, to commission or appoint the officers of any such volunteer corps or independent company, unless there shall have been, before the issuing of such commission or commissions, uniformed, armed and equipped of said corps or company, ~~from sixty-four to~~ one hundred men, exclusively of the officers persons intended for officers of the same: And provided also, that the district companies provided and established by the act to which this is an additional supplement be not reduced to a smaller or less number, by the raising, embodying or enrolling such volunteer corps or independant company, than is established and limited by the same act.

L 1813 C

ch 233

An additional Supplement to the act entitled "an Act to establish an uniform Militia throughout this State."

Sec. 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General assembly met, That in addition to the Days assigned for exercising of Companies, the said Companies shall be exercised once in every Month of July and august: that there shall be one additional Battalion Muster in every month of october: and that all the Provisions of the existing Militia Laws, so far as they are not ~~herein altered~~, in relation to the Duty of the officers, Subalterns and Privates shall hereafter apply to them respectively with equal Force and Effect, as if the said Battalions had been required by the fifteenth Section of the said Act to be exercised once in every Month of May and October, and the Companies once in every month of April, July, August and November.

Sec. 2. And be it enacted, That the officers who are required, by the twenty ninth Section of the said Act, to make the Returns mentioned in the said Section, shall be, and are hereby required, under the Penalty for Neglect of Duty therein mentioned, to make them to the Brigade Inspectors of their respective Brigades, instead of making them to the said adjutant General.

Sec. 3. And be it enacted, That it shall be the Duty of the adjutant General to transmit the orders which he may receive under the said twenty ninth Section to the Brigade Inspectors of the respective Brigades; whose Duty it shall be to distribute the necessary orders, in pursuance thereof, to the commanding officer of each Regiment; who, in like Manner, shall issue orders to the Majors; and they to the Captains: and that for neglect of Duty herein, on the Part of any officer he shall be put under arrest, if a Brigade Inspector, by the Adjutant General; if a Colonel by the Brigade Inspector, by and under the authority of the Brigadier General; if a Major by his Colonel; and if a Captain, by his Major; & such officer shall abide the Determination of a Court Martial to be convened for that Purpose, in the manner directed by the thirty third Section of the said Act, which may impose a Fine not exceeding thirty Dollars, or cashier the said Officer, or excuse him if they see good Cause for so doing; subject to be approved or disapproved of by the officer appointing such Court Martial.

Sec. 4. And be it enacted, That each Brigade Inspector shall receive a Compensation for his Services not exceeding Thirty Dollars in the Course of any one Year, to be fixed by the Commander in Chief, and to be paid by the Treasurer out of the Funds of the Brigade: and that the Adjutants of Regiments shall be respectively paid, out of the said Funds, for each Days Service they perform, the Sum of Three Dollars; upon their producing to the Treasurer a Certificate of the commanding Officer of a Battalion or Regiment, as the Case may require, setting

setting forth the Number of Days Service.

Sec. 5. And be it enacted, That if at the Time assigned for the Meeting of any Company Court Martial any of the Members thereof should be absent, it shall be the Duty of the commanding Officer to supply their Places by other appointments: and that any Person refusing or neglecting to serve on any Company Court Martial, and not having therefor, ~~an Excuse~~ in the Opinion of the said commanding Officer, a good Excuse, shall be fined if a subaltern ten Dollars ~~Cts~~ if a private one Dollar. Insert D Blacks Amendment as 6 Section.

Insert amend^t. respecting the ad 5^t. Genl as the 7th. Section.

Sec. 8. And be it enacted, That the County Treasurer shall annually deliver to the Auditor, at the Time of passing his accounts with the said Auditor, a List of the Names of those Justices of the Peace who neglect, or refuse to give Judgments in pursuance of the seventeenth Section of the said Act; which Lists shall set forth each particular Case wherein such Neglect or Refusal shall take Place: and that a Copy of said Lists shall be laid annually, at the January Session, by the Auditor, before the General assembly.

Sec. 9. And be it enacted, That before the Field Officers shall give a Certificate under the Proviso of the seventeenth Section of the said Act, it shall be their Duty to require the applicant to

prove

prove to them, by one or more credible witnesses, on oath to be administered by someone of the said Field officers, that he hath a good and sufficient Excuse for the non performance of Duty assigned to him by the said Section, and that he hath since made the Returns required therein; that it shall be the Duty of the said Field officers to set forth particularly, in their Certificate, the Reasons at large for their Remission of the Fine of such applicant: that it shall be the Duty of the County Treasurer to make out a fair Transcript of every such Certificate, and deliver it annually to the auditor at the Time of Settlement, that the same may be laid by him, before the General assembly, at their January Session, in order that the Legislature may see which of the said Field officers, if any, by misusing the discretionary Power vested in them, or by neglect of so important a Duty as that enjoined upon them by the said Sections: and that any officer in the Militia may be removed from office by the Governor on the address of both Houses of the Legislature. or a Return, if the Court require it, as directed by the twentieth Section of said act: in their inferior officers

1813

Sec. 10. And be it enacted, That so much of the said Act, and is hereby of every other Act as is hereby altered or supplied be & the same is hereby repealed, made null and void.

H. of Rep. Feb. 2. 1813

Amend the bill by striking out in the sixth line of the 1st. sect. the words "except as herein after excepted" and by striking out ~~in the second section~~ from the word "execution" in the 14th line to the words "be and" in the 27th line —

Extract from the journal

For concurrence

John Barratt

Disagreed to by the Senate

Oresley Allen, Clk

The H. of Representatives insist on their amendment

John Barratt

In H. of Rep.
27 May 1813. read
An act authorizing the Senators and representatives in Congress from this State to cede to the United States the Jurisdiction which this State has over the Pea Patch on certain conditions therein mentioned.

H. of Rep.
27. May 1813 – read.
" " " read 2d time by special order & passed the House

John Barratt
Clk.

fa concurr.

1813 ch 4

An Act ~~authorizing the Senators and Representatives in Congress from this State to cede~~ ceding to the United States the Jurisdiction which this State has over ~~such place~~ the Pea Patch on certain conditions therein mentioned:-

Be it enacted by the Senate and House of Representatives of the State of Delaware, in general Assembly met, That ~~the Senators and Representatives of this State in the Congress of the United States be and they hereby are authorized and impowered to cede to the United States all the~~ right title and claim which this State has to the jurisdiction and soil of the Island in the Delaware commonly called the Pea Patch be and the same is hereby ceded to the United States of America for the purpose of erecting forts, Batteries or Fortifications for the protection of the River Delaware and the adjacent country, upon these conditions nevertheless that the said Forts Batteries or Fortifications shall

be erected and kept up at the expense of the United States, ~~within three years from the date of this act and kept up forever thereafter for the public use~~: and also that all process civil and criminal, issuing under the authority of this State may be executed and served within the places the Jurisdiction of which is hereby ceded as aforesaid in the same manner as if no such cession had been made.

temporarily

An Act to provide for holding the Courts at other Places than as now established by Law, and for the Security of the public Papers. 1813. Ch 5

Sect 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, that in Case of the Invasion of this State by a foreign Enemy, or in case of a raging Sickness shall prevail in the Towns of New-Castle, Dover, or George Town, or in either or any of the said Towns, or in case of imminent danger of the Invasion of this State by any foreign Enemy, or in Case of any other great and urgent Conflict it shall and may be lawful for the Chancellor, the Judges of the Supreme Court, or any two of them, the Judges of the Court of Common Pleas, and the Judges of the High Court of Errors and Appeals or any four of them, from time to time respectively to appoint some other Place in each of the Counties of this State respectively for holding and keeping said Courts, that is to say the Chancellor shall appoint the Place for the Court of Chancery and Orphans Court, the Judges of the Supreme Court, or any two of them for the Place of the Supreme Court, the Judges of the Court of Common Pleas, or any two of them, the place for the Court of Common Pleas; and the Judges of the High Court of Errors and Appeals or any four of them the Place for the High Court of Errors and Appeals. And the Chancellor and Judges of said Courts respectively shall cause due and public Notice to be given of such place or places for holding & keeping said Courts: And all Appeals, Writs of Error, Bills, Actions Suits, Joints, Indictments, answers, pleas, commissions, Writs, Processes, bail Bonds, and all other proceedings matters and things whatsoever relating to any Cause at Law or in Equity, civil or criminal, depending

or returnable to the High Court of Errors and Appeals, to the Court of Chancery or Orphans Court, to the Supreme Court, to the Court of Common Pleas, or to the Court of General Quarter Sessions of the Peace and Gaol Delivery, in any such County shall be and remain in full force and be returnable to the Court to which they respectively belong, at the Place or Places respectively which shall so as aforesaid be appointed in the said Counties respectively, and shall be heard, tried and determined, at the place or places so as aforesaid respectively appointed in as full and ample Manner as any Appeal, Writ of Error, Bill, Action, Suit, Indictment, Arraignment, Plea, Writ, Process, Bail Bond and other Proceeding Matter or Thing now can be tried, heard and determined, at the Places in respectively each County, now fixed by Law for holding the Courts of this State.

Provided that no such Appointment for holding and keeping any of the said Courts at any such place or places shall be of any Force and Effect longer than for the particular Term for which such Appointment shall be made, and all Business depending for hearing, Trial, Argument or Judgment at the End of the Term in Term held at any such specially appointed place, shall at the Close of such Term in Term be considered as of Course removed to the place in the place in each County respectively now fixed and established by Law for holding and keeping the Courts there. But such Appointments may be made as aforesaid from Time to Time, as any of the Exigencies aforesaid, or any other great and urgent Necessity shall happen. And the Chancellor, and Judges or any two, or more of them, as aforesaid, shall determine on the Exigency or Necessity from Time to Time, requiring the Exercise of the Provisions of this

Acts

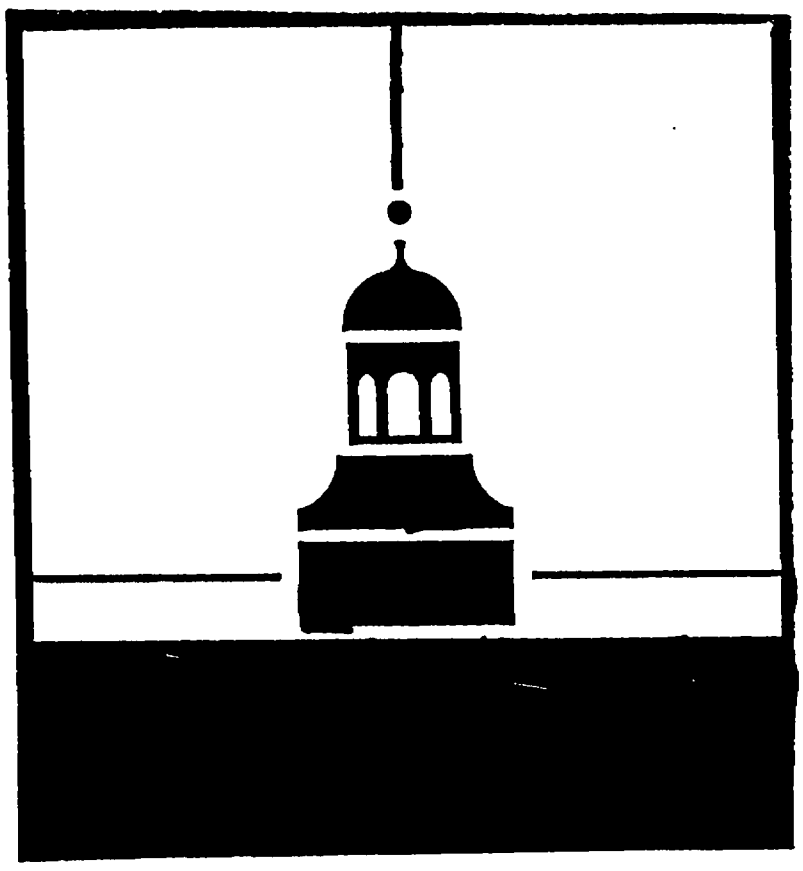
Sect. 2. And be it enacted by the Authority aforesaid that the Chancellor, and any one of the Judges of the County in which the Chancellor shall reside, or any two of the Judges in either of the other Counties of this State, shall have Power and Authority, in case of the Invasion of this State by a foreign enemy, or in case a raging Sickness shall prevail in the Town of New Castle, Dover or Georgetown or in either or any of the said Towns, or in case of Danger of the Invasion of this State by a foreign Enemy, or in case of any other great and urgent Necessity, to be determined only by the Chancellor or by any one of the Judges of the County in which the Chancellor shall reside, or by any two of the Judges in either of the other Counties of this State, to cause the Records, Papers and Documents belonging to the Record Books, Office of the Prothonotary Register of the Court of Chancery, of the Clerk of the Orphans Court, of the Clerk of the Supreme Court of the Prothonotary of the Court of Common Pleas, of the Register for Probate of Wills and granting Letters of Administration, of the Clerk of the Peace, of the Recorder of Deeds and of the Sheriff, respectively, in the several Counties of this State respectively, to be removed to some place of safety in each of the said Counties respectively, so that all the said Records, Papers Record Books and Documents may be kept at the same place; and all Orders for the removal of such Records Papers and Documents shall be given in writing and signed by the Chancellor and Judges aforesaid: And Writs and other Process may be issued, and sued out at such places, but shall be tested at, and made returnable to the places now established by law for the Register for the Probate of Wills and granting Letters of Administration may transact the Business of his Office, and make the Writs and Process and to be returned to him, returnable to such place as said Records Papers and Documents shall be removed to, or to the Place as now established by law for holding the Courts in the County to which it belongs, as the Public Good, in his Opinion may require. And as soon as the Exigency

requiring the Removal of such Records Papers, Record Books and Documents shall
cease the said Records, Papers, Record Books and Documents shall be brought back
to the places now respectively fixed for keeping them, by Order made
in like Manner as aforesaid, and signed by the ~~like Officers~~ Chancellor
and Judges of as aforesaid. And the Expense of the Removal and Return of
such Records, Papers, Record Books and Documents, shall be paid by the Counties
respectively upon an Allowance to be made by the Commissioners
of the Levy Court, on a Warrant, or Order drawn by the Chancellor
and Judges ordering such Removal and Return as aforesaid,

Sect. 3. And be it enacted, that such Records, Papers, Record Books and
Documents may be removed from Place to Place in the respective
Counties, as Exigencies may from Time ~~[illegible]~~ to Time require,
according to the true Intent and Meaning of this Act, in the like
Manner, and by such like written Order or Orders signed as aforesaid;
and the Expense of such Removals shall be paid as aforesaid by the
Counties respectively as aforesaid on Warrants or Orders to be drawn
as aforesaid.

H. of Rep.
27. May 1813 read
An Act to provide for
temporarily holding the
Courts at other places ~~than~~
as now established by
Law, and for the security
of the public papers.
H. of Rep.
27. May. 1813 read.
" " read 2d
time by special order
Passed the House
Mr. Barratt
CCM
In Senate 27 May 1813
read
" read 2d time.
28, read 3d time by paragraphs
and passed the Senate
G. Allen, CM.

5 H.



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1813 MAY LEGISLATIVE APPOINTMENTS

Appointment of Wm. A. Wells
Esqr. as Senator in Congress, to
Supply the vacancy occasioned
by the resignation of J. A. Bayard Esqr.
dated 21st May 1813.

State of Delaware

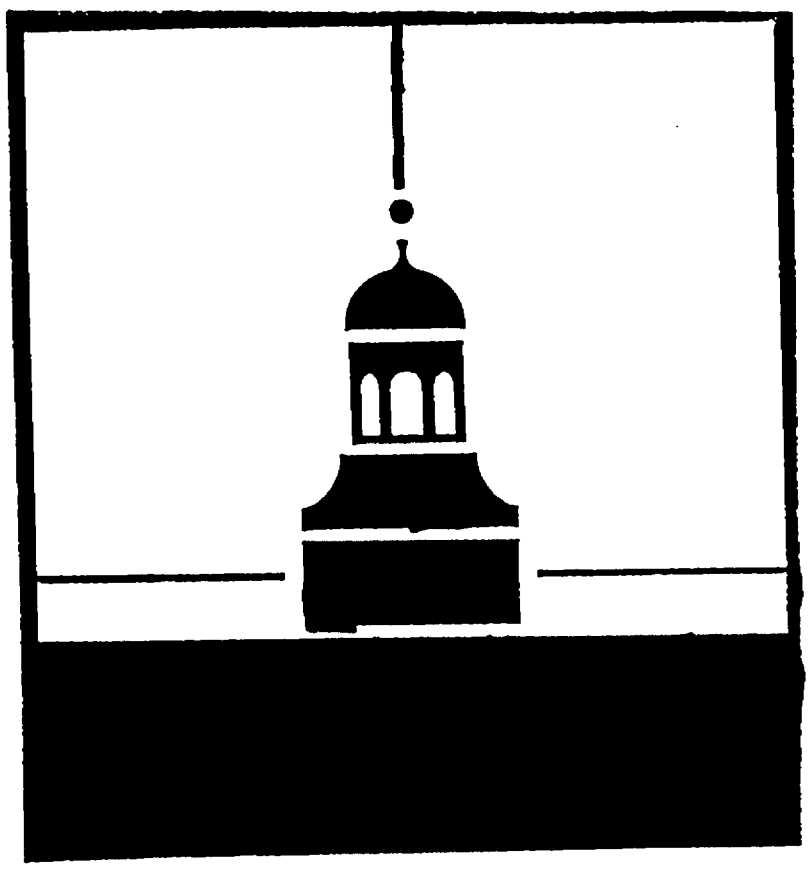
To all persons to whom these presents shall come Greeting: Know Ye, that the Legislature of this State, did on the twenty eighth day of May in the year of our Lord one thousand eight hundred and thirteen, proceed to choose a Senator to represent this State in the Senate of the United States, to supply the place occasioned by the resignation of James A. Bayard Esquire, and did then choose William H. Wells Esquire to represent this State in the Senate of the United States, to supply the vacancy occasioned by the resignation of James A. Bayard Esquire.

Given under our hands, by order of the Senate and House of Representatives, this twenty eighth day of May, in the year of our Lord one thousand eight hundred and thirteen, and of the Independence of the United States of America the thirty seventh.

Andw. Barratt
Speaker of the Senate

Nathan Vickers Speaker of the House of Representatives pro Tempore

Attest
Presley Allee Clk of the Senate
Alex. S. Hayes Clerk of the House of Representatives



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1813 May . . . . . Legislative Governor's Message

Communication
from the Governor
28. May 1813.
57.

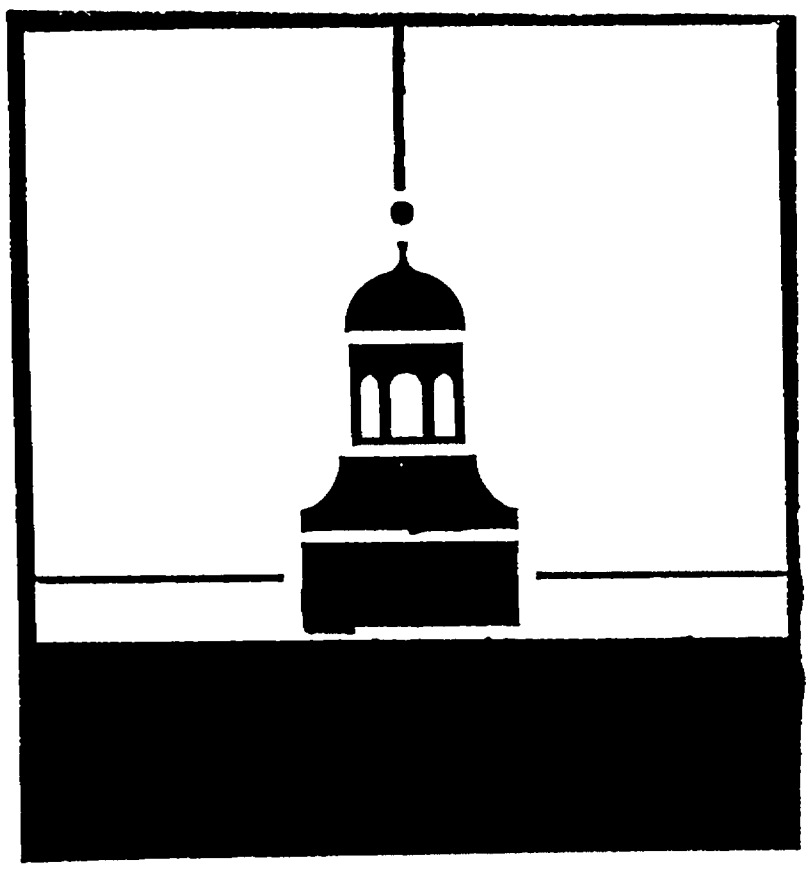
Fellow citizens of the Senate
and of the House of Representatives,

The commissioners appointed by the sixth section of the Act of the General Assembly entitled "An Act providing for the general defence of the State of Delaware" passed at your last session have furnished me with a list of the Accounts by them liquidated, and settled and passed according to the provisions of that section. The amount of these accounts is twenty five thousand two hundred and eighty one dollars.

I have made certain advances not included in those allowances. These advances amount to four hundred and forty dollars and ninety four cents. For which I have the accounts.

I lay before you the returns made to me by the Adjutant General in April last, of the Militia of this State.

Joseph Haslet



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FILE

1813 May Legislative Petitions - Military

1813

Petition —

16 May 1813

read & refer'd

to White

Massey

Hill

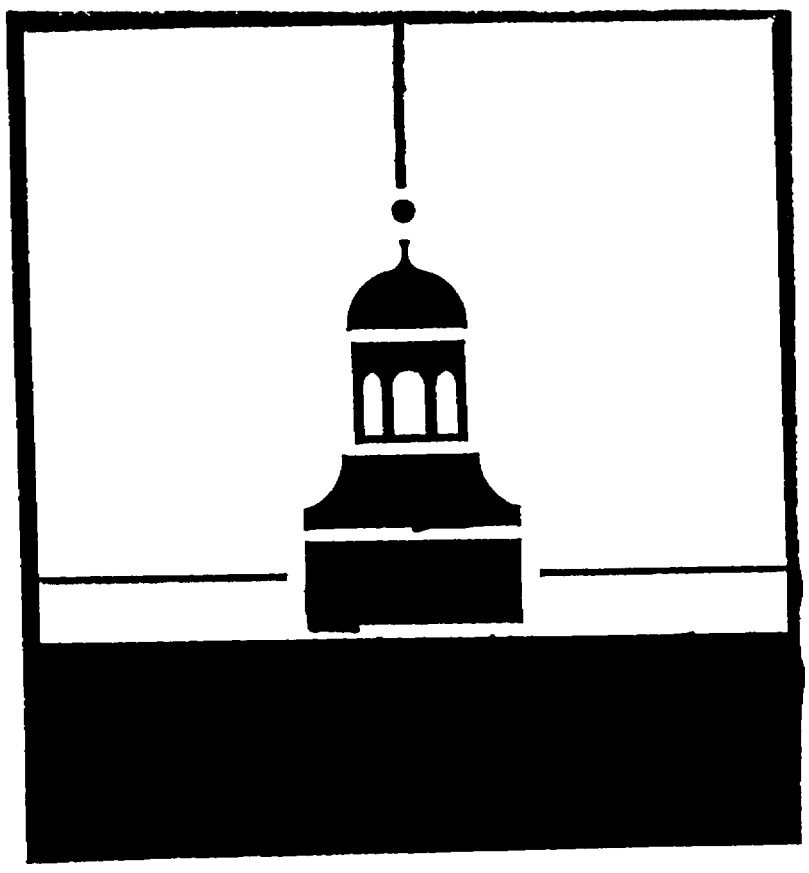
To the Honorable the Senate & House of Representatives of the State of Delaware in General Assembly met.

The Petition of the Subscribers inhabitants of Sussex in the State aforesaid Humbly Represents,

That by an act Passed at an extra Session on the 26th. day of May 1812 the Office of Commissary was Abolished, and his Powers transfered to the County Treasurer in Consequence of which it became the duty of the Captains of each Company to make a return of the Fines to the Treasurer and Brigadier Genl. - Your Petitioners not having seen the Law, and not knowing its Provisions in due time made their returns at the time Prescribed by Law to the Brigadier Genl. Only & not to the County Treasurer aforesaid by which Omission, we became liable to a fine of thirty Dollars each, We therefore pray your Honors to Authorize the County Treasurer to receive the said Returns or a Duplicate thereof from the Brigadier General. or to Grant to your Petitioners such Relief in the Case, as you in your Wisdom may think meet & Proper,

And your Petitioners as in duty bound will pray &c.

May 12th, 1813. Thomas Rodney.
Peter. D. Wright
John Dorman
John Mill
Josiah Dolby



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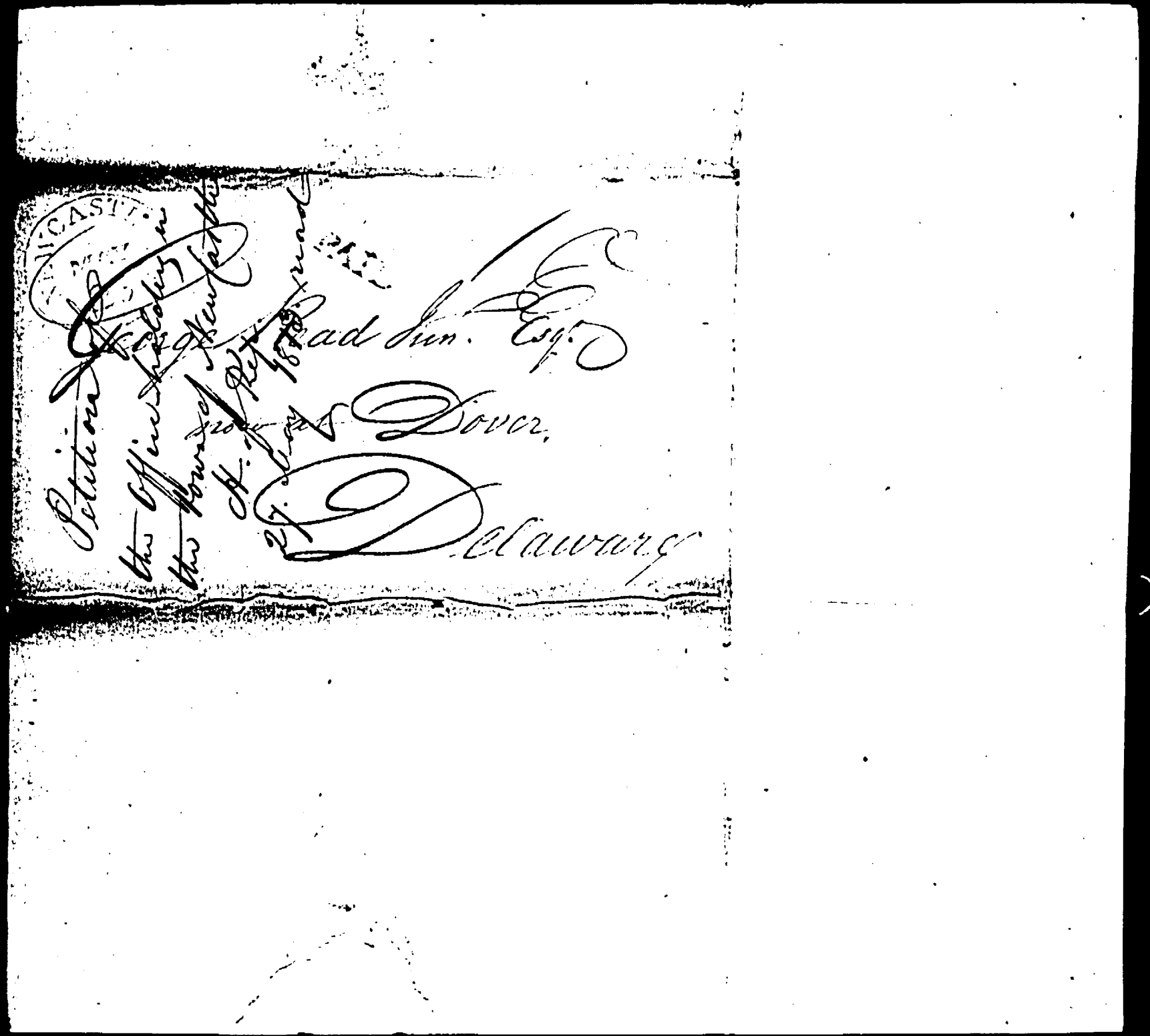
1813 May Legislative Petitions - Miscellaneous



To the Honorable the Senate, and House of Representatives of the State of Delaware in General Assembly met, The Petition of the undersigned, public Office holders in and for the County of Newcastle, most respectfully represents;

That agreeably to the recommendation of his Excellency the Governor of the State of Delaware by and with the consent & approbation of the Chief Justice of the Supreme Court your petitioners have been compelled to remove their respective Records, and Office furniture to the Village of New Port from the Town of Newcastle, where (under the present circumstances of the times, when an invasion by the Enemy has been apprehended) it was considered unsafe for those Records to remain. That in consequence of such removal, your Petitioners have been, and still are subject to considerable expences, as well for the transportation of the Records &c. as also for the Rent of Rooms for Offices and likewise in some instances for the accomodation of their Families which otherwise might remain in Newcastle. Your Petitioners humbly conceive that all such expences as may occur to them in consequence of the removal, and their attention to the Records while they remain out of Newcastle, the place designated by Law for their deposit and keeping, should be borne by the County of Newcastle, and not by them as individuals. Your Petitioners therefore pray; that an Act may be passed, as well to authorize and establish their proceedings regarding the removal of the Records, as for remunerating the expences thereby incurred to them respectively. And your Petitioners as in duty bound will pray.

Newcastle, May 26th 1813.

Alex Reynolds S.C.P.

Evan Thomas Regr. &c.

Danl. Blandy Clk of the Sup. Court & Recorder

Jno. Wiley Ct. Orphans Court

Henry Steele Prothy.

To the Senate & House of Representatives of the State of Delaware

Humbly sheweth the Copy of the Record on this Sheet, That the Subscriber was at the last Court of Common Pleas Convicted in the public Prison of Sussex County, for a Debt claimed by the Representatives of Thomas Gordon dec.d On application being made to said Court, agreeably to the directions subjoined, it was decided by the Court, that because your petitioner was a Nonresident of the State, she was not intitled to the benefit of the Insolvent Laws of the State. The Subscriber being a Prisoner in Confinement, in which disagreeable Condition she must long remain unless relieved by the Aid of the Legislature, Most respectfully and humbly doth pray, That General Assembly to take her Case into their Consideration and pass an Law extending the benefit of the Insolvent Laws to her, and she as in duty bound will ever pray &c.

Betsey Snow

In Com: Pleas: April Term 1810.

Ca. Thomas Sowden
vs.
12 s/h Betty Snow. } Capt. Cas. Ca. Sp. Cas. Sp. & Bon: to Huttington to Hilt. D. S. C. Bail rule Mare by the Rule day in next Term & Writ. May 17th Mansfield Rule Plea by the first Rule day in Vacation Nov. Term 1810. Judgment According to the Rule. Issued Writ of Inquiry & Writ to Nov. Term 1811. 11th 1811.

Ca. Thomas Sowden
vs.
11 Betty Snow } Writ of Inquiry. Nov. Term 1811
Writ of Inquiry Issued. Inquisitions, Nov. 15th 1811 Judg. & Writ Issued to Ca. Sa. to April Term 1812 No. 170.

Ca. Thomas Sowden
vs.
4/0 Betty Snow } Ca. Sa. Nulla Bona Issued to Nov. 1812 No. 105. April Term 1812.

Ca. Thomas Sowden
vs.
105 Betty Snow } Ca. Sa. Non est Inventus Nov. Term 1812

Mary Sowden Adm'x of
Thomas Sowden dec'd.
vs.
Whittington Hilt. D. S. C. Bail
of Betty Snow } Error Cause Made Known April 19th 1813 Whittington Hilt. D. surrenders Betty Snow in Discharge of his Bail to this Court whereupon the said Betty Snow is committed to the Custody of the Court. April Term 1813

To the Honorable the Judges of the Court of Common Pleas for the State of Delaware now setting at George Town in the County of Sussex

The Petition of Elizabeth Snow most humbly shewette that your Petitioner is now confined in the Public Goal of this County by Vertue of a Writ at the Suit of Thomas Sordon's Adm.r against your Petitioner which she is altogether unable to pay as your Petitioner hath no Property or debts due her and is aged about fifty seven years & has four children - Your Petitioner Prays your honors to consider her situation and grant her the benefit of the Insolvent Laws of this State - And your Petitioner as in duty bound will ever Pray &c.

Betsy Snow

Creditors Names
Thomas Sordon's Adm.r $58..00.

Petition of Elizabeth Snow. April 20th 1813

Read & Sum.s Awarded Retble on Friday Morn.g next at 10 Clock

Sussex County S. Whom the Petition of Elizabeth Snow to the Court of Common Pleas of Sussex County to be discharged under the Act of Assembly relative to Insolvent debtors Notice is hereby given to Mary Sordon Administration of Thomas Sordon Dec.d to be & Appear before Our Justices at George Town on Friday the twenty third day of April Instant at 10 Clock in the Morning to shew cause if any she may have as a Creditor why she should not be discharged from Goal According to her Petition Witness The Honorable James Booth Esq.r at George Town the twentyeth day of April in the year of Our Lord one thousand eight hundred & thirteen.

Francis Brown Proth.y

Ist. April 20th 1813.

April 23rd 1813 Service Proved by Mitchell Scott.

April 23rd 1813 on Motion the Prisoner is remanded.

Wit. Sw.n John Wilson

The State of Delaware
Sussex County to Wit.

In Testimony that the above & foregoing is truly taken from the Record thereof I have hereunto set my hand & Affixed the Seal of my office at George Town the Nineteenth day of May in the year of Our Lord one thousand eight hundred and thirteen

Francis Brown Proth.y

Petition of
Mary Sowers

To the Honorable Senate and House of Representatives of the State of Delaware

Your Petitioner being apprised of the intention of Betsy Snow (now confined in the public Jail of Sussex County) to petition the Legislature of the State of Delaware for a Law to authorise the extension of the benefit of the Insolvent Laws of this State to her, beg leave to represent to you that she became justly indebted to my late husband (Thomas Jordan dec.) by whom a Suit was instituted against her previous to her removal to the State of Maryland, at a time when she held property sufficient to have satisfied the claim, and that she now is possessed of the same property or its value your petitioner therefore request that the prayer of Betsy Snow may not be granted and your petitioner as in duty bound will ever pray

Bridgeville
25 May 1813

Mary Jordan

1813

Petition of
John Buchanan
& of Rep.
26. May 1813 read &
referred to Mrs. White
Massey.
Hill.

58.

cf 1814 Laws v. 5, p 23

To the honourable the Senate and House of Representatives of the State of Delaware in General Assembly met.

The Petition of John Buckhannon of Kent county in the said State respectfully sheweth,

That he is captain of the seventh Company in the fourth Regiment.

That in February last he made out, and subscribed with his name, a fair Account of all fines imposed on the officers, non-commissioned officers and privates of said company; and also made and subscribed with his name a duplicate of the said Account.

That in the same month of February he transmitted the said duplicate of the said Account to Isaac Davis Esquire the Brigadier General of the Brigade composed of the fourth, fifth and sixth Regiments.

That upon inquiry he had been informed and he verily believed, that Henry Molleston Esquire the then State-Treasurer was the person, to whom he ought to transmit the said Account so by him made out and subscribed aforesaid, and that he accordingly enclosed the said Account in a letter directed to the said Henry Molleston Esquire, State Treasurer; and delivered the sd letter enclosing said Account to Joseph Buckmaster the Lieutenant of the said Company to be forwarded to Henry Molleston Esquire State treasurer; but some person having informed your Petitioner, that he had understood that Daniel Seman Esq. the County Treasurer was the proper person to receive said Account, your Petitioner directed the said Joseph Buckmaster to inquire at Dover, whether said Account should be returned to the county Treasurer, and if so, to break open the letter containing said Account and to deliver the said Account to the said County Treasurer, that the said Joseph Buckmaster did as your Petitioner believes.

make fuch inquiry and was informed, that the said Account ought to be returned to Henry Molleston Esqr. then being State treasurer and that he accordingly forwarded the said letter enclosing said Account to Henry Molleston Esqr. the then State Treasurer, who in the said month of February received the same;

That your Petitioner believed that the said Account had been properly transmitted according to law; and he had never any knowledge or surmise to the contrary, till in the present month he was served with a summons at the suit of Philemon Green Esqr. county treasurer for Kent county to appear before Thomas Price Esqr. One of the Justices of the Peace for said county, for having omitted to transmit the said Account according to the form of the seventh section of the Act of the General Assembly entitled "An Act to establish an Uniform "Militia throughout this State" passed at Dover August 13. 1807 and the form of the supplement to the said Act passed May 25. 1812; and in that case the said Justice gave Judgment against your Petitioner for a fine of Thirty Dollars with cost;

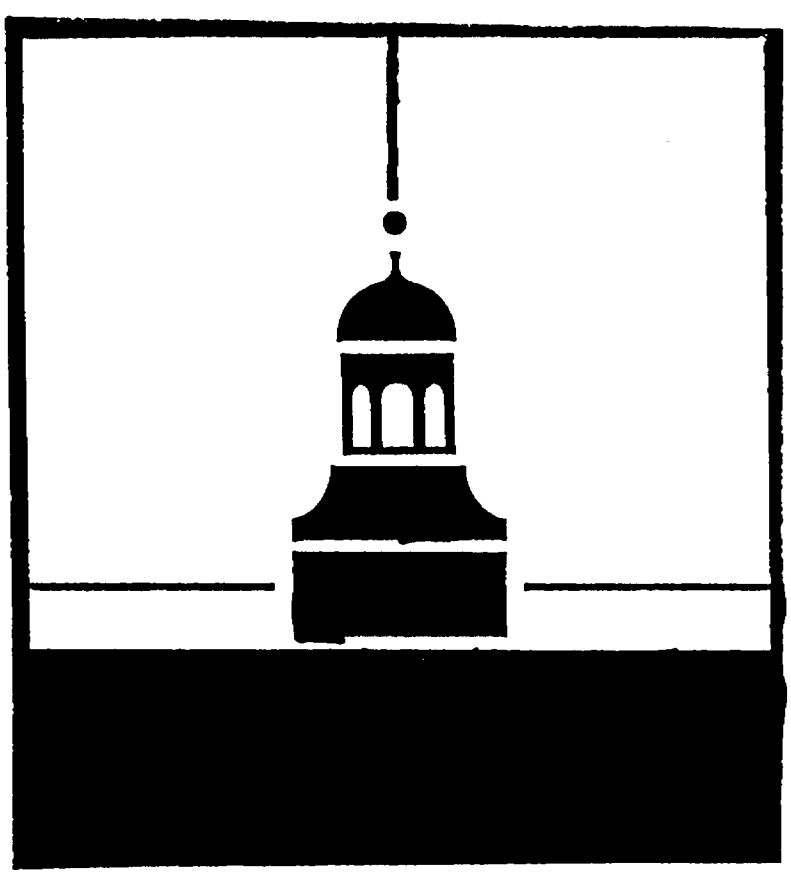
That immediately after your Petitioner learned that the transmitting of the aforesaid Account was to the State Treasurer was improper, he applied to the field Officers of the fourth Regiment, who having

heard the proofs gave him a certificate, which is herewith exhibited; but this certificate was not received or allowed because the same was not obtained within one month after the omission to transmit the account aforesaid to the County Treasurer.

Your Petitioner therefore prays the honourable the Senate and House of Representatives to take his case into consideration and relieve him against the aforesaid Judgment and grant to him such relief in the premises as the circumstances of his case may require;

and your Petitioner shall ever pray &c.

John Buckhannard



END

FILE

1813 May Legislative Resolutions

Resolution for convening the two houses.

H. of Rep
May 28. 1813 read
& adopted

John Barnato
Clk

In the Senate, May 27, 1813

Resolved, That the Senate and House of Representatives meet to morrow, at twelve o'Clock, in the Senate Chamber, for the purpose of nominating some person or persons, out of whom shall be chosen a Senator to represent this State in the Senate of the United States, to supply the vacancy occasioned by the resignation of James A. Bayard Esquire.

Extract from the journal

Presley Allen, Clk

sent for concurrence.

Resolution for
Adjournment
H. of Rep.
2 May. 1812 read

Resolved that the Speaker of the Senate and the Speaker of the House of Representatives be, and they are hereby authorized To adjourn their Respective Houses on friday ~~Sine~~ the 28th without Day.

Resolution for
Adjournment.
H. of Rep.
May 28. 1813
adopted.

In Senate May 28
read and adopted

In H. of Rep. May 28. 1813

Resolved by the Senate & House of Representatives of the State of Delaware in General Assembly met That the Speaker of the Senate and the Speaker of the House of Representatives be authorized to adjourn the two Houses Respectively from &c. day until the fourth Tuesday in August next—

Ext. from the Journal

In concurr

John Barratt Clk.

Resolution appointing
a committee to wait
on the Governor,
H of R. Presented
26 May 1813 read
and concurred in
J Barratt
Clk
Ordered that the Members of the
Committee on the
part of the House
are Messrs
Mason
Hoit &
Hill

In Senate, May 25, 1813

Resolved that a committee of two members be appointed on the part of the Senate to act jointly with such committee as may be appointed on the part of the House of Representatives to wait on the Governor and inform him that a quorum of both branches of the General Assembly are assembled and are ready to receive any Communications he may be disposed to make.

Extract from the journal

Presley Allen Clk

Sent for Concurred.

The members of that committee on the part of the Senate are Messrs. Wells and Way.

Resolution relative to the Militia of the State.

H. of Rep.

27. May 1813. read

" " " read

2d time & adopted —

John Barratt Clk

Sent for Con.

In Senate 27 May 1813

Read.

In the House of Represent. May 27. 1813

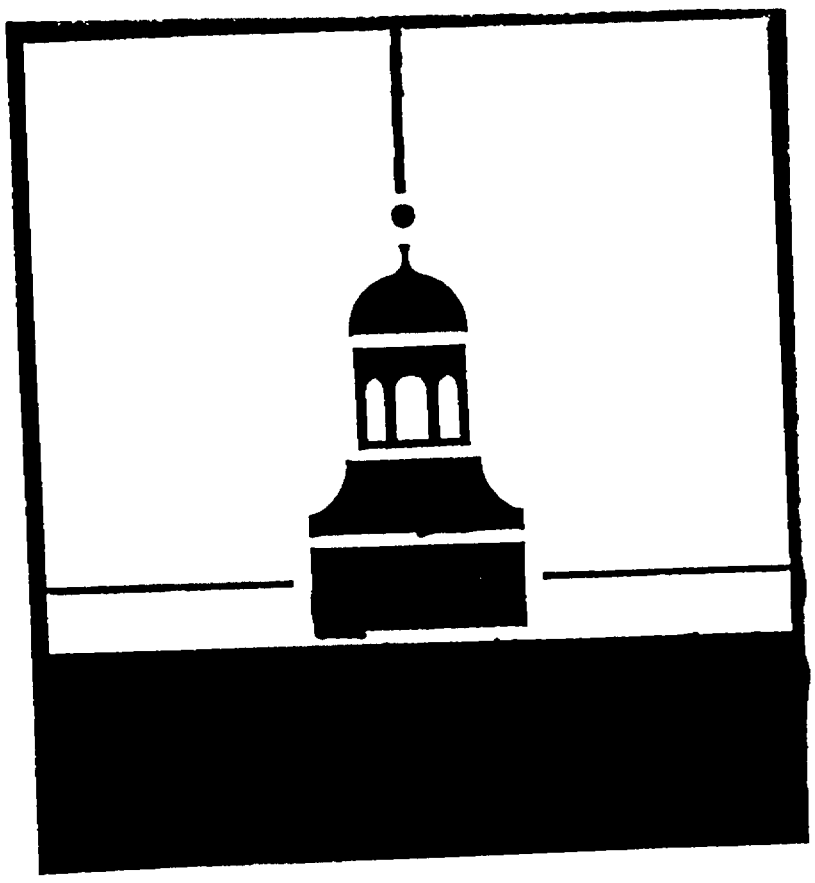
Whereas it appears from the Message of the Governor to this House of the 25th. instant, that the President of the United States has authorized him to call into the service the detached militia of this State or such part thereof as may be deemed necessary; by which it is rendered unnecessary that any other portion of the militia should be drawn out and kept in constant pay and Whereas this State having already incurred great expence in defending its citizens and territory against the common enemy of the United States it is deemed inexpedient that there should be kept in the constant service of the State any corps of militia or volunteers other than the detachment aforesaid:

Therefore Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, that the Governor be and he is hereby requested to discharge from service any corps of militia or volunteers now in actual service except such part of the detached militia as may be deemed necessary for the defence of the State; and that he do not call into service any portion of the militia excepting as aforesaid only in cases of pressing emergency.

Resolution respecting
the Militia of this State
H. of Rep.
May 27. 1813. read.
read
2d time & adopted.

Whereas it appears from the Message of the Gover-
nor to this house of the 25 instant that the President
of the United States has authorized him to call
into service the detached Militia of this State
or such part thereof as may be deemed ne-
cessary; by which it is rendered unnecessary
that any other portion of the Militia should
be drawn out and kept in constant pay:
And Whereas this State having already incurred
great expense in defending its citizens and terri-
tory against the common enemy of the United States
it is deemed inexpedient that there should be
kept in constant service of the State any
corps of Militia, or volunteers other than the detachment
aforesaid:

Therefore Resolved by the Senate and House
of Representatives of the State of Delaware in Gene-
ral Assembly met That the Governor be and he is
hereby requested to discharge from service any
corps of Militia or volunteers now in actual service
except such part of the detached Militia as may
be deemed necessary for the defence of the State, and
that he do not call into service any portion of
the Militia excepting as aforesaid only in case
of pressing emergency.



END

FILE

1813 Aug. Legislative Accounts

Copy of Settlement
Christiana Bridell
Aug.t 5. 1813.

In Senate
read Jan 17-1816.- [illegible]

Fees paid

New Castle County Ss. I do Certify that the within Acct is a true Copy from the original now remaining filed of record in the registers Office in and for the County aforesaid. In Testimony whereof I have hereunto set my hand and affixed the seal of said Office This 27th Day of August 1813

Evan Thomas Regr

The account of James Gilmore Executor of Christiana C
in the state of Delaware, Widow deceased as well of & for sue
the said deceased as come to his hands as of & for his several e

Dr The Accountant

1812	To the whole amount of the appraisement of the personal Estate of the deceased as p Inventory filed in the Register office at Newcastle	14.	28
	To rent rec of Joseph Corley	12.	"
	Balance overpaid by the Executor	10.	32
	$	38.	60

Errors Excepted &c

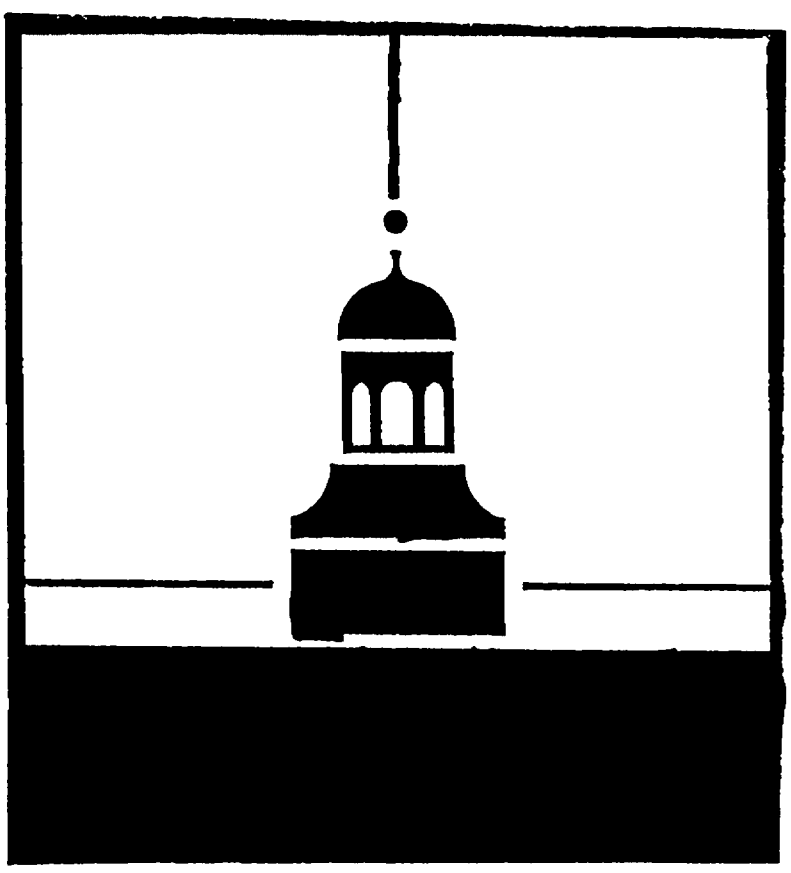
James Gilmore Executor

Pridell late of Christiana Hundred & County of New Castle
& so much of the Goods Chattels & credits which were of
charges payments & disbursements out of the same as follows

No.	1812	Cr.	Cr.	
1	—	By cash paid for proving the Will &c	4.	04
2	"	By Chair Hire & expences of self & duty	1.	00
3	"	By do for do when going to enter Bail	1.	50
4	March 25	By cash pd N. Bassett for Muslin for winding Sheet	5.	00
5	Apl 20.	By do pd Geo Whitlock for Coffin &c pd do	9.	00
6	" 23	By do pd James Rogers for Breaking Ground &c pd do	5.	50
7	—	By do pd Benj Brown for sundries for Funeral pd do	2.	19
8	" " "	By do pd Albina Starr for One weeks nursing		50
9	" " "	By do pd do for warbing after Funeral		50
10	" "	do pd for qualifying appraisers		20
11	" "	do pd James Wilson for printing notices to Dr & Cr pd	1.	00
12	" "	do pd Isaac Stevenson pd proven acct & rect	5.	07
13	" "	do pd for stating this account &c		75
			36.	25
14	Nov 21	do pd D Kirkpatrick Tax for 1812 pd receipt		50
		The Executor being sole heir to the Estate no allowance is made for care & trouble Registers fees settling & filing this account including an attested copy thereof	1.	75
			$ 38.	60

Examined adjusted allowed & passed this 5th day of August AD 1813

Evan Thomas Reg



END

FILE

1813 Aug. Legislative Acts-Private

Witnesses
Lewis Warrington & Wife
Wm Joseph
Selby Lassen

[illegible]
for deviation
Gaines of Representatives
[illegible] August 1813

S Petitions
1813

To the Honourable Senate and House of Representatives of the State of Delaware in General Assembly Met.

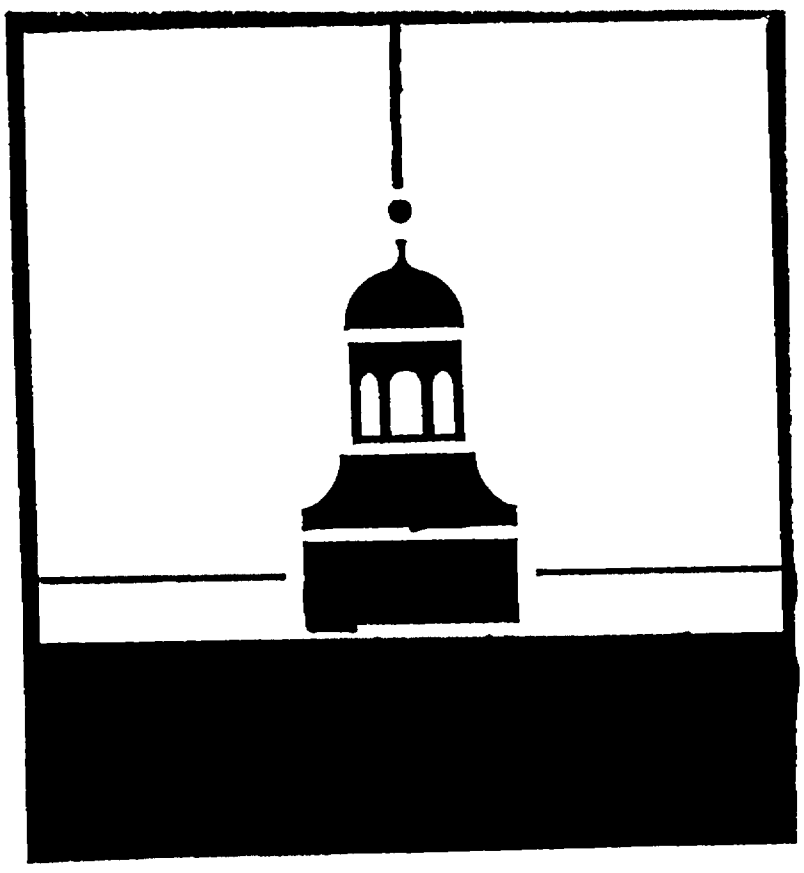
Your Petitioner Mark Hemsley Emmette, That in the Year 1798, He Contracted Matrimony with a Certain Polly Butcher, & both Mutually agreed that each should Love, Honour, & keep each other in Sickness & in Health, and to forsake all others so Long as both should Live. That under such Mutual Agreement the Matrimony was duly Solemnized & Your Petitioner said Polly lived together as Man & Wife about 13 Years and during that Time had issue Six Children. That about three Years past said Polly left the Bed & Society of her Children & Your Petitioner, in the Night Time, Unknown to Your Petitioner and without Cause, and without any Suspicions of her misconduct. That during the Time of her Elopement, Your Petitioner frequently Solicited her to return to her Home, her Children and to that Love. She had so Solemnly plighted to Your Petitioner. And after long and repeated Solicitations did Polly refused & contented to reside

with your Petitioner about Six Months, and during that time she was delivered of a Child, which your Petitioner was willing to adopt as a Bond of Reunion and Cement of Affectionate attachment. But the said Polly, having lost all Love, and regard to her Children, and as well to your Petitioner, left your Petitioner again, and Made her brag that she would not have returned to your Petitioner, if she had not been then Pregnant. That the said Polly since her Elopement last aforesaid, which is now about two years, has Constantly lived in the Crime of Adultery. That she is now with Child, which never will or can be acknowledged by your Petitioner as his issue, though under Circumstances he may possibly be bound to provide for its Support. Your Petitioner is informed how reluctant, the General Assembly is, in Granting relief in such cases. He knows it to be a Solemn business, but he flatters himself that though he be poor and needy that the same feelings of Honour and Happyness belonging to others who are rich, will be Considered the Motive

inducing this Representation. Nay he hopes they will plead for him, in the hearts of the Honourable Members of Assembly. "None can bare to keep a Corner in the thing they love for another use"

With such sentiments, and under the most weighty feelings of Grief and Sorrow, your Petitioner begs leave to ask the Legislature to Consider his Case, and Grant him Relief, by passing a Law granting a Divorce between him and the said Polly his Wife, from the Bonds of Matrimony, and he as in Duty bound will ever pray &c —

his
Luke + Warrington
Mark



END FILE

1815 1813 Aug. Legislative Petitions – Miscellaneous

To the Honorable the Senate and House of Representatives of the State of Delaware

The Memorial of the subscribers owners and possessors of the marsh and low grounds commonly called and known by the name of Clarkshope in Mispillion Hundred in the County of Kent and State aforesaid;

Respectfully Sheweth

That by virtue of an Act of the General Assembly passed at Dover the 31st day of January 1813 entitled "A Supplement to the Act entitled An Act "to authorize the owners and possessors of the Marsh "and low grounds commonly Called and known by the "name of Marshyhope in Mispillion Hundred and "County of Kent to cut a ditch or drain through the "Same" an assessment has been made on the said owners and possessors in a manner which your Memorialist consider altogether unequal and oppressive - That the Commissioners named in the said Act did not view and examine the said low grounds as they ought to have done but were governed by loose information obtained from persons having an imperfect knowledge of them, and that they also acted contrary to the directions of said Act by assessing the high grounds (which are by no means benefited by said ditch) together with the low grounds & marsh whereby their said assessment is rendered utterly uncertain and unequal -

And your Memorialists further shew that the benefit to be derived from draining said low grounds will in no way be proportionate to the expense - nor can the expense be fairly proportioned among the said owners according to any benefit that may be derived but must in many cases operate to their great grievance

They therefore pray your Honors to take their case into consideration and grant relief by repealing the said Act and thereby rendering any proceedings heretofore had under the same null and void

And your Memorialists will pray &c

August 24th 1873.

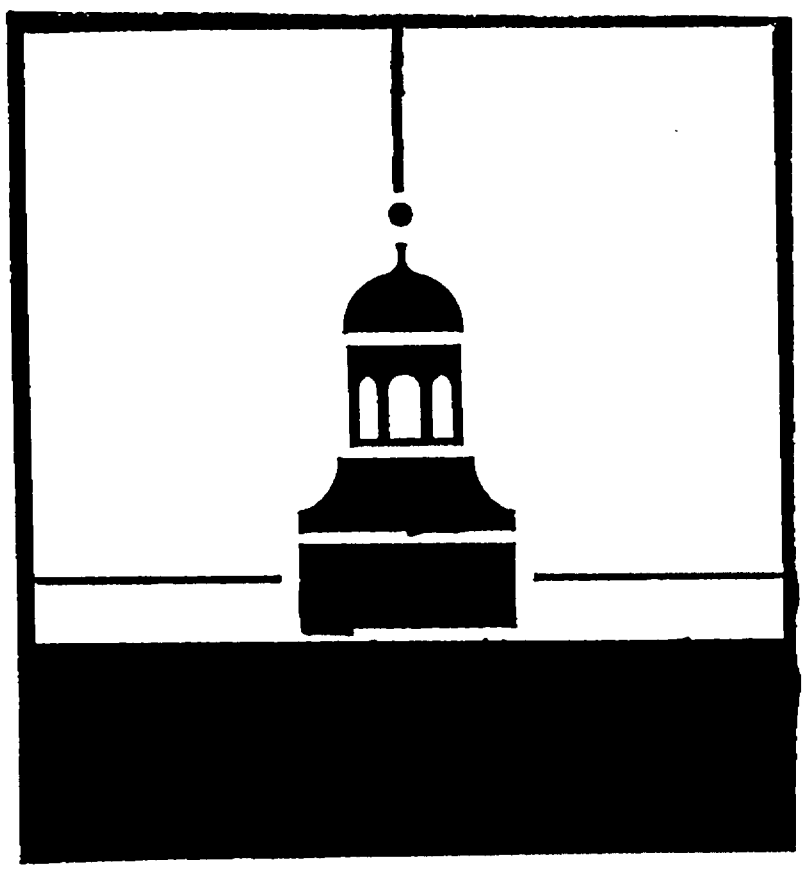
Nimrod Morriss
Caleb Jarvis
Lydia Master
Jesse Minner
W Hanner Mcnatt
Daniel Mc natt
Clement Anderson
Sarah Anderson
Isaac Graham
Emery Graham
Isaac Griffith
John Booth
Joseph Markstatt
Stephen Mutlot
Curtis Callaway

Richard Sharris Senior
William Masten Sec
Wait Mark Booth
Zebulon Hopkins
Richard Fisher
Henry Wroten
Hooper Hopkins
Elias Hopkins
James Sorden Jr
Thomas Dixon
George Graham Sr
Henson Graham
John Graham
Major Mcnatt Sec
Thomas Smith

William Carden
David Reed
Thomas Reed Jun.
Moses Neff

Rich.d Coop.r 1882
Charles Kemmey

Petition
House of Representatives
24 August 1813.
Read & referred to
Messrs. Hunt
Hoatz &
Burton



END

FILE

1813 Aug. Legislative Resolutions

Resolution for
adjournment
H. of Representatives
25 August read &
concurred in
J. Barratt
Clk

1813

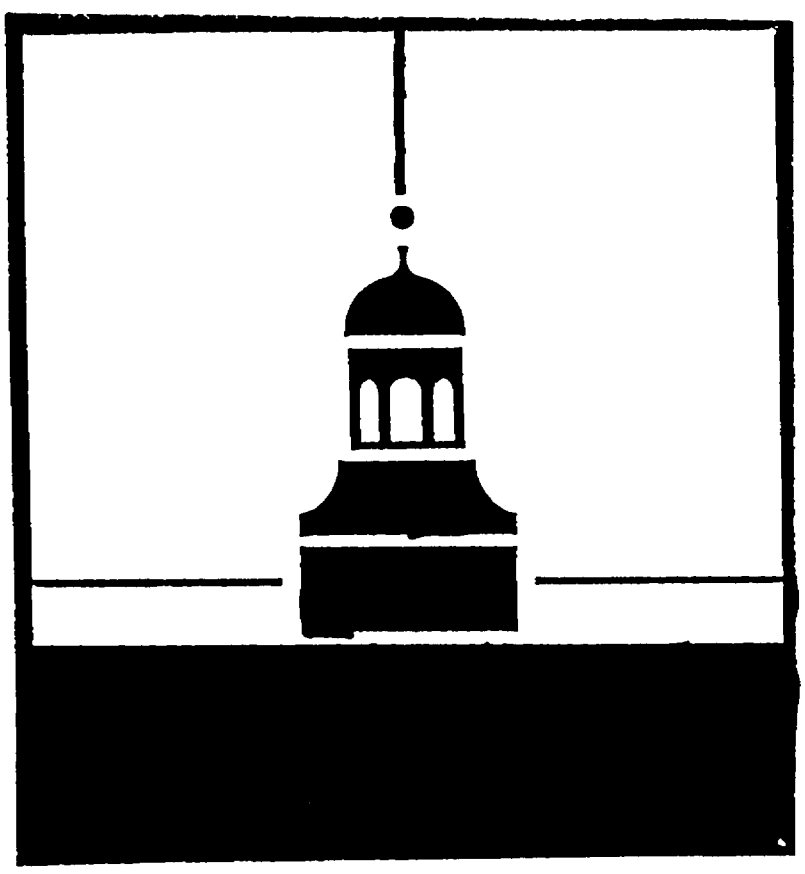
In the Senate, August 25, 1813

Resolved by the Senate and House of Representatives
That the Speakers be and they are hereby authorised
and requested to adjourn their Houses respectively,
this day at twelve o'Clock, without day

Extract from the Journal

O. Allen Clk

Sent for Concurrence.



END

FILE

1814 Jan.-Feb. Legislative Accounts

David Emsons
Acct

December 8th 1813

Richard Harrington Dr for work Done at state House

To 30 feet white oak scantling at $2 per Hd . . .	$0 . 60
To putting silb in Dore and bar fasning	1 . . 50
To taking of latch and putting on	0 . . 25
To 1 spring put in latch	0 . . 12½
To 1 stock lock and schrews	1 . . 10
To putting on Dtr - on Necessary for Senate . . .	0 . . 25
	$3 . . 82½

Received payment in full

David Empson

To examining the Witnesses and Reducing		
their testimony to writting —— ——	1	46
To the Certificate Returned to the Clerk of Court	1	00
To the Clerk's fees for filing the same ——		7
To the Sheriff's fees for summoning the Jury		
& attending the Escheator & Jury to make the Return	1	68
To the Juror's fees on the above case ——	6	16
and Witnesses fees —— ——		
To Entering & filing Information Respecting		
~~the Petition of Ed~~	2	67
the Property of Jas Lemerick		
To Issuing Precept to Sheriff ——	2	00
To Subpena for Witnesses on the above case		75
1813 To one day to Wilmington to Receive the Escheat Rent —— ——	2	00
To one day to Collect Rent from the Property of Duncan Heard dec. which was Escheated the 13th of Jany 1806 —	2	00
To the Amount of Taxes for the year 1812 & 1813 as per Recpts	15	89
amount of Page 1 ——	53	66
amount of P. 2 ——	52	88
	57	30
deduction on ~~$2.75~~	163	34
	2	75
To the time & expences of the Escheator in going to & returning home in order to get his accounts & vouchers laid before the Legislature & submitting the same to the above honorable body	160	59
all? five Cent Com? ——	11	46
	$172	05

Cr the State of Delaware

		D.	cs
March 1812	Receivd of Isaac Coleman to wards his Rent of the Property Escheated the 22d of Septr 1807	8	57
Septr 25th 1812	by Cash of — do —	6	00
	by Cash of Constable for Mr Denison as p Voucher	7	73
	by Cash of Samuel Hare. five Dollars for one years Rent of Christopher Willits land escheated the 22d of Septr 1807	5	00
Cr	by Cash of Hugh Gamble for 2 years Rent of No 10 ending the 25th of March 1815	10	
Cr	by Cash of Rebecca Criswell sixty Six Dollars for 2 years Rent of Stephen Tulls Estate escheated the 18th of Novr 1806	96	00
1813 Cr	by Cash of Isaac Coleman	16	100
		9	130
January 10th 1814	Cr by Cash of Richard Dale for Rents of the Property of Ducan Bond	80	
		22	130

Escheat Papers No 6.

H. F. Bush.
Clan. 20. 1814. Read &
referred to the com:
mittee of Claims.
E. C. D.

State of Del. — to Jas. Snow Escheator of N.C.C.

	Dr. $	cts
Novr. 1811 — To expences to and at New Castle to make Inquiry generally &c. as to Escheats —	2	00
Decr. 1811 — To one day's expences to & at Wilminton to rent the house & premises occupied by Joseph Denison. At request of two applicants —	2	00
March. 1812 To expences of self & horse two day's to, & returning from Wilmington, on business relative to renting the Escheat Property &c.	4	00
March. 1812 To one day visiting Coleman for rent	2	00
To		
To one day to Wilmington to receive the rent —	2	00
To receiving & filing Information respecting the land on which Archabald Morten now resides called William Dawson's — —	2	67
To Issuing Precept to the Sheriff —	2	00
To filing Return — — — — — —		50
To Subpena for Witnesses — — —		75
To calling & attesting the Jury of Inquiry & holding, drawing & filing the Inquisition, and attending the Jury one day — —	5	00
To Attesting four Witnesses —		80
To examining the above Witnesses and reducing their testimony to writing —	1	25
To Cash paid the Juror's as per Receipt	15	00
To fees for four Witnesses in the above case	4	00
To the Sheriff's fee's for summoning the Jury & attend on the Jury & Escheater to make his Return	8	21
	52	13

	$	Cts
Certificate Returned to the Clerk of the Supreme court	1	
To his fees for filing the same		7
To Receiving & filing Information Respecting the property of Robt McIlheren Decd	2.	67
To Issuing Precept to the Sheriff	2.	00
To filing Return Error 50 Cts	2.	00
To Subpena for Witnesses		75
To calling & Attesting the Jury of Inquiry	2.	00
To attending the Jury one day at Newcastle	3.	00
To attesting five Witnesses on the above case	1.	00
To examining the above Witnesses & Reducing their testimony to writing	1.	
To Certificate Returned to Clerk of Supreme court	1.	00
To his fees for filing the same		7
To the Sheriff's fees for summoning the Jury & attending the escheator & Jury to make his return	8	21
To the Juroy fees on the above case and Witnesses fees	18.	99
To Receiving & filing Information Respecting the Real Estate of Thos Limerick Decd	2.	67
To Precept to the Sheriff	2.	00
To filing Return Error 50 Cts	2.	00
To Subpena for Witnesses		75
To calling & attesting the Jury of Inquiry	2.	00
To attending the Jury & my expences 1st day	3.	00
To attesting four Witnesses on the above Case		80
	57.	51

P. Allen's acct.

1814.

The State of Delaware

In account with Presley Allee, Clerk

Jan 1 1814 of the Senate, Dr.

	To transcribing the Journals of the Senate of the November Sessions 1812 the January Session ——— 1813 the April Session ——— 1813 the May Session ——— 1813 and attending to the printing of the same ———	~~97.00~~ 60 — Deduct 37 00
August 9, 1813	To Robert Porter's bill of books &c for the Senate ———	20. 00
	Transcribing and engrossing the bill for the relief of Elizabeth Snow ———	1. 12½
	Engrossing the bill to authorize Rebecca Mason to convey land &c ———	~~1. 48~~
	Engrossing the bill to authorize J. M. Foreman to bring slaves into this State ———	.98
	Engrossing the bill to authorize Philip Hardcastle to convey land ———	~~1. 15~~
	Engrossing the bill respecting certain manufactories —	30
	Carried over —	$ 122. 03½

Amount brought over ———	122.03½
Engrossing an act for the relief of John Buchanan.	1.10
Engrossing an act to vacate the Kennet road ———	.30
Engrossing the act concerning Cape Henlopen ——	1.28
Engrossing the bill for increasing the fees of the Coroners ———	1.00
10 quires print paper @ .37½ ———	3.75
Allee & Manlove's bill of Stationary ———	11.38
40 2/44 days attendance at 3.00 pr. diem ——	138.00
Transcribing 8 resolutions ———	6.00
Engrossing the bill authorizing the Orphans Court to appoint a guardian for Sarah Blackstone ———	2 84.84½
2 quires letter paper @ .33⅓ ———	.67
William K. Lockwood for transcribing the journal of the Senate, May Session 1812	10.—
	296.61½
Deduct ———	46 71
	$ 249.90

A. L. Hayes's acpt.

1814.

The State of Delaware,

To Alex. L. Hayes Dr.

1814 Feb. 11.	For 10 days' services as clerk to the committee of the Senate appointed to investigate the official conduct of John Wiles Esqr. @ Dlls 3.00 per diem	Dlls. 30.00

Francis Lowbus
auct.

State of Delaware
To Francis Lawber Esq.

January 28th 1814 For Taking a letter from the
Senate to the Sheriff of N. C. $ 16⅔
My expenses there and back ~~3.34~~
$ 20,34
allowed for - - $ 15.00

W. & Boyer
2. 45

Capt. Richard Harrington / for the Hon.ble the Senate, of the State of Del, to White & Boyer Dr.

1814 January 5	To 1 pitcher 2/3. 3 tumblers 5/7½	£0.7.10½
28.	To 1 Do 3/9. 1 2/9 lb, 3 Quires paper 6/9	10.6
	$2.45	£0.18.4½

Peter Robinson
The Secretary of State's
account with the State
of Delaware.

In Senate
17 January 1815 read.

Dr Peter Robinson Secretary in account with the State of

1814 Janᵛ	28	Cash of Saml Jacob for Commission of Justice of the Peace	$ 10 00
		Cash of John Stockley for Impression of Great Seal	1
Feby		Cash of Edward Roach for Commission of Justice of the Peace	10
	22	Cash of John Stockley for Impression of Great Seal	1
March	3	Cash of [illegible] for Imp. of Great Seal	1
	21	Cash of Abm Vandyke for Commission of Recorder	10
April	4	Cash rec^d for Imp. of Great Seal	1
	12	Cash rec^d for Imp. of Great Seal	3
May	12	Cash rec^d for Pedlars License	6
"	"	Cash rec^d for do. do	6
	31	Cash rec^d for Impression of G. S.	1
June	17	Cash rec^d for Commission of Amos Saunders J. C.	10
July	22	Cash rec^d for Tinmans License	6
Aug^t	13	Cash rec^d of Wm Bell late recorder for Imp. G. S.	38.
	30	Cash rec^d for Commission of M Cox Justice P.	10
Oct.	24	Cash rec^d for Commission of Clk S. C. to John Wiley	10
	28	Cash rec^d of Jos. Richards for Imp. G. S.	1
Nov.	14	Cash rec^d of Elijah Laws for Imp. G. S.	1
	22	Cash rec^d for Commission of Edwd Dingle J. P.	10
Janᵛ 1815	5	Cash rec^d for Commission of Geo. Rupel J. P.	10
		Cash rec^d of J. Jenkins for Imp. G. S.	1
			$ 147.00

18 Dollars in the above, received for Pedlars Licence should have been charged in My account with the School Fund, and will be corrected in the next account. ~~payments to the Trustee~~.

1815. Janᵛ 11th Cash rec^d of John Robinson for his Commission and writ of assistance 20:00

Cr

Delaware.

1814

July 12 By Cash paid State Treasurer —— $60.00

1815

Jany 10. By Cash paid State Treasurer —— $87 00

$147.00

10. Jany 1815

Peter Robinson

Willard Hall's Acct.

Ad.

H. of Rep.

Jan. 12. 1814 Read & referred to the Committee of Claims

8

The State of Delaware To Willard Hall _____ Dr.

For copying the Act incorporating the Wilmington & Great Valley Turnpike Company, according to a Resolution of the Senate and House of Representatives - $ 6.00

For expenses in transmitting to the Prothonotaries of Sussex & Newcastle - the Laws - of May Session 1812 = 1.50 of Jany session 1813 $6.50. of April session 1813 - 1 - & of May session 1813 $1 ——— } _____ 10.00

For paid David P. Francis for binding 18 of the 4th volume of the Laws of Delaware - 75cts each } - 13.50

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Richard Hennington
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Acct. 1814

The State of Delaware

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To Summoning Robert Patterson as a witness — 1.00
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Do — Simon Kolick 1.00 — do — 10 — do — 40 — 1.40
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Do — George Cummins Esq. 1.00 — do — 10 — do — 40 — 1.40
Do — Samuel Marshil — 1.00 — do — 45 — do 1.80 — 2.80
Do — Charlicus Greenfield — 1.00 — do — 14 — do — 56 — 1.56
Do — Thomas Attix — 1.00 — do — 16 — do — 64 — 1.64
Do — Jonathan Lofland — 1.00 — do — 3 — do — 12 — 1.12
Do — Archeus Caldwell — 1.00 — do — 8 — do — 32 — 1.32
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Do — Jesse Benbei — 1.00 — do — 5 — do — 20 — 1.20
Do — James Kinney Esq. — 1.00 — do — 5 — do — 20 — 1.20
Do — Thomas Mabery — 1.00 — do — 16 — do — 64 — 1.64
Do — James Quillin — 1.00 — do — 12 — do — 118 — 1.48
Do — Austin Tumbleson 1.00 — do — 15 — do — 60 — 1.60
Do — Lambert Nickerson 1.00 — do — 14 — do — 56 — 1.56
Do — William Knotts . . . . . 1.00 — do — 10 — do — 40 — 1.40
Do — Edward Holaday — 1.00 — do — 14 — do — 56 — 1.56
Do — Lewis Burrows — 1.00 — do — 14 — do — 56 — 1.56
Do — John Jacobus — 1.00 — do — 10 — do — 40 — 1.40
Do — Isaac Hazel . . . . 1.00 — do . . . 8 — do — 32 . . . 1.32
Do — Joseph Letchem — 1.00 — do — 33 — do 1.32 — 2.32
Do — John Gannon attached 1.00 — do — 10 — do — 40 — 1.40
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To David Empson Bill for work ——— 3.82½

To White & Boyer acct for goods for Senate ——— 2.45

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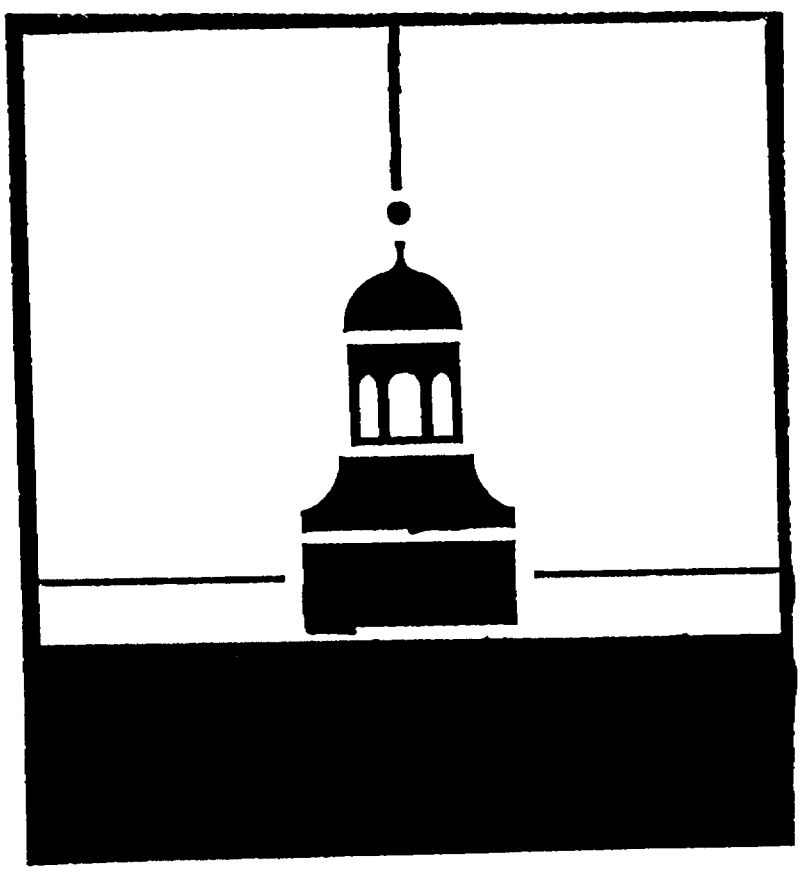
#263:01

To my going to Trenton for Some Marble — 7.00

To my Trouble and expence procuring firewood — 5.00

To Vincent Vandivers bill for Sundrys as my debity 15.00

#290:01



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