JOURNAL

OF THE

FIFTY-SECOND SENATE

OF THE

STATE OF NEW JERSEY

BEING THE

One Hundred and Twentieth Session of the Legislature.

57855

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1896.

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OF THE

Fifty-Second Senate

OF THE

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Camden,	MAURICE A. ROGERS.
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Cumberland,	EDWARD C. STOKES.
Essex,	GEORGE W. KETCHAM.
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Hudson,	WILLIAM D. DALY.
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Mercer,	WILLIAM H. SKIRM.
Middlesex,	CHARLES B. HERBERT.
Monmouth,	JAMES A. BRADLEY.
Morris,	JOHN B. VREELAND.
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Salem,	JOHN C. WARD.
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Messrs. Ketcham, Williams, Ross.

Boroughs and Borough Commissions.

Messrs. Bradley, Parry, Johnson.

Claims and Pensions.

Messrs. Engle, Packer, Ross.

Corporations.

Messrs. Stokes, Packer, Staates.

Education.

Messrs. Hoffman, Vreeland, Stokes.

Elections.

Messrs. Williams, Voorhees, Hoffman.

Engrossed Bills.

Messrs. Ward, Stokes, Staates.

Finance.

Messrs. Parry, Stokes, Vreeland.

Game and Fisheries.

Messrs. Ward, Gould, Staates.

Judiciary.

Messrs. Voorhees, Johnson, Daly.

Labor and Industries.

Messrs. Rogers, Ward, Kuhl.

Militia.

Messrs. Skirm, Williams, Kuhl.

Miscellaneous Business.

Messrs. Ross, Vreeland, Engle.

Municipal Corporations.

Messrs. Skirm, Ketcham, Daly.

Railroads and Canals.

Messrs. Herbert, Ward, Engle.

Revision of the Laws.

Messrs. Williams, Herbert, Kuhl.

Riparian Rights.

Messrs. Bradley, Ross, Johnson.

Unfinished Business.

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Commerce and Navigation.

Messrs. Ross, Vreeland, Staates.

Federal Relations.

Messrs. Bradley, Ward, Daly.

Industrial School for Girls.

Messrs. Stokes, Bradley, Kuhl.

Passed Bills.

Messrs. Gould, Voorhees, Daly.

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Public Printing.

Messrs. Williams, Johnson, Rogers.

Reform School for Boys.

Messrs. Hoffman, Packer, Johnson.

School for Deaf-Mutes.

Messrs. Skirm, Parry, Rogers.

Sinking Fund.

Messrs. Ketcham, Voorhees, Daly.

Soldiers' Home.

Messrs. Stokes, Herbert, Staates.

State Hospitals.

Messrs. Voorhees, Rogers, Vreeland.

State Library.

Messrs. Johnson, Bradley, Stokes.

State Prison.

Messrs. Herbert, Gould, Kuhl.

Treasurer's Accounts.

Messrs. Hoffman, Williams, Ross.

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OF THE

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FREDERICK L. VOORHEES.

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DAVID LAWSHE.

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JOSEPH B. RIGHTER.

Ocean.

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Somerset.

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Sussex.

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Warren.

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CLERK,
JAMES PARKER.

ASSISTANT CLERK,
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JOURNAL CLERK,
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ASSISTANT SERGEANT-AT-ARMS,

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ASSISTANT SERGEANT-AT-ARMS,

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BILL CLERK,

G. FRANK SUTHERLAND.

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Banks and Insurance.

Messrs. Smith, Lloyd, Thorn, Gledhill, Hoos.

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Boroughs and Borough Commissions.

Messrs. Voorhees, Wildes, Powers, Lloyd, Bauer.

Claims and Revolutionary Pensions.

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Corporations.

Messrs. Christie, Tice, Francis, Roll, Lawshe.

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Messrs. Macpherson, Lower, Ludlam, Voorhees, Fleming.

Engrossed Bills.

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Messrs. Hicks, Stanger, Skinner, Simpson, Smart.

Militia.

Messrs. Hopkins, Harvey, Gledhill, Lloyd, Queen.

Miscellaneous Business.

Messrs. Codington, Jones, Jackson, Righter, Bullock.

Municipal Corporations.

Messrs. King, Slover, Christie, Macpherson, Cagney.

Railroads and Canals.

Messrs. Lower, Tice, Hopkins, Harvey, Alpaugh.

Revision of the Laws.

Messrs. Robertson, Hicks, Borton, Reed, Walling.

Riparian Rights.

Messrs. Ludlam, Stanger, Scovel, Righter, Allen.

Stationery.

Messrs. Duncan, Ludlam, Hicks, Benedict, Bowers.

Towns and Townships.

Messrs. Harrison, Coursen, Slover, Borton, Parslow.

Unfinished Business.

Messrs. Schober, Clauss, Thorn, Ullmann, Flummerfelt.

Ways and Means.

Messrs. Hogan, Clauss, Jones, Ullmann, Fleming.

Joint Committees.

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Messrs. Gledhill, Minch, Skinner, Hogan, Parslow.

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Messrs. Scovel, Smith, Austin, Benedict, Hewitt.

Industrial School for Girls.

Messrs. Lloyd, Duncan, Ludlam, Reed, Smart.

Passed Bills.

Messrs. Jones, Snyder, Christie, Codington, Bauer.

Public Grounds and Buildings.

Messrs. Benedict, Wildes, Coursen, Roll, Mullin.

Printing.

Messrs. Simpson, Minch, Duncan, Slover, Bullock.

Reform School for Boys.

Messrs. Tice, Voorhees, Schober, Skinner, Bowers.

School for Deaf-Mutes.

Messrs. Thorn, Skinner, Stanger, Roll, Lawshe.

Sinking Fund.

Messrs. Harvey, Austin, Robertson, Harrison, Bullock.

Soldiers' Home.

Messrs. Snyder, Lower, Hopkins, Harrison, Cagney.

State Hospitals.

Messrs. Minch, Wildes, Macpherson, Hogan, Alpaugh.

State Library.

Messrs. Borton, Smith, King, Francis, Allen.

State Prison.

Messrs. Powers, Hutchinson, Benedict, Minch, Walling.

Treasurer's Accounts.

Messrs. Slover, Duncan, Gledhill, Simpson, Hoos.

Committee on Clergy.

Messrs. Hutchinson, Hicks, Parslow.

JOURNAL OF THE SENATE.

STATE OF NEW JERSEY,
SENATE CHAMBER,
TRENTON, TUESDAY, January 14th, 1896, 3 o'clock P. M.

As this was the time and place appointed by the Constitution for the assembling of the Legislature, the Senate was called to order by Hon. Foster M. Voorhees, Senator from the county of Union, who read the following official statement:

STATE OF NEW JERSEY,
DEPARTMENT OF STATE.

I, Henry C. Kelsey, Secretary of State of the State of New Jersey, do hereby certify that it appears by the records and files of this department that the following members of the Senate have been duly qualified:

William C. Parry, for Burlington county.
Maurice A. Rogers, for Camden county.
Edmund L. Ross, for Cape May county.
George W. Ketcham, for Essex county.
Daniel J. Packer, for Gloucester county.
Richard S. Kuhl, for Hunterdon county.
Charles B. Herbert, for Middlesex county.
James A. Bradley, for Monmouth county.
Robert Williams, for Passaic county.
John C. Ward, for Salem county.
Lewis A. Thompson, for Somerset county.
Jacob Gould, for Sussex county.
Foster M. Voorhees, for Union county.
Christopher F. Staates, for Warren county.

And it further appears that at the general election, held on the fifth day of November, A. D. 1895, members of the Senate were duly elected as follows:

Samuel D. Hoffman, in and for Atlantic county.
William M. Johnson, in and for Bergen county.
Edward C. Stokes, in and for Cumberland county.

William D. Daly, in and for Hudson county.
William H. Skirm, in and for Mercer county.
John B. Vreeland, in and for Morris county.
Robert B. Engle, in and for Ocean county.

In testimony whereof I have hereunto set my hand and
[L. S.] affixed my official seal, at Trenton, this fourteenth day of January, A. D. 1896.

HENRY C. KELSEY,
Secretary of State.

Mr. Voorhees then called the roll of Senators as named in said statement, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson, Voorhees, Vreeland, Ward, Williams—20.

Mr. Daly moved that the Hon. Richard S. Kuhl, Senator from Hunterdon county, be appointed President *pro tempore*,

Which motion was adopted, and Mr. Voorhees appointed Senator Ketcham and Senator Staates to conduct the President *pro tempore* to the chair.

Mr. Voorhees moved that H. B. Rollinson be appointed Temporary Secretary, which was adopted.

Mr. Voorhees presented the credentials of Hon. Samuel D. Hoffman, Senator-elect from the county of Atlantic; of Hon. William M. Johnson, Senator elect from the county of Bergen; of Hon. Edward C. Stokes, Senator-elect from the county of Cumberland; of Hon. William D. Daly, Senator-elect from the county of Hudson; of Hon. William H. Skirm, Senator-elect from the county of Mercer; of Hon. John B. Vreeland, Senator-elect from the county of Morris; and of Hon. Robert B. Engle, Senator-elect from the county of Ocean, and the oath prescribed by law having been duly administered to the several gentlemen by the President *pro tempore*, they each took their seat in the Senate.

The Senate then proceeded to the election of a President of the Senate.

Mr. Voorhees nominated the Hon. Lewis A. Thompson, of the county of Somerset.

Mr. Daly nominated the Hon. Christopher F. Staates, of the county of Warren.

Under the direction of the President *pro tempore*, the temporary Secretary called the Senate with the following result:

Senators voting for Mr. Thompson were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Staates were—

Messrs. Daly, Kuhl, Thompson—3.

Mr. Thompson, having received a majority of all the votes cast, was declared by the President *pro tempore* duly elected President of the Senate for the ensuing year, and was conducted to the chair by Senators Voorhees and Staates, after which he took the oath of office as President of the Senate. Upon taking the chair the President addressed the Senate as follows:

SENATORS—The distinction you have so generously conferred upon me as I enter upon my ninth and last year of service, is gratefully appreciated, especially when I know that others much better qualified have sacrificed their ambitions because of my seniority. Being distrustful of my ability acceptably to occupy this position, I shall need your good-will and generous support; and it is with the hope of your hearty co-operation and forbearance I timidly assume its duties. I shall, however, endeavor to preside over your deliberations in such manner as to facilitate business and render our intercourse pleasant.

During this session the subject of retrenchment and reform will necessarily command attention at your hands, for I assume that the scrutinizing eye of the people will carefully watch your efforts in this direction, and pass judgment thereon. The popular demand is for clean and honest government. The intelligent citizen desires public welfare more than the success of any political party. Economy in public expenditures is everywhere demanded. A degenerate sense of official accountability has led to growing extravagance and corruption. The resources of our State have no doubt contributed very largely to these extravagances, and a sentiment has been abroad that the expenditure of public money should in some manner be to these officials a means of immediate and personal advantage. At this time, when many of our people are engaged in a hard struggle for the necessaries of life, and when enforced economy is pressing upon the great mass of our people, I respectfully suggest that our legislation be upon lines of the strictest economy, in order that we may exhibit an appreciation and sympathy with the straitened circumstances of many of our citizens. In this connection the abolishing of the fee system and the substitution of salaries will probably engage your attention. The consolidation of some of the various State boards has also been sug-

gested. These and other important matters will receive your consideration. Let it be determined at the close of this session that our efforts have been to pass only such bills as should bring the "greatest good to the greatest number," thus deserving the commendation "well done, good and faithful servants."

Prayer was then offered by Rev. C. S. Miller, of Trenton, N. J.

The Senate then proceeded to the election of a Secretary.

Mr. Voorhees nominated H. B. Rollinson, of the county of Union.

Mr. Daly nominated George W. Dunham, of the county of Hudson.

Under the direction of the President, the temporary Secretary called the Senate with the following result:

Senators voting for Mr. Rollinson were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson, Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Dunham were—

Messrs. Daly, Kuhl, Staates—3.

Mr. Rollinson, having received a majority of the votes cast, was declared duly elected Secretary of the Senate, and took the oath of office prescribed by law.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That a committee of three be appointed to wait upon His Excellency the Governor, and inform him that the Senate has organized and elected Hon. Lewis A. Thompson, of the county of Somerset, President, and H. B. Rollinson, of the county of Union, Secretary, and is now ready to proceed to business; and also to receive any communication he may make.

The President appointed Messrs. Ketcham, Johnson and Staates as such committee.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be directed to inform the House of Assembly that the Senate has organized, and elected Hon. Lewis A. Thompson, of the county of Somerset, President, and H. B. Rollinson, of the county of Union, Secretary, and has proceeded to business.

Mr. Skirm offered the following concurrent resolution:

Resolved (the House concurring), That a committee of eight, three Senators and five Assemblymen, be designated by the President of the

Senate and Speaker of the House, respectively, to make the necessary arrangements for the inauguration of the Hon. John W. Griggs as Governor of the State of New Jersey.

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

In the negative—None.

The President appointed Messrs. Skirm, Rogers and Daly as such committee on the part of the Senate.

The committee appointed to wait upon the Governor returned and reported that they had attended to that duty and that His Excellency would communicate with the Senate by message.

The Senate then proceeded to the election of an Assistant Secretary.

Mr. Voorhees nominated Edward M. Fielder, of the county of Monmouth.

Mr. Daly nominated William K. Devereux, of the county of Monmouth.

Under the direction of the President the Secretary called the Senate, with the following result:

Senators voting for Mr. Fielder were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Devereux were—

Messrs. Daly, Drake, Staates—3.

Mr. Fielder, having received a majority of the votes cast, was duly elected Assistant Secretary of the Senate for the ensuing year, and took the oath prescribed by law.

The Senate then proceeded to the election of a Journal Clerk.

Mr. Voorhees nominated William H. Long, of the county of Somerset.

Mr. Daly nominated Robert Fitzherbert, of the county of Essex.

Under the direction of the President, the Secretary called the Senate, with the following result:

Senators voting for Mr. Long were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Fitzherbert were—

Messrs. Daly, Kuhl, Staates—3.

Mr. Long, having received a majority of the votes cast, was declared elected Journal Clerk of the Senate for the ensuing year.

The Senate then proceeded to the election of a Sergeant-at-Arms.

Mr. Voorhees nominated James L. Smith, of the county of Cumberland.

Mr. Daly nominated John Hagerty, of the county of Hudson.

Under the direction of the President, the Secretary called the Senate, with the following result:

Senators voting for Mr. Smith were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, am, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Hagerty were—

Messrs. Daly, Kuhl, Staates—3.

Mr. Smith, having received a majority of the votes cast, was declared duly elected Sergeant-at-Arms for the ensuing year, and took the oath of office prescribed by law.

The Senate then proceeded to the election of an Engrossing Clerk.

Mr. Voorhees nominated Edgar Williams, of the county of Passaic.

Mr. Daly nominated Charles A. Ransom, of the county of Hudson.

Under the direction of the President, the Secretary called the Senate, with the following result:

Senators voting for Mr. Williams were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Senators voting for Mr. Ransom were—

Messrs. Daly, Kuhl, Staates—3.

Mr. Williams having received a majority of the votes cast was declared duly elected Engrossing Clerk for the ensuing year, and took the oath of office as prescribed by law.

Mr. Voorhees offered the following nominations and moved their election to the respective positions, which was unanimously agreed to.

Assistant Journal Clerk—Andrew S. Church, of Middlesex.

Assistant Sergeant-at-Arms—Reuben Carter, of Mercer.

Bill Clerk—James E. Stanton, of Sussex.

Doorkeepers—William W. Binning, Bergen; Benjamin H. Davis, Gloucester; Robert Herman, Mercer; James Steele, Passaic; Edward R. Davis, Salem.

Keepers of Cloak Rooms—William Rodman, Mercer; Frank Thompson, Passaic.

The gentlemen named therein were declared duly elected to their respective positions, and took the oaths of office as prescribed by law.

The following message was received from the Governor by the hands of John S. McMaster, his Private Secretary, which was read and two hundred copies ordered printed:

GOVERNOR'S MESSAGE.

Gentlemen of the Senate and General Assembly:

In compliance with the Constitutional requirement I herewith submit to your Honorable Bodies my third annual message.

FINANCES.

The statement of the financial condition of the State presents a most gratifying exhibit. By the report of the Comptroller, it appears that the receipts of the State, from all sources, for the fiscal year ending October 31st, 1895, were as follows:

From State tax on railroad corporations,	$1,103,956 98
From tax on miscellaneous corporations,	698,342 36
From collateral inheritance tax,	121,339 35
From official fees,	102,751 09
From State Prison receipts,	52,702 64
From loans to Sinking Fund,	40,000 00
From Judical fees,	31,548 45
From dividends,	18,870 00
From commissions,	1,955 42
From dairy protection,	1,450 00
From State House expenses,	1,219 71
From discharged convicts,	588 50
From Geological Survey,	400 00
From State Board of Health,	297 57
From fish and game,	258 96
From court expenses,	223 30
From assessments on private acts,	100 00
From Revised Statutes,	27 50
	$2,175,931 83
Add balance in bank November 1st, 1894,	986,855 91
Grand total,	$3,162,787 74
The disbursements for the fiscal year ending October 31st, 1895, were	2,269,039 86
Leaving a balance on hand, October 31st, 1895,	$893,747 88

The balance thus shown is $93,108.03 less than that appearing at the end of the fiscal year, October 31st, 1894.

That is due, however, to sundry extraordinary payments during the year, notably the sum of $139,590.23 for the Paterson Armory

and $75,295.26 on account of the Jersey City Armory. Deducting the extraordinary expenses referred to, the balance of 1895 would largely exceed that of 1894. The items making up the sum total of the disbursements are too numerous to be herein inserted. They are fully detailed in the reports of the Comptroller and State Treasurer, whereto I respectfully refer your Honorable Bodies for more specific information, if desired.

There is no occasion (as there has not been for several years) of the imposition of a tax for any State purpose.

There is no floating debt and the State is, to all intents, out of debt.

There is in the Sinking Fund $413,711.40 of available assets. The State also owns 1,887 shares of stock of the joint companies, worth at this date not less than $450,000, making, with the Sinking Fund, a total of $863,711.40.

There are still outstanding, war bonds of the State amounting to $660,400. These bonds fall due as follows:

1896, January 1st,	$67,000 00
1897, " "	199,400 00
1898, " "	200,000 00
1899, " "	123,000 00
1902, " "	71,000 00
	$660,400 00
There are also outstanding unpresented coupons for interest due on bonds,	1,005 00
	$661,405 00

Thus showing an excess of $202,306.40 of assets over all liabilities.

The Comptroller has prepared an estimate of receipts and disbursements for the current fiscal year, ending October 31st, 1896. He estimates the total receipts for the current year, including the balance of $893,747.68 above shown, at $2,965,117.88. This estimate is undoubtedly a conservative one. The estimate of disbursements is based upon Chapter 434, of the Laws of 1895, known as the "Appropriation Bill," and amounts to $1,993,539.38, leaving a balance on hand October 31st, 1896, of $971,588.56.

The estimate of disbursements for the current fiscal year also includes several items of extraordinary expenditures, such as $100,000 for the addition to the State Prison, $50,000 for an additional building at the Morris Plains Hospital, and $50,000 for the projected State Reformatory.

With this financial statement before your Honorable Bodies you may be able to determine to what extent existing appropriations may be increased or new ones provided.

New Jersey, with no tax for State purposes and practically out of debt, is unique among her sister States. No such showing can be

made by any other State, nor, I apprehend, by any civilized nation anywhere.

EDUCATIONAL.

From the reports of the President of the State Board of Education and the State Superintendent of Public Schools it appears that the common or public school system is in a very satisfactory condition. The report of the latter official is a very complete and able treatment of all educational matters. It is replete with information, suggestions, recommendatons and statistics. The change effected in the school system by the legislation of 1894, the wisdom of which has been assailed, meets the unqualified approval of the State Superintendent, who discusses the question thoroughly in his report. For information in anywise connected with the educational interests of the State I respectfully refer your Honorable Bodies to the two reports mentioned and the accompanying documents.

THE NORMAL AND MODEL SCHOOLS.

The Normal and Model Schools were established under an act of the Legislature passed in 1855 (Laws 1855, page 25).

The object of the Normal School was declared to be "The training and education of teachers in the art of instructing and governing the common schools of this State * * * * and the training and education of such teachers * * * * in such branches of knowledge, and the best methods of teaching and governing, as will qualify them for teachers of our common schools."

The Model School is, in a degree, an adjunct to the Normal School, and is intended to be, as its name implies, a *Model* School, wherein "the pupils of the Normal School shall have opportunity to practice the modes of instruction and discipline inculcated in the Normal School."

An annual appropriation is made for the support of the Normal School. The Model School is self-sustaining. Both of the institutions have enjoyed a prosperous year. The number of students graduated from the Normal School during the year was 134, all of whom are now engaged in teaching in the public schools of the State.

The enrollment of the Normal School for the past year was 537. Since its establishment it has graduated 1,776 teachers. Its annual enrollment has increased from 43 to 537; over 282 of this increase being during the last six years. The supply is not yet equal to the demand for trained teachers.

The earnings of the Model School during the past year were $23,349.59. Its annual enrollment has increased from 125 to 605 in 1895, the growth being 160 within the past six years.

The grounds and buildings are in first-class condition, except that complaint is made of defective ventilation, a matter which should receive prompt attention.

The report of the Treasurer, appended to the report ot Prof. J. M. Green, of the Normal and Model Schools, presents a very satisfactory exhibit.

FARNUM PREPARATORY SCHOOL.

This school is located at Beverly, in the County of Burlington. It was erected in the year 1855 by Paul Farnum, and formally opened October 6th, 1856.

Its objects are two:

First. To furnish to the citizens of Beverly and vicinity a well-organized and well-conducted school, and the best advantages for the education of their children.

Second. To act in conjunction with the Normal School in the task of preparing teachers for the public schools of the State.

By Chapter 170 of the Laws of 1857 it is recited and enacted that "Whereas, Paul Farnum did, on the eleventh day of February, 1857, by an instrument in writing under his hand and seal, agree to devise by his last will and testament the three-story brick building lately erected by him in the borough of Beverly, with the lot of land on which it stands, together with the sum of $20,000, to trustees in trust for the State of New Jersey, for the use of the Farnum Preparatory School, auxiliary to the State Normal School; and did further agree to give during his life, for the support of said school, the interest of the said sum of $20,000, to be paid annually, upon condition that the State of New Jersey appropriate the sum of $1,200 a year, to be expended under the direction of the Trustees of the State Normal School, for the support of the said Preparatory School; therefore it shall be the duty of the State Treasurer, on the first Monday of October next, and on the first Monday of October in every year thereafter, to pay the sum of $1,200 for the support of the Farnum Preparatory School, to be expended under the direction of the Trustees of the State Normal School."

The school is under the principal charge of Professor J. M. Green, of the Normal School, with Mr. James B. Dilks as resident Principal. The report states that "the educational progress of the school during the year has been marked."

Twenty-three of the pupils are preparing for the Normal School. A class of eighteen was graduated in June last, eight of whom have entered the Normal School.

The receipts of the school for the year ending August 31st, 1895, were:

Balance on hand,	$1,506 05
State appropriation,	1,200 00
Interest on endowment fund,	964 00
From tuition,	3,034 20
Total,	$6,704 25
Total disbursements,	5,416 05
Balance on hand,	$1,288 20

SCHOOL FOR DEAF-MUTES.

This institution is located at Trenton. At present the pupils number 126, of which number 65 are boys and 61 girls. The school is reported as being in a very prosperous and satisfactory condition, and realizing very gratifying results.

During the year a new building has been erected, devoted to industrial and physical training. The Principal reports that this building "is not excelled in thoroughness of construction, in completeness of furnishing or in adaptation to its purpose by that of any similar institution in the country."

HOME FOR FEEBLE-MINDED WOMEN.

This institution is located at Vineland, in the county of Cumberland, and is under State supervision. Any feeble-minded female between the ages of five years and twenty-one years is admissible. It is well managed, and the course of training and instruction adopted is proving beneficial in developing and improving the unfortunate inmates.

The Superintendent is Mary J. Dunlap, M. D. The number of patients is eighty-eight, of which number eighty-six are State patients and two private patients.

Considerable permanent improvements have been made to the grounds and buildings during the past year. Other additions and improvements are suggested in the report of the Managers and Superintendent.

From the Treasurer's report it appears that the receipts of the Home from all sources, at the close of the year, October 31st, 1895, was $21,922.01, and the expenditures during the same period, $21,790.58, leaving a balance on hand of $121.43.

SCHOOL FOR FEEBLE-MINDED CHILDREN.

This is a training school for the feeble-minded of both sexes, and is under private management. Rev. S. Olin Garrison is the Principal. The State has for several years maintained a number of patients at this institution under authority of the act approved March 12th, 1873 (Revision, page 292). During the last year the State has maintained 198 pupils at this establishment, at a total cost of $50,180.96, or an average of $253.54 per scholar.

This institution is also located at Vineland, and is of high reputation for efficiency in promoting the intelligence and welfare of its patients.

Besides those at the two Vineland establishments, the State has also, during the past year, maintained 42 patients or pupils at the Pennsylvania Training School for Feeble-Minded Children, situate at Elwyn, in this State, at a total cost of $9,875.31, or an average of about $235.12 for each inmate.

THE BLIND.

Under the before-mentioned law of this State, approved March 12th, 1873 (Revision 292), an annual sum not exceeding $300 for each pupil is appropriated, to be applied, under the direction of the Governor, for the instruction, or placing for instruction in some suitable institution, such blind or partially blind inhabitants of this State as may be selected under the act mentioned.

The State has no institution of its own for the blind, nor am I aware that any such is maintained in the State.

Such persons as are entitled to the benefit of the act cited are therefore provided for outside the State.

The State has, during the past year, maintained fifty-one blind persons, at the following institutions:

New York Institution for the Blind, New York City,	33
Pennsylvania Institution for the Blind, Philadelphia,	16
Connecticut School for Imbeciles, at Lakeville, Conn.,	2
	51

The total cost was $14,381.55, an average of about $282.19 for each inmate.

In the month of February last it was made known to me that one Frederick R. Wilson, formerly of the county of Monmouth, in this State, and latterly a resident of Chicago, Illinois, and the owner of a farm of about 161 acres, situate in the township of Manalapan, in

said county, was desirous of donating the same to the State of New Jersey "for the purpose of providing an asylum for the blind or a home for incurables, or both."

A deed of the land in question was made and executed by the grantor, Frederick R. Wilson, to the following named grantees: Mrs Emily E. Williamson, James M. Buckley, Charlton T. Lewis and Thomas M. Gopsill; the deed was not delivered to the grantees, but left in my hands to be held in escrow, pursuant to the following receipt therefor:

"Received of Frederick R. Wilson, of the City of Chicago, State of Illinois, a warranty deed from said Wilson and wife, dated February 11th, 1895, and acknowledged February 13th, 1895, to Mrs. Emily E. Williamson, James Buckley, Charlton T. Lewis and Thomas Milburn Gopsill, to a tract of land consisting of about one hundred and sixty-one (161) acres, situate in the county of Monmouth and State of New Jersey, and known as the 'Wilson Farm,' which said deed is delivered to me to hold in escrow and is either to be delivered to the grantees therein or to be returned to the said Wilson or his legal representatives, as is hereafter mentioned.

"WHEREAS, The said Frederick R. Wilson is desirous of donating said real estate for the purpose of providing an Asylum for the Blind or a Home for Incurables, or both, which said institution is to be a charitable institution and is to be supported in whole or in part by the said State of New Jersey; and

"WHEREAS, The said grantees in said deed are desirous of having said charitable institution established and are about to cause to be introduced into the Legislature of the said State of New Jersey, a bill in which it will be provided that said State accepts such property for such purposes, and makes an adequate appropriation for the erection of suitable buildings thereon, and further provided for the maintenance and support of the said institution for such purpose or purposes aforesaid:

"*Now therefore*, this receipt witnesseth, that in case the said Legislature within one year from the date hereof passes said bill, and it becomes a law, and such bill is satisfactory to a majority of the following five persons, viz., the four grantees in said deed, and Frederick R. Wilson, the grantor therein, their satisfaction or ratification to be evidenced in writing within thirty days after the said bill becomes a law; and the said grantees in said deed, each and all of them, convey by a deed duly executed and acknowledged, with a covenant against their own acts, respectively, and unencumbered by any lien of any nature whatever which might attach by reason of the title being passed through said grantees, their respective husbands and wives joining in said deed, so as to cut off all dower rights and estates by curtesy, to the proper officers or trustees of such institution in trust for the purposes as aforesaid, said deed to be duly executed, acknowledged and delivered within thirty days from the time such proposed bill becomes a law, then and in that case such warranty deed is to be delivered to said grantees and the title is to pass thereby, otherwise to be returned to said Frederick Wilson or his legal representatives, without having been delivered or recorded, at the expiration of thirty days after said period of one year. Witness my hand and seal this said 16th day of February, A. D. 1895.

(Signed) "GEORGE T. WERTS,
"*Governor of New Jersey.*"

I directed the attention of the Legislature of 1895 to the proposed grant, and thereupon an act—Chapter 375—was passed providing for the appointment of a Commission of three persons to make careful

investigation of the subject and report to the present Legislature the result of their deliberations.

The Commission was duly appointed and, I understand, are prepared to report their conclusion to your Honorable Bodies.

By reference to the foregoing receipt it will be seen that if it is desired to take advantage of the proposed gift the proper legislative act must be passed on or before February 16th, 1896, unless the parties in interest extend the time.

It now remains for your Honorable Bodies to take such action in the premises as you may deem advisable.

THE STATE LIBRARY.

The State Library is becoming yearly more valuable and more appreciated. Its legal and miscellaneous works comprise the best and most useful of their respective classes.

The whole number of books, pamphlets, &c., at the close of the fiscal year (October 31st, 1894), was 43,388, but at the request of the Superintendent of Documents at Washington, 445 duplicate U. S. Documents were subsequently returned to him, thus reducing the actual number of books &c., to 42,943.

At the close of the fiscal year, October 31st, 1895, the whole number of books, documents, &c., was 45,265, an actual increase of 2,322. This extraordinary increase was accomplished without exceeding the annual appropriation of $3,000.

At the Columbian Exposition, one of the New Jersey educational exhibits was a large number of books written by citizens of New Jersey. That exhibit has, by Mrs. W. A. Roebling, of Trenton, and Mrs. M. T. Yardley, of Orange, a committee of the New Jersey Commissioners, been deposited in the State Library. A separate revolving book-case, has been devoted to them. These books are not intended for public use, except through permission of the Commissioners. A catalogue of the books, alphabetically arranged according to authors, will be found in Appendix No. 2, appended to the report of Morris R. Hamilton, State Librarian.

Of this exhibit the Librarian, in his report, says: "It is quite unique, and probably in the near future will be rated as a remarkable curiosity. It certainly is worth protection as a rare collection of the products of the literary genius of the State."

GEOLOGICAL SURVEY.

The report of the State Geologist for the year 1895, with its accompanying papers, is a valuable document. It contains a large amount

of useful information, and treats exhaustively many subjects of interest to the individual and the State at large. I cannot deal with it in detail, but will direct special attention to those portions of it relating to the subjects of forestry, the extent and ravages of forest fires, and the means to be employed for their prevention.

STATE HOSPITALS.

These were formerly called "Insane Asylums." The change to "State Hospitals" was made by Legislative enactment in the year 1893.

The Managers report that both institutions have maintained their previous high reputations. But both of them are over crowded. The Trenton Hospital is intended to accommodate, at the utmost, eight hundred patients. The number of inmates on October 31st, 1895, was 1,001. The ill effects of this crowded condition are thus portrayed by the Medical Director, Dr. Ward:

"The past year it has been a serious daily problem how properly to provide for the rapidly-increasing numbers. All attempt at proper classification, based as it should be, upon the mental condition or state of the individual, has long since had to be abandoned, and the only rule that at present governs us in making our classification is based chiefly on the general habits and tranquillity of the patient. Such a system does and can only result in injury, often permanent, to those who have been committed to our care. Not a few who, under more favorable circumstances and conditions, would probably be restored to health or greatly improved and their existence rendered more comfortable, become chronic and incurable, a burden to themselves and to all who are compelled to care for them. Fifty per cent. of the irritability, complaining and fault-finding in institutions of this character arise chiefly from over-crowding and consequent improper classification."

Various methods of relief are suggested in the report of the Medical Director, to which I refer your Honorable Bodies. The Managers state in their report that "the suggestions for enlarging and improving the accommodations for patients will receive the careful consideration of the Managers during the ensuing year."

The Hospital at Morris Plains is intended to accommodate but eight hundred patients. The number on October 31st, 1895, was 1,116. "On this account," say the Managers, "there has not been a day during the past year that all connected with the management have not been in fear of some calamity, the direct consequences of this crowded state. Each night the halls have been encumbered with eighty-two cots. Though the utmost care has been taken to place and remove them noiselessly, night and morning, and to preserve quiet

upon the wards, it is easy to see that, when all that can be has been done, a most disagreeable and dangerous situation exists."

To relieve the Morris Plains Hospital, the Legislature of 1895 (Chapter 297) authorized the erection by the Managers of "An additional building or buildings of sufficient size to accommodate six hundred patients, and to procure such furniture and apparatus for the same as may in their opinion be requisite and necessary; and also to make such sanitary improvements in the present buildings of the New Jersey Hospital at Morris Plains as they shall deem advisable," and also authorized the expenditure of $125,000, "or so much thereof as may be necessary in the prosecution of said work," &c.

The Managers decided "to erect a building to which the class known as demented patients should be removed, of which there are, at the lowest calculation, 500 now in the institution."

The reasons for this act of the Managers are fully stated in their report and seem to me conclusive.

The foundations of this new building have been laid and are ready for the superstructure. The building is located directly in rear of, and about 1,000 feet distant from, and 75 feet higher than the site of the present building. The new building will have a frontage of 530 feet and a total depth of about 300 feet. For a full and complete description of the proposed building I refer to the report of the Managers. They state that, in its planning, "solidity, permanence and utility have been most carefully considered," and an examination of the contract, plans and specifications will fully sustain their statement.

Of the $125,000 originally appropriated for the construction of this building but $50,000 will be available during the present fiscal year. After the passage of the law appropriating $125,000, the general appropriation bill (Chapter 434, Laws of 1895) was passed, wherein it was provided that "for account of the appropriation of $125,000 pursuant to Chapter 297, of the Laws of 1895, there shall be available during the present fiscal year (*i. e.*, the year ending October 31st, 1895), $75,000, and no more, and the remainder of $50,000 shall be available during the fiscal year mentioned in the title of this act," namely, the year ending October 31st, 1896.

The Managers urge the importance of as rapid progress in the completion of the building as possible. They say "it is not in harmony with public policy to contract debt. We can proceed only so fast and far as the appropriations will admit."

How much (if any) of the appropriation of $75,000 limited to the fiscal year ending October 31st, 1895, is unexpended I am not advised. If there be any it should be added to the sum of $50,000 appropriated for the present fiscal year. It would also seem proper that to this aggregate sum should be added sufficient to permit the

work to be prosecuted vigorously during the year, provided you are of opinion that the finances of the State will allow such action.

Very considerable improvements have been made during the past year to the grounds and buildings of both hospitals, all of which are fully detailed in the reports of the respective Medical Directors and Wardens.

The estimate of the Warden of the Trenton Hospital of the needs of that institution for the ensuing year, as compared with the amount appropriated, is as follows:

For salaries of resident officers, ...	$10,500 00
Amount appropriated, $10,200.	
Support of insane convicts, ...	$7,000 00
Amount appropriated, $5,000.	
For county patients, ...	$48,000 00
Amount appropriated, $4,300.	

[NOTE.—The sum of $4,300 appropriated for maintenance of county patients is a clerical error, occurring in the engrossing of the bill. It should have been $43,000, and the Comptroller allowed that sum in his estimate of expenditures for the current fiscal year.]

The Warden also estimates $60 "for appraisement of personal property," for which there is no appropriation.

The estimate by the Warden of the needs of the Morris Plains Hospital for the ensuing year, as compared with the amount appropriated, is as follows:

Salaries of resident officers, ...	$11,400 00
Amount appropriated, $11,400.	
Maintenance of county patients, ...	$49,900 00
Amount appropriated, $46,500.	
For insane convicts, ...	$15,300 00
Amount appropriated, $14,500.	
For appraisement of personal property, ...	$75 00
Amount appropriated, $75.	
For support and clothing of State indigent patients, at $4 per week for each patient, ...	$4,100 00
Amount appropriated, nothing.	

The discrepancies appearing between the estimates and appropriations should be reconciled as your Honorable Bodies may deem proper.

EPILEPTICS.

The last Legislature, by Joint Resolution No. 1, reciting "that there are hundreds of epileptic persons in this State, many of whom are in our insane asylums and institutions for the feeble-minded, without those proper environments, and that special care and treat-

ment suited to their mental and physical condition," provided for the appointment of a commission of five persons "to make careful investigation of that subject and report to the present session of the Legislature." The commission was duly appointed, consisting of P. C. Barker, M.D., and Rev. James M. Buckley, of Morristown; William L. Newell, M.D., of Millville; John H. Ewing, M.D., of Flemington, and Prof. S. Olin Garrison, of Vineland. These gentlemen have given to the subject careful and thoughtful investigation, of which a full and detailed report will be presented to your Honorable Bodies. They find nearly four hundred epileptics in various institutions throughout the State, most of them in associations harmful to themselves and injurious to their fellow-patients. They have also discovered over one thousand outside of the institutions, and estimate that there are at least two thousand in the State. New York and Ohio have separate institutions for this class of unfortunates, and other States are moving in the same direction. The best and most enlightened opinion on this subject is, that a distinct establishment should be maintained for persons thus afflicted.

In this State such an institution, aside from its primary object, would also afford substantial relief to the State Hospitals, both of which, as before stated, are overcrowded. In this connection I call attention to the fact that there are eighty-six epileptics in the Trenton Hospital, an increase of sixteen during the year. The number in the Morris Plains Hospital does not appear, but is doubtless in excess of those at Trenton.

The Medical Director of the Trenton Hospital thus deals with this subject: "During the past year a movement has been inaugurated to seek, from the State, aid in making some different provision for the care of the epileptic class than now obtains in our State institutions. That this should be done scarcely seems to admit of argument. It is difficult, almost impossible, to properly care for this class in an ordidinary hospital for the insane, and especially is this true of our overcrowded State Hospitals. This peculiar malady requires they should have almost constant supervision by day and night. The effect of an epileptic seizure on the other insane, especially on convalescent cases, is often painful and depressing. The isolation of the epileptic class by colonization * * * is wise, just and humane."

PENAL INSTITUTIONS.

The State Prison.

The cell capacity of the present prison is 700. The number of convicts at the date of the Keeper's report (October 31st, 1895,) was 977, a decrease of 43 since the report of 1894.

In my former messages I directed attention to the overcrowded condition of the prison and the pernicious results thereof. The law requires that each prisoner "shall be confined in one of the cells of the prison, separate and alone." Manifestly, with a convict population of three hundred in excess of the cell capacity, the law cannot be complied with. This evil, so long complained of, is about to be remedied. The Legislature of 1895 appropriated $150,000, and appointed a commission "for the purpose of making necessary enlargement and improvements in the State Prison."

The Commission is performing its work in a practical and intelligent manner, and it will not be long before the prison accommodations of the State (including the reformatory) will be ample for many years to come.

A new wing is being added to the prison and is nearing completion, containing two hundred steel cells. These are constructed in the most approved manner of modern prison architecture. A new prison hospital, long needed, is also under constructron. A chapel for religious exercises, and storage-room for supplies and provisions are to be provided.

The Inspectors, in their report, recommend that an electric light plant be provided to light the prison buildings and grounds. They estimate the cost of such a plant at $15,000, to be operated mainly by convict labor. It now costs about $5,500 per annum to light the buildings alone with gas.

The Inspectors further recommend that provision be made for an independent water supply, by means of artesian wells, the cost of which they estimate would not exceed $10,000. It now costs the State over $3,000 each year for the water supplied.

It would seem that the recommendations of the Inspectors are wise and prudent from every standpoint. The improvements suggested would be economical investments and contribute largely to the welfare and efficient government of the institution and the comfort of its inmates.

The State Reformatory.

The Legislature of 1895 authorized the erection at or near Rahway, in the county of Union, of a State Reformatory for "male criminals between the ages of sixteen and thirty years, and not known to have been previously sentenced to a State prison or penitentiary on conviction for a felony in this or any other State or country, who shall be legally sentenced to said reformatory," &c.

A commission was duly appointed under the law (Chapter 357, Laws of 1895,) who have proceeded with the duties imposed upon them by the act referred to. They have adopted a plan for the struc-

ture, which contemplates a central building with four radiating wings, constructed of brick and stone, with a capacity, when entirely completed, of 1,000 prisoners. They have now under way one wing of the proposed structure, which will accommodate 255 prisoners. This wing can be utilized as soon as completed, and the remaining wings constructed at once or as exigency may require. The commission estimate the cost of the completed structure at $570,000, and they ask an appropriation of that amount, as it will then "be possible to contract for the whole at a less cost to the State than if obliged to build it by sections."

The last Legislature, under the act authorizing the reformatory (Chapter 357, Laws 1895, approved March 28th, 1895,) appropriated the sum of $100,000 "to purchase the land necessary, erect main building, walls, a hospital, and to furnish complete two wings under the plan as adopted by the commissioners."

Of the $100,000 so appropriated, but $50,000 is now available. The appropriation law of 1895 (Chapter 434, before mentioned,) was approved June 25th, 1895, but did not become operative until November 1st, 1895. By that act and Chapter 401, Laws of 1895, the reformatory commission was limited in the expenditure of the $100,000 theretofore appropriated, to the sum of $50,000 prior to November 1st, 1895, and $50,000 during the current fiscal year. On November 1st, 1895, the appropriation for the time anterior thereto was intact, and, under the laws mentioned, lapsed and became part of the general State Fund.

The commission has, therefore, at its disposal but $50,000 of the $100,000 originally appropriated. It was not, I apprehend, the legislative intent to deprive the commission of any part of the $100,000 appropriated by the reformatory act.

The appropriation was divided upon the idea that the half thereof would be needed before November 1st, 1895, and the remainder not until after that date. It is evident that the commission cannot successfully prosecute its work with the $50,000 now available. It therefore becomes necessary for your Honorable Bodies to determine how largely that sum shall be increased.

State Reform School for Boys.

The number of inmates of this institution at the date of the Superintendent's report (October 31st, 1895,) was 376. The admissible age is between five years and sixteen years, but the trustees may bind out the inmates as apprentices or servants until they become twenty-one years of age, or for any less time. The declared object of the school is to cause the boys "to be instructed in piety and morality,

and in such branches of useful knowledge as are adapted to their age and capacity, and in some regular course of labor, either mechanical, manufacturing, agricultural, or a combination of these, as is best suited to their age, strength, disposition and capacity, and in such other arts or trades as may seem best adapted to secure the reformation, amendment and future benefit of the boys."

Any boy between the ages stated, arrested or convicted of any offence (except murder or manslaughter), may be committed to the Reform School.

This institution, while performing in a generally satisfactory manner its declared object, is, in the opinion of the Trustees and Principal, greatly hampered by insufficient accommodations and appliances.

A hospital, much needed, is in course of erection, for which the last Legislature appropriated $5,000.00. The deficient supply of water, of which complaint was made in previous reports, has been remedied, so that now "the quality of the water is good and quantity ample."

The Trustees and Superintendent regard a chapel as an urgent necessity. The accommodations now furnished for religious exercises are cramped, crude and in all respects inferior. By Chapter 272, of the Laws of 1891, an appropriation of $7,000 was made for the erection of a chapel, "to the end that necessary facilities may be afforded for the religious and moral instruction of the inmates of said school."

By Chapter 401, Laws of 1895, it was provided that said appropriation should "not be available or drawn from the Treasury until specifically hereafter appropriated and authorized by the annual appropriation act." The Trustees and Superintendent greatly regret this action and trust that the appropriation may be restored by your Honorable Bodies.

The boys are instructed in farming, gardening and in almost all branches of mechanical industry, and with very good results. But there is a great lack of room or buildings properly to instruct the boys in trades. The building now used as a carpenter and wheelwright shop and that used as a blacksmith shop were old frame buildings when the school farm was purchased thirty years ago. These buildings are small and incommodious, one being 16 by 40 feet and the other 20 feet by 20 feet.

The needs of the school demand a commodious building in which to teach carpentering, blacksmithing, bricklaying, plastering and plumbing. Such a building, the Superintendent says, could be erected almost entirely by their own labor, of bricks made by the inmates, and not be expensive.

The Trustees also report that there is imperative need of a building to contain a kitchen, bakery and cold rooms and general storage combined—all of which is submitted for your careful consideration.

INDUSTRIAL SCHOOL FOR GIRLS.

The Industrial School for Girls is located in the county of Mercer, about two miles from the city of Trenton. On October 31st, 1895, there were 119 inmates in the School and 32 out at service under indentures, a total of 151 girls subject to the control of the institution. During the past year considerable improvements have been made to the buildings and grounds, and the Trustees report the school as being in a very satisfactory condition and well subserving the purpose for which it was instituted. The school has existed twenty-five years, its object being the reformation of girls between the ages of seven and sixteen years. Any girl between the ages stated, who is guilty of any crime (except murder or manslaughter), or who is habitually disorderly, incorrigible or vagrant, is a fit subject for the school. All such the law intends shall be consigned to the school and not sentenced to jail or prison. All details as to the conduct and management of the school, the admission of inmates thereto and the reforming influences to which they are there subjected can be found in the very full and interesting report of the Trustees for the year ending October 31, 1895.

STATE CHARITIES AID ASSOCIATION.

The Board of Managers report that the condition of the alms-houses throughout the State is much the same as last year. In several of the alms-houses are a number of chronic insane. This the Managers regard as a great evil and will ask of the Legislature at its present session the passage of a law similar to that of the State of New York, modified to suit the conditions of this State, requiring the placing of all insane in the hospitals or asylums provided for them.

A general improvement in the condition of county jails is reported.

The management of the State Reform School, at Jamesburg, and the Industrial School for Girls, at Trenton, is commended.

PENAL LAWS.

Joint Resolution No. 3, approved March 25th, 1895, recited:

"Whereas it appears that the inflexibility of our penal laws is an important factor in the reinforcement and perpetuation of the criminal class; therefore, *resolved*, that a commission of five persons be appointed to make careful investigation of the subject named in the preamble and report at the next session of the Legislature (1896) the results of their deliberations."

The sum of $1,000 was appropriated to defray the expenses of the Commission "in investigating the results of the system now in use in Massachusetts, and also the system now in use in other States; also to report upon the principle of probation as a substitute for imprisonment for first offenses, and also to report upon the indeterminate sentence now in operation in Massachusetts," &c.

The Commission was duly appointed, and, I understand, has mainly, if not entirely, completed its work, which will be embodied in a report and presented to your Honorable Bodies.

THE NATIONAL GUARD.

The National Guard consists, at the present date, of 320 officers and 3,613 enlisted men—an increase during the year of 12 officers and 126 enlisted men.

This force is organized into sixty companies of infantry, two gatling gun companies and two troops of cavalry. Four companies of infantry, one gatling gun company and one troop of cavalry have been organized during the year.

The First Brigade, composed of the First, Second and Fourth Regiments of infantry, Cavalry Troop A, and Gatling Gun Company A, all under the command of Brigadier-General Peter F. Wanser, was encamped at the State Camp Ground, Sea Girt, from July 15th to August 3d. The encampment was by regiments, each regiment occupying the Camp Ground for one week. The Cavalry Troop was encamped with the First Regiment, and the Gatling Gun Company with the Second Regiment.

The encampment was successful in all respects. Discipline was maintained, and the idea that the encampment should be a "school for the soldier" thoroughly carried out. The efficiency of the National Guard in all departments, and particularly that of rifle practice, under Brigadier-General Bird W. Spencer, is marked and commendable.

In my former messages I have alluded to the desirability, perhaps necessity, of extending the boundaries of the Camp Ground. I am still of opinion that such extension should be made. My reasons therefor are fully stated in my previous messages, to which I beg to refer you without repetition here.

During the year armories have been completed at Jersey City and Paterson.

Both of them are substantial structures and well adapted to the purposes for which they were erected. Other armories are projected for Newark, Trenton and Camden, as the finances of the State may warrant. It seems to be generally agreed that armories are most

efficient agencies in promoting the morale and general utility of the National Guard.

THE NAVAL RESERVE.

Since my last message the Naval Reserve of New Jersey has been organized under and in pursuance of legislative acts, approved February 12th, 1895, and February 20th, 1895. The Reserve has been uniformed, equipped and mustered into the service of the State.

This force may be regarded as an adjunct of the National Guard. It is primarily intended for coast and harbor defense, but may be called into active service for the same purposes and in the same manner as the National Guard.

The Reserve consists of two battalions, designated respectively as the Battalion of the East and the Battalion of the West. Battalions are composed of divisions, and a division of the Naval Reserve corresponds to a company of infantry of the National Guard. The Battalion of the East comprises two divisions, located at Newark and Jersey City. The Battalion of the West consists of three divisions, located at Trenton, Camden and Haddonfield.

The total number of officers is 23, and of petty officers and seamen, 245.

There is no doubt that emergencies may arise when the Naval Reserve would prove very potent in preserving the peace of the State or protecting the lives and property of its citizens. This branch of the service is now organized in thirteen of the States and is nurtured and fostered by the Federal Government in many ways. An appropriation of $25,000 is annually made and divided *pro rata* among the reserves of the different States. It is probable that the amount of this appropriation will hereafter be increased.

It is the practice of the general government also to loan or transfer vessels to the States possessing Naval Reserves. The United States ship "Portsmouth" and the monitor "Ajax" have thus been transferred to the State of New Jersey, the "Portsmouth" being in dock at Hoboken and the "Ajax" moored off Camden. These vessels, with their guns, rigging and equipment, represent large sums of money, and obviate the necessity of expenditure by the State for armories and drill halls for the Naval Reserve.

The State is responsible for the proper care and maintenance of these vessels, and provision should be made therefor. The appropriation for the Naval Reserve for the current year is $3,900. That amount was fixed when the organization was in a formative state and its needs not well understood. The appropriation will probably have to be considerably increased to meet fully the requirements of the organization.

For fuller and more specific details concerning the National Guard and the Naval Reserve I respectfully refer your Honorable Bodies to the reports of the Adjutant-General and the Quartermaster-General, and the different reports, statements and papers thereto appended.

HOME FOR DISABLED SOLDIERS.

The New Jersey Home for Disabled Soldiers is located at Kearny, in the county of Hudson. It has been in existence thirty years, and during that period has afforded care and relief to 18,492 beneficiaries. The number of inmates at present is 497. The appropriation bill of last year reduced the annual appropriation for the Home from $36,000 to $30,000. The treasurer of the institution states in his report that a balance of $78,619.17, standing to the credit of the Home, was carried into the State Treasury. This balance was created, he insists, not through extravagant State appropriations, but by reason of the Federal Government assuming part of the expenses of the care and maintenance of the inmates. It may be that the existing appropriation should be enlarged. If so, it should be done, in order that the beneficent and charitable work of the institution may not be impaired or crippled.

By Joint Resolution No. 2, approved March 14, 1895, it is recited, "Whereas, it appears that there are within this State a number of needy and deserving veterans of the late war who would like to take advantage of the comforts offered by the 'Home for Disabled Soldiers' maintained by the people of this State, but who cannot do so without exposing their wives to want and suffering," &c., and providing for the appointment of a commission, to serve without compensation, to prepare a plan for the erection and maintenance of a suitable home or homes for such cases as are above referred to.

The authorized commission was duly appointed, and has made its report as of the date of December 1st, 1895. They report that after a thorough review of the subject, they sought to accomplish the object of their appointment through correspondence, inasmuch as no expenditure of any kind was provided for. Accordingly, they gathered such statistical and other information regarding the proposed institutions as could be obtained from correspondence with officials, printed reports, &c.

Several of the States already maintain such establishments, either separately or in connection with soldiers' homes. Other States are moving in the matter in the same direction. The commission conclude their report by stating that they have thus far collected all the information it was within their limited power to obtain, and suggesting that the commission be continued for another year, and that an appropriation not exceeding $1,000 be made to defray the necessary

expenses of prosecuting the work for which the commission was appointed. It is apparent that provision should be made for reimbursing the commissioners their personal outlays and expenditures and the necessary costs and charges of properly performing and discharging the duties imposed upon them.

STATE PENSIONS.

The Adjutant-General reports that the State pension roll for veterans of the war of 1812 includes four persons, the same as last year.

Under the provisions of the law granting pensions to soldiers of the National Guard who have been injured in the line of duty, and to widows of soldiers who have been killed in the performance of military service in this State, the roll now includes two soldiers and three widows of soldiers. No applications have been received during the past year.

DEDICATION OF CHICKAMAUGA AND CHATTANOOGA MILITARY PARK.

By Chapter 121, Laws of 1864, the Governor was authorized to appoint a commission of two veterans, each of whom participated in the campaign of Chattanooga, to serve without pay, and whose duty it should be to co-operate with the National Commission in ascertaining and marking the positions occupied in the battles of Chattanooga and Chickamauga by each regiment, battery and independent organization from the State of New Jersey which were engaged in that campaign, &c. An appropriation of $400 was made to defray the traveling and other expenses of the commissioners.

John J. Toffey, of Jersey City, and Francis Child, of Morristown, both veterans and both severely wounded in the Chattanooga and Chickamauga campaign, were appointed commissioners under the act. The commissioners appointed as secretary of the commission Frank G. Sutherland, who has materially aided the commission in the discharge of its duties.

By Chapter 216, Laws of 1895, it was provided that the commissioners before named "shall suitably mark by tablets the positions occupied by each regiment, battery and independent organization from the State of New Jersey in the battles which took place during the campaigns of Chattanooga and Chickamauga."

The last-mentioned act further provided, "in order that the State of New Jersey may be suitably represented at the National dedication of the Chattanooga and Chickamauga Military Park on September

19th and 20th, 1895, the commissioners previously referred to in this act are hereby authorized and directed to furnish suitable transportation and hotel accommodations for the Governor of the State and his staff, such State officers as the Governor may designate, the President of the Senate and two members of the Senate, to be designated by the President, the Speaker of the House of Assembly and four members of the House of Assembly, to be designated by the Speaker, to and from the said Chattanooga and Chickamauga Military Park."

To defray the expenses incurred by the commissioners in carrying into effect the provisions of the last-mentioned act, $2,500 was appropriated.

The dedication was attended by the Governor and members of his staff, the Legislative committee and various State officials.

The commissioners appointed under Chapter 121 of the Laws of 1894 were unable to attend the dedicatory exercises owing to the pressure of other official duties.

The position of the New Jersey troops in the engagements was, however, ascertained and the same should be appropriately marked, as contemplated by the act appointing the commissioners. Should it not be done, New Jersey will be the only loyal State, having troops in those battles, to leave unmarked and undesignated the scene of their patriotic services.

No appropriation has been made for such purpose. It seems proper that one should be made and the commission continued to perform the work for which it was in fact appointed.

The appropriation of $400 to defray the personal expenses of the commission is intact, no part thereof having been used.

The commission report a deficit of $42.91 in the appropriation for attending the dedicatory services, and they recommend that the Legislature make such an appropriation as will meet the said deficiency and also enable them to reimburse their Secretary individual expenses, incurred by him, and properly compensate him for services rendered the commissioners.

DEPARTMENT OF BANKING AND INSURANCE.

The Commissioner of Banking and Insurance states that his report is necessarily incomplete, owing to the requirement of Chapter 433, of the Laws of 1895, that his report shall be made up as of October 31st, instead as of December 31st, as heretofore.

The report contains abstracts of the quarterly statements of the condition of the twenty-one State banks of discount and deposit, and of the semi-annual reports of the nineteen safe deposit and trust companies; also statements showing the condition of each of the twenty-four savings banks as found by examinations made during the year.

The Commissioner calls attention to the fact that all insurance companies and associations doing business in the State are required by law to render annually to his department statements exhibiting their condition *on the thirty-first* day of December and transactions during the year; also, that banking, savings and all other institutions under his supervision are required to report as of December thirty-first, and that the Commissioner is required to embody an abstract or summary of every such statement in his annual report. His report for the year ending December 31st, 1894, had been issued before the passage of Chapter 433, Laws of 1895, consequently, as the next annual returns of the companies and institutions could not be presented until after December 31st, 1895, much the larger portion of the data usually contained in the report of this department was unavoidably omitted. It may be possible to supply the omission by a subsequent or supplemental report covering the months of November and December. While that may be done in this instance, legislation should be enacted, making the provision of law with respect to the reports of the department and the companies and institutions it has in charge consistent and adapted to the convenience of each other.

As to proper legislation, the Commissioner states that as to insurance companies the statutes of *all* the States require reports as of December 31st, the object being to secure uniformity in the time of the presentation of the reports and information of their condition upon a certain given date. The Commissioner says, "Considering the national character of the larger number of the Companies and the magnitude of their business, this uniformity in the date seems entirely proper and desirable." He therefore recommends that the law requiring the corporations over which his department has supervision to report as of December 31st, be allowed to remain as at present, and that Chapter 433, Laws of 1895, be so amended as to allow his report to be made as of the same date, as otherwise the date relative to the financial standing of the various companies at the close of any year will not be published until about a year after it shall have been furnished, when it would be of little use or value to the public.

STATE BOARD OF AGRICULTURE.

The report of this department is incomplete, owing to the law of 1895 requiring all reports to be made as of October 31st. The law under which the State Board was organized, nearly twenty-five years ago, requires the County Boards of Agriculture to report to the Secretary of the State Board not later than December 15th. The report of the State Board to the Legislature was to be made on or before February 26th.

The annual meeting of the State Board, whereat all reports and papers are presented and considered, occurs in the month of January; in this year (1896) January 14th to 16th.

The Secretary of the Board, in a communication to the State Printing Board, says: "A report presented now (October 31st, 1895,) will not be complete because it will not contain the proceedings of the State Board and other documents referred to."

A number of the County Boards have sent in their reports at the request of the Secretary, and the same are appended to his report.

The proceedings of the annual meeting have not been received for use in this message.

Intimately connected with agriculture is the State College, for the benefit of agriculture and the mechanic arts, the Agricultural Experiment Station and the Weather Service Bureau. All these, in conjunction with the State Board of Agriculture, have labored intelligently and with good results in disseminating useful information and practical and scientific knowledge on farming throughout the State. The report of Rutgers Scientific School and the State Agricultural College for the current year is a collection of much and varied information, valuable not only to those engaged in farming pursuits, but to all classes of the community. Likewise, the report of the State Weather Service is a useful treatise upon climatic causes and effects, which may prove of great value to the farmer and citizens generally. Attached to the Weather Service report is an account of the tornado which devastated the village of Cherry Hill, in the county of Bergen, in July last. The account is accompanied by a map of the locality, and the course of the storm is shown thereon. Photographic views of the destruction wrought are also made a part of the report.

The President of the Weather Service states that his report is necessarily imperfect because of the requirement of Chapter 433 of the Laws of 1895, that his report shall close as of October 31st, instead of December 31st as heretofore. The preparation of all meteorological data is from December 31st of one year to the same date in the succeeding year, and the President says that the submission of a report for 1895 as of October 31st "seriously detracts from its value, since, the data being incomplete, it would not be comparable with previous records of this and other States."

GOOD ROADS.

The report of the State Commissioner of Public Roads, is an interesting and instructive document. The advantages, pecuniarily and everywise, of roadways "firm, smooth and convenient for travel at all seasons of the year," are therein clearly set forth. The wisdom of the legislation providing for State aid in the construction of roads

has passed beyond the stage of discussion. Experience has decided the question affirmatively. Many stone roads have already been constructed throughout the State, and many more are in process of construction or contemplated. The Commissioner states that "the roads applied for and waiting State aid, besides those that have been approved, amount in the aggregate to about 130 miles that will require several years before the present yearly appropriation will reach them." The annual State appropriation for roads was increased last year from $75,000 to $100,000. The increased amount is evidently entirely inadequate. Your Honorable Bodies should therefore determine whether the appropriation shall be increased, and if so to what extent.

Hitherto "road improvement" has been in the direction of stone roads. But as the Commissioner remarks, "all progress should be along the best lines," and he therefore directs attention to the fact that "some of the best authorities predict the coming highways will be of steel." He suggests that it would be well for New Jersey, as she did in stone roads, to also "take the lead in inaugurating a system of State steel roads, and thus ascertain by actual experience whether it is the most efficient and economical highway."

The average cost of a macadam road-bed sixteen feet wide is put at about $7,000 per mile. The cost of a double-track steel railroad, sixteen feet wide, filled in between with broken stone, macadam size, is about $6,000 per mile. The cost of a rural one-track road is about $2,000 per mile. By steel roads is to be understood the use of steel rails laid along the highways, and used for all purposes of transportation and carriage as ordinary highways now are.

The rails, according to the report of the Commissioner, should be made of steel, the thickness of ordinary boiler plate, gutter shaped, five inches wide, with a square, perpendicular shoulder, half an inch high, and then an angle of one inch outward, slightly raised, thus forming a conduit for the water and rendering it easy for the wheels to enter or leave the track.

The advantages claimed for steel roads are—

1st. Longer wearing qualities.

2d. One horse will draw on a steel track twenty times as much as on a dirt road and five times as much as on a macadam.

There are many other suggestions and recommendations of the report worthy of your consideration. I respectfully direct your attentention to the suggestion that the Commissioner of Public Roads be paid a fixed salary instead of a per diem allowance.

STATE BOARD OF HEALTH.

The report of this department deals, apparently, with every possible phase of the public health. Without dwelling specifically on any

part of the report, I will simply direct your attention to the various subjects treated therein, and to which you can refer if information concerning the same is desired, viz.:

TABLE OF CONTENTS, NINETEENTH ANNUAL REPORT OF THE STATE BOARD OF HEALTH, 1895.

1. Report of Secretary—
Notification of Infectious Diseases.
Laboratory of Hygiene.
District Sanitary Inspection.
Examination of Dairies.
Milk-borne Infectious Diseases.
Local Sanitary Inspectors.
Prevention of Blindness.
The Passaic River Nuisance.
Registration of Vital Statistics.
Public Water-Supplies.
Vaccination.
Inspection of Summer Hotels.
Death Rates in Summer Resorts.
Contagious Diseases of Animals.
New Circulars.
Office Methods.
2. Epidemic Outbreaks in New Jersey.
3. Summary of Reports from Local Boards of Health.
4. Circulars and Laws.
5. Inquiries Concerning Institutions.
6. List of Registered Physicians in New Jersey.
7. Report of Bureau of Vital Statistics—

Table showing number of Marriages, Births and Deaths, by Counties, Cities and Townships.
Table showing Mortality for State by Counties.
Table showing Mortality in Cities of over 5,000 Inhabitants.
Table showing Mortality by Counties.
Table showing Mortality per 10,000 of Population.
Table showing Comparison between Birth Rates and Death Rates per 1,000 Population for seventeen years, 1878 to 1895.
Table showing Mortality from Chief Preventable Diseases for seventeen years, 1878 to 1895.
Diagrams showing Mortality from each of the Chief Preventable Diseases for each year for seventeen years—

1. Consumption.
2. Diarrhœal Diseases of Children.
3. Diphtheria.
4. Enteric Fever.
5. Scarlet Fever.
6. Malarial Diseases.
7. Whooping-Cough.
8. Measles.
9. Erysipelas.
10. Small-Pox.

Diagram showing Comparative Mortality from Chief Preventable Diseases for seventeen years, 1878 to 1895.

THE LABOR BUREAU.

The Chief of the Department reports that he is somewhat hampered in the making of his report by the law requiring it to be made up October 31st, instead of December, as heretofore. The report, however, includes a large amount of information, statistical and otherwise, on various subjects, including returns from the Building and Loan Associations of the State. The report is so voluminous that it cannot here be dealt with in detail. Such matters (if any) as require legislative action, will be brought to your attention in the shape of bills to be presented or suggestions made to your appropriate committees.

DAIRY COMMISSION.

Prior to June 15th, 1895, the law required the Dairy Commissioner to present his report in January, the report being made up to the 31st day of the preceding December. By Chapter 443, of the Laws of 1895, approved June 15th, 1895, before mentioned, all reports to the Governor or Legislature are to be made as of the 31st day of October. The report of the Commissioner is therefore (he states) "an incomplete report for the period of ten months comprised within this new legal year. Part of the work which had been planned could not be undertaken, but will be reserved for next year."

By Chapter 418 of the Laws of 1895 it is enacted that the sum thereafter annually appropriated to and for the Dairy Commission shall be expended by the Commissioner in the enforcement of the several laws regulating the sale of milk, butterine, oleomargarine, food and drugs. The amount appropriated by the appropriation bill subsequently passed was $9,000, which sum the Commissioner is "constrained to say, is inadequate to conduct the business of the department in such a manner as the rapidly-increasing demands of the public and the growing importance of the work urgently require."

The duties imposed upon the Dairy Commissioner are important and vitally affecting the health and comfort of the entire State. The department should not be crippled by the withholding of the necessary appropriation.

STATE BOARD OF ASSESSORS.

This Board is the great revenue-producing department of the State. Through this agency the tax on railroad and canal companies and miscellaneous corporations is determined and levied. By far the larger proportion of the income of the State is derived from those two sources. The amount derived therefrom during the fiscal year closing

October 31st last, appears in the report of the State Comptroller and is hereinbefore stated.

According to the report of the State Board of Assessors, the total assessed valuation of the properties of the railroad and canal corporations of the State is $221,576,221. The valuation of each railroad system and of railroads not classified is detailed in the report.

This department also complains of the impossibility of presenting a full and complete report as of October 31st, 1895.

STATE BOARD OF TAXATION.

It is among the duties of the State Board of Taxation "to investigate the methods adopted by local assessors in the assessment of real and personal property in this State, to carefully examine all cases where evasion of proper taxation is alleged, and to ascertain where existing tax laws are defective or are improperly or negligently administered, particularly specifying any means, practices or devices for the evasion of proper taxation, and annually to submit such recommendations as it may find necessary to prevent the evasion of just and equal taxation." (Laws of 1891, Chapter 114, Section 12.)

The report for the year 1895 is voluminous, and a very interesting and instructive document. The subject of taxation is treated in an intelligent and comprehensive manner. Much valuable information has been collected, and many salutary and sensible suggestions are embodied in the report.

The report covers a period of but ten months, owing to the law of last winter, which requires all reports to be made up to the thirty-first day of October. Heretofore the report was made up to the first day of January. The months of November and December are therefore omitted from the report, which is to be regretted, as the Commissioners state that during those months much of the most important work of the Board is done. The period covered by the omitted months will, however, be covered by the annual report presented in the present year (October 31st, 1896).

The Board recommends legislation to remedy the indefiniteness now existing as to interest upon unpaid taxes and the complications therefrom resulting.

They also, as their "principal and most important recommendation to the Legislature," suggest "that the statutes on the subject of local or municipal taxation in New Jersey be codified as the point wherein existing laws are most defective, and as this confusion in the statutes is one of the principal causes of the improper or negligent administration of the tax laws and the means by which much of the evasion of proper taxation is accomplished."

FACTORIES AND WORKSHOPS.

The Chief Inspector reports the affairs of his department in a satisfactory condition. The laws governing the employment of children and all other laws relating to matters within his department are generally observed and complied with.

The Inspector calls attention to the very great improvement in sanitary appliances, guarding machinery, ventilation, &c., in the factories of the State, at the present time, compared with their condition when his department was created. He asserts that we now have in New Jersey "factories that, for the convenience, health and comfort of the operatives, surpass the very best factories in any part of the world."

By Chapter 52, Laws of 1894, the office of Commissioner of Mines was abolished, and by Chapter 54, Laws of 1894, the duties theretofore exercised by that official were devolved upon the Inspector of Factories and Workshops. A statement of mines inspected and duties performed under the act last mentioned is appended to the report of the Chief Inspector.

STATE BOARD OF ARBITRATION.

This Board, as now existing, was constituted by Chapter 341, Laws of 1895. It consists of five members, one of whom is designated as Secretary. The annual salary of the members of the Board is $1,200, in lieu of all fees, per diem compensation and mileage, with an additional allowance of $200 to the Secretary.

The Board reports that it has held regular meetings every month in the State House, and that there have been few serious strikes or disturbances in the State; a detailed statement of its actions in reference to strikes and labor disturbances is embodied in its report.

The report further states that the Board finds itself seriously hampered by the restrictions surrounding it. The annual salary of $1,200 is in lieu of all *mileage*, &c. The report recites that the salary was fixed at that sum because, in "the opinion of those instrumental in framing and passing the new law, the Commissioners would be entitled to free transportation over the railroads of the State." This, they say, "has been discovered to be an erroneous impression." The result is, "the Commissioners have to pay all their traveling and other expenses, so that every day's service in the interest of the State means so much expense individually." They call attention to the fact "that by remaining inactive the Commissioners may draw their salaries and suffer no loss, but the moment that they move here and there they have to make disbursements for which the State does not recoup them." This, they say, "seems like putting a premium on negligence and inattention."

The Board complains of lack of power to enforce its authority, by compelling the attendance and testimony of witnesses, or "to engage experts to inquire and report in relation to particular trades or industries."

As a result, the conclusion is reached that "as the law stands now the Board is rather ornamental than useful." It remains for your Honorable Bodies to determine whether it shall be made useful rather than ornamental.

RIPARIAN COMMISSION.

The financial statement of this body for the year ending October 31st, 1895, is as follows:

Grants in fee,	$19,335 39
Conversion of leases into grants in fee,	6,838 33
New leases,	39,747 30
Licenses,	950 00
Rentals on old leases,	46,058 90
Rentals on leases converted,	2,232 31
Rentals on new leases,	1,665 86
Total receipts,	$116,817 83

The Commissioners during the past year have devoted much time to the personal examination of proposed grants and leases. "This policy (they state) has resulted in establishing more equitable rates in each case, and also in a considerable increase in the sales and leases of riparian lands."

In my message to the Legislatuae of 1895, attention was directed to the proposed closing by the United States of the New Jersey channel of the Delaware River by means of a stone dyke between Fisher's Point and Petty's Island. The effect of such closing was investigated by the Engineers of the Riparian Commissioners in 1885, and they reported that a general shoaling of the water of the New Jersey channel would necessarily follow, rendering the stream unfit for navigation; that such shoaling would jeopardize the interests of shore owners on the river and its tributary, Cooper's Creek; that the water supply of the City of Camden would be deteriorated and heavy damages inflicted upon the large public and private interest of the City of Camden and its vicinity.

In the year 1895, these apprehended dangers were imminent. The Riparian Commisssioners made strenuous opposition to the intended closure, the details of which are fully disclosed in the reports of the Secretary and Engineer. This opposition of the Commission has apparently succeeded in delaying but not in permanently defeating the project. The chief of the United States Engineers (according to the report of the counsel of the Board, who visited the City of Washington to present the protest of the Board and State authorities against the threatened action,) gave assurance that "the original purpose of

the United States Engineers to close its channel between the points stated would be abandoned," and the work of closing does not seem to have been further prosecuted.

But the annual report of the engineer in charge of the so called improvement of the harbor of Philadelphia (to the prejudice of New Jersey), after detailing the action taken by the Riparian Commission, adds that "the original project for the improvement of Philadelphia harbor has never been modified. The further extension of this dyke will probably not be ordered until it has been ordered by the District Engineer, but its ultimate extension is a part of the approved project for the improvement of Philadelphia harbor."

In view of this discrepancy in the statement of the United States officials, I can only repeat the declaration of my former message, that "this invasion of the rights of New Jersey should be resisted to the utmost."

The value of riparian lands still belonging to the State, at the present schedule of prices, is estimated by the Commission at $25,000,000. All these lands are not now, and probably will not be marketable for many years to come. But those now or in the near future to be in demand amount to many millions of dollars.

The Commissioners direct attention to suggestions as to the oyster industry of the State contained in their former reports, and especially to the report of the Special Commission to investigate that subject, under Joint Resolution No. 2, approved May 2d, 1894. The report of such Special Committee will be found in House Minutes 1894, pages 936, &c., and is worthy your careful consideration.

The Riparian Commission strongly indorse the recommendations of the Special Commission, and say:

"Unless some such policy is adopted, there can be little question as to the ultimate extinction of the natural oyster-beds of the State, and the destruction of a great and valuable industry. Under a policy similar to that recommended by the Commission referred to, the oyster industries of New York, Connecticut and Maryland have rapidly developed and attained large proportions. There is no doubt that it would expand to equal, even greater magnitude, and become equally prosperous, under the fostering operations of a similar law in New Jersey. It would seem to be very short-sighted on the part of New Jersey to permit her near neighbors to usurp a rich field of industry that she is, by her splendid and unrivaled natural resources, and her proximity to the great markets of New York and Philadelphia, so well fitted to occupy and develop.

"If the industry were properly protected, there is no doubt that the extensive oyster lands of the State might be disposed of at rates that would be moderate and attractive to the purchasers and yet return a large revenue into the School Fund; that the industry would become one of the most important in the State, and that it would give remunerative employment to thousands of people."

BOARD OF PILOTS.

The Pilotage Commission of the State consists of six members. They report that a proposition has been made to substitute steam vessels instead of sailing vessels for pilotage for the bay and harbor of New York, New Jersey and adjacent ports. This proposition, while favorably regarded by the Commissioners of Pilotage, has not been definitely acted upon.

The number of New Jersey State pilot boats now in service is eight; the number of pilots holding licenses from the Board is fifty-four, of whom fifty-three are in active service, and one superannuated. There are two Amboy local pilots. The number of pilot apprentices is three.

FISH AND GAME COMMISSION.

This Commission presents an able and very comprehensive report. It is evident that its affairs have been conscientiously administered, and in an intelligent and practical manner. The fish and game question is exhaustingly treated, and many wise suggestions made, and various changes in the fish and game laws are also recommended which appear well considered and deserving your attention.

COLUMBIAN EXPOSITION COMMISSION.

Chapter 93, Laws of 1895, was passed for the relief of the New Jersey Commission to the World's Columbian Exposition, and provided, among other things, that "the geological exhibit as produced and exhibited at Chicago shall be turned over to the Geological Survey and be under its control and management; the sea-coast exhibit shall be turned over to the State Library, and the furniture and household effects and decorations of every sort shall be turned over to such departments of State as may be advised and directed by the Governor of this State; the agricultural exhibit shall be turned over to the State Board of Agriculture, and the educational exhibit shall be turned over to the State Board of Education."

By a subsequent act, Chapter 193, Laws of 1895, it was provided, that a suitable room should be prepared in the State House for a museum for the preservation and display of the exhibits of the several State Departments at the Chicago Exposition and for such other exhibits as may from time to time be placed therein, &c.

The furniture and exhibits referred to had, at the time of the passage of said two acts, been returned from Chicago and were on storage with the Fidelity Storage Warehouse Company of the city of Trenton.

A room for a museum has been set apart in the State House and a curator thereof appointed at a salary of $1,500, as authorized by the last mentioned act, and the various exhibits referred to placed therein.

The furniture and household effects and decorations have been distributed pursuant to the directions of Chapter 93, Laws of 1895.

WASHINGTON ASSOCIATION.

This association was incorporated by Chapter 309 of the Laws of 1874. A number of gentlemen had purchased the "Headquarters" at Morristown, occupied by Washington during the Revolutionary War. After making the purchase they secured the passage of the act above mentioned, and the "Washington Association of New Jersey" was formed thereunder, and still exists in a flourishing condition. The design and object of the association is to preserve the Headquarters, so far as possible, in its original condition, and to maintain it as a repository for revolutionary and historical relics and mementos. In this direction it has been eminently successful, and has, in fact, established a museum of revolutionary and historical antiquities of great value and interest. The Headquarters is open daily, free of charge, to visitors, and the act of incorporation referred to provides "that so long as the building known as the Washington Headquarters shall be open to the public, free of charge, at all proper times, and so long as it shall be held as an historical building within which all the people of New Jersey may deposit articles of interest connected with the men and events of our revolutionary struggle, the State Treasurer shall pay to its President or Treasurer the sum of $2,500 in semi-annual payments, to be used by the Trustees for the care, maintenance and perpetuation of the Headquarters," and the Trustees shall render each year an account of their expenditures made from the fund thus appropriated.

The legality of this appropriation was attacked in the courts, but its validity was sustained.

The report of the Treasurer of the association shows that for the year ending November 1st, 1895, the association expended for the care, maintenance and perpetuation of the Headquarters $2,687.52, an excess of $187.52 over the sum received from the State.

THE PALISADES.

In my second annual message I directed attention to the fact that the Palisades were being despoiled and threatened with practical destruction. I therefore suggested the passage of two acts which would limit if not prevent the destructive work. One of those proposed acts is now Chapter 28, of the Laws of 1895. The other was embodied in Senate Bill No. 6, but failed of final passage. It seems incredible that opposition should be offered to any practically effective plan or scheme for preserving this grand, unequaled natural wonder. Situated almost entirely within the State of New Jersey, it should be our pride to preserve it in its original character. I would therefore repeat the

suggestions and recommendations of my former message on this subject and request your consideration thereof. But as they may be deemed ineffectual or impracticable, I respectfully direct your attention to the joint action of this State and the State of New York in the premises. The State of New York, realizing the desirability of perserving the Palisades intact, passed an act (Laws of New York 1895, Chapter 97), providing for the appointment of three Commissioners from that State to meet and confer with a like Commission from the State of New Jersey, "for the purpose of adopting such means as may be deemed expedient and necessary in the view and for the object of securing action, by the Government of the United States, for the acquisition of that part of the west shore of the Hudson river within the States of New York and New Jersey known as the Palisades of the Hudson, to be set apart as a reservation or for the purpose of fortification."

The action of the New York Legislature was responded to by that of our State, in the enactment of Chapter 415 of the Laws of 1895. Under the act last mentioned Hon. Henry D. Winton, General Edward P. Meany and Honorable Charles B. Thurston were appointed Commissioners on behalf of this State. They met the Commissioners from New York and organized as a joint Commission, with Mr. Winton as President and Mr. Waldo G. Morse, of New York, as Secretary and Treasurer. The report of the Commission has been submitted, detailing their proceedings and stating their conclusions. The conclusion is that the United States should acquire and hold the Palisades, and to that end they append to their report drafts of proposed laws to be passed respectively by Congress and the Legislatures of the two States.

The Commissioners state that they desire to continue the work in which they are engaged and to present before Congress, at the present session, the proposition which they have outlined in their report.

Should your Honorable Bodies think favorably of the proposition of the Commission that the Federal Government acquire and hold the Palisades, it will be wise to continue the Commission as suggested. If the preservation of the Palisades cannot be effected by New Jersey alone, or conjointly with New York, the effort to interest the Federal authority should be made and vigorously pressed. To that end, I suggest the propriety of the passage of a concurrent resolution by your Honorable Bodies, requesting our Senators and Representatives in Congress to aid the necessary legislation by all legitimate means within their power.

REVISION OF CORPORATION LAWS.

The Legislature of 1895 passed an act providing that three persons therein named should be Commissioners "to revise and codify the act concerning corporations (Revision), approved April 7th, 1875,

and the several subsequent acts supplementary thereto and amendatory thereof, and to incorporate such amendments as they may deem wise and necessary to perfect the system of general corporation laws of this State," and report to the present Legislature, on the first day of its session.

This Commission was charged with an important duty, and is, I understand, prepared to submit its report to your Honorable Bodies.

COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION IN THE UNITED STATES.

By Chapter 225, Laws of 1895, it was provided that three persons should be appointed a commission "to examine the subjects of marriage and of divorce, insolvency, insurance, the form of notarial certificates, and other subjects; to ascertain the best means to affect an assimilation and uniformity in the laws of the State, and especially to consider whether it will be wise and practicable for the State of New Jersey to invite the other States to send representatives to a convention to draft uniform laws, to be submitted for the approval and adoption of the several States," &c., and to report to the Senate at its session (1896) "an account of its transactions and its advice and recommendations."

I am not informed what action has been taken by the Commission, nor whether it is prepared to report to the Senate.

GENERAL STATUTES OF NEW JERSEY.

By Chapter 41, Laws of 1894, the State Treasurer was directed "to subscribe for one thousand sets of the public acts of this State, * * * which work shall contain all the public acts of the Legislature of this State now contained in the 'Revision of the Statutes of New Jersey,' published in the year 1877, and in the supplement to said Revision published in the year 1887, and the session laws passed or that shall be passed by the Legislature of this State between the first day of January, 1887, and the close of the legislative session of the year 1894, which are general and permanent in their nature, and which shall be found in force at the end of the present (1894) legislative session, together with abstracts from the public decisions of the courts of this State expounding or construing the same."

The work referred to is to be published by legislative authority and to be entitled "General Statutes of New Jersey."

By Chapter 203, Laws of 1895, the proposed work is to contain all the public acts contained in the Revision and Supplement, and those passed between the first day of January, 1887, and the close of the legislative session of the year 1895. I am not advised officially as to the status of the work in question, but have learned otherwise that it is about completed.

SURRENDER OF SPECIAL TAX PROVISIONS BY CENTRAL RAILROAD COMPANY OF NEW JERSEY.

In my second annual message I directed the attention of the legislative bodies to the fact that the charter of the Central Railroad Company of New Jersey contains a provision that said company "shall on the first Monday of January of each and every year pay to the Treasurer of this State a tax of one-half of one per centum upon the cost of said road as shown by the annual report of such cost made the year preceding the said first Monday of January in which such payments as aforesaid shall be made; *provided*, that no other tax or impost shall be levied or assessed upon the said company."

Also, that the company's charter contained a provision, that at any time after the expiration of fifty years from the completion of said road, the Legislature might cause an appraisement of the said road and appendages to be made, and thereupon the State should have the privilege for three years of taking the said road upon payment to the company of the amount of said report, within one year after electing to take said road, &c.

The history of the litigation to compel the different railroad companies of the State to pay taxes upon a fairer and more equitable basis than under their special charter provisions, was given in my said message and need not be repeated here.

Railroad and canal companies are now taxed under the Laws of 1884 (Chapter 101), entitled "An act for the taxation of railroad and canal property," as amended by Chapter 208, Laws of 1888.

In my said message I also stated as follows:

"I understand that all the companies are now paying the taxes assessed against them under the laws of 1884 and 1888, without objection, except the Central Railroad Company, which, although paying the tax, each year sues out a writ of certiorari as a precautionary measure, in order that it may not be precluded from obtaining from the United States Supreme Court a decision upon the merits of its controversy with the State, and which failed to be obtained in the case of *Little* v. *Bowers*, before mentioned.

"It will be remembered that the charters of the Central Railroad Company, the Camden and Amboy Company, and the Morris and Essex Railroad Company contain provisions that the State may take their properties within certain times. In the case of the Camden and Amboy Company, I believe, the right of the State to take that property has expired by limitation.

"Recognizing the desirability of annulling all special provisions for taxation of railroad and canal property, and the removal of all questions as to the right of the State to tax the same conformably to the amended Constitution, and such laws as have been or might be enacted, the Legislature in 1890 passed an act (Chapter 116) providing

that any railroad or canal company having or claiming to have any contract with the State exempting its property, or any part thereof, from taxation, imposed by any law of the State, may, upon the written assent thereto of the Governor, execute and file in the office of the Secretary of State an instrument to be first approved by the Attorney-General, waving the benefit of and surrendering any such contract and agreeing to submit itself and be subject to the operation of all constitutional general laws of the State, applicable to all the railroad and canal corporations of the State, which can be taxed by the legislative power of the State by acts passed or to be passed, and that upon the filing and execution of such instrument any contract or provision contained in any charter of such corporation, or any statute of the State, whereby the State has, or claims, a right to take or purchase the property of such corporation, or any part thereof, 'shall be and the same is hereby wholly extinguished and surrendered.'

"Under this act the Morris and Essex Railroad Company, in the year 1890 or 1891, executed and filed the necessary instrument, approved by the Governor, and thereby surrendered its claim to be taxed only according to its charter, and the State has, consequently, relinquished its right to take the company's property. The right of the State to take the property of the Camden and Amboy Company has expired by limitation, and while that corporation has not actually filed the necessary instrument surrendering its irrepeable contract with the State (and which the courts have upheld), it is, I understand, prepared to do so when all the railroads of the State are, according to its interpretation, brought under the operation of the same general law. That result will be attained, I am advised, when the Central Railroad Company surrenders its claim to special exemption.

"The case of the Central Railroad Company stands thus:

"The courts of this State have decided that it has no irrepealable contract. The United States Supreme Court has not finally passed upon the question, and the company is maintaining itself in a position to secure such final decision if deemed advisable so to do. The right of the State to take its property must be exercised within the next few years if it intends so doing.

"In this situation the company has expressed its willingness to execute and file the necessary instrument under the law of 1890, surrendering its claim to an irrepealable contract.

"Although the power to permit such surrender rests with the Executive, I have deemed it proper to submit the matter to your Honorable Bodies, in order that you may, if you see fit, express your approval or disapproval of the proposition.

"My own judgment, concurred in by the Attorney-General, is that it should be accepted. I do not imagine that the State will ever engage in the railroad business, or desire to acquire as State property the railroad of the Central Company. On the other hand, the advantage

to the State of removing all doubt as to its right of taxation of railroads and canals and subjecting them, beyond question, to taxation 'under general laws and by uniform rules, according to true value,' is manifest.

"In the absence of your expressed disapproval, I shall permit the surrender."

The Legislature expressed no opinion of disapproval or otherwise of my proposed action in the premises. I therefore permitted the surrender to be made, and the proper instrument to that effect, approved by the Attorney-General and assented to by the Executive on the twenty-fifth day of June, 1895, was duly filed in the office of the Secretary of State on the last-mentioned date. The Central Railroad Company has thus surrendered its claim to special taxation under its charter provision, and the State has surrendered its right to purchase, take or acquire the property of that corporation.

PROPOSED AMENDMENTS TO THE STATE CONSTITUTION.

Certain amendments to the State Constitution, proposed and agreed to by the Legislature of 1895, are awaiting your action. The amendments would effect quite radical changes in our present Constitution and deserve your serious consideration. They are on file in the office of the Secretary of State.

The proposed amendments have been published or advertised, as required by the Constitution. Should any of them be agreed to by your Honorable Bodies, it will then devolve upon you to pass a law submitting the same to the people for adoption or rejection at a special election.

In view of the frequent complaints that the law requiring all State reports to be made up as of October thirty-first works prejudicially in many instances, I suggest that legislation be enacted providing a remedy in the respects complained of and reconciling the time for the presentation of such reports with the necessities and convenience of the several departments.

I also call your attention to the absence of appropriations for the compensation of the State Board of Canvassers, the members of the Electoral College, and for pay of the National Guard in case it be called into service to preserve the peace or suppress violence or riot.

In the case of the State Board of Canvassers which canvassed the returns of the late Gubernatorial election, the members thereof received no compensation, because of lack of appropriation therefor; each member, however, was furnished by the Comptroller with a certificate of the amount of his compensation on the basis theretofore allowed, which amount should be added to the appropriations for the current fiscal year. The electors to cast the vote of this State for President and Vice-President will have performed that duty before

the assembling of the Legislature of 1897. Their compensation (if compensation is allowed them) should therefore be provided for during your present session.

Existing laws and the constitutional requirement that the Executive "shall take care that the laws be faithfully executed," furnish sufficient authority for calling the militia into service when required, but no provision exists under which the Treasurer and Comptroller would feel justified in paying for such active service. A fund contingent should therefore be provided, whereunto recourse can be had to meet this and other necessities liable to arise.

In my preceding messages I have dealt with the question of public parks and reservations, railroad crossings of highways at grade and a public water-supply. I do not propose herein to advert to those subjects, further than to ask your attention to the recommendations and suggestions thereon contained in those prior communications.

Although no tax for State purposes is imposed upon the citizen, local taxation is everywhere too high and in many localities oppressive. The inequalities between corporate and personal taxation and the large exemptions from all taxation, increase these burdens. A total or even partial abolition of such inequalities and exemptions would greatly ameliorate the condition of now overtaxed communities.

I cannot forbear, in closing this my last annual message, to acknowledge the kind consideration which, throughout my term, has been extended the Executive by the Legislative and other State departments. This is the more gratifying, inasmuch as in many instances we have not been in political accord and a period of exceptional difficulty has existed for the discharge of Executive functions.

I invoke the continued favor of Divine Providence upon our State and people, and retire from official station, with the fervent hope that peace, happiness and prosperity may attend us in the years to come, in even greater measure than in the years gone by.

GEORGE T. WERTS.

EXECUTIVE DEPARTMENT,
TRENTON, Jan. 14, 1896.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be authorized to appoint a Calendar Clerk, that the Engrossing Clerk be authorized to appoint an Assistant Engrossing Clerk, and the President of the Senate a Secretary for his own convenience and attendance upon him.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the rules of the last session be adopted for the government of the present session of the Senate, and that two hundred

copies of the rules, together with the Constitution of the State and the Standing Committees of both Houses, with their Joint Committees, and names and residences of members and officers, be printed for the use of the Senate.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That four hundred copies of each bill, joint and concurrent resolution be printed as reported.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That all bills and joint or concurrent resolutions introduced previous to the appointment of committees be printed before reference.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That a committee be appointed to invite the clergy to open the daily sessions with prayer.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That unless otherwise ordered, the daily sessions of the Senate shall begin at ten o'clock in the forenoon and at two o'clock in the afternoon.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Sergeant-at-Arms of the Senate be and he is hereby authorized to appoint four pages.

Mr. Rogers, on behalf of Mr. Jones, presented the President with a gavel, which was received by Senator Thompson with a few appropriate remarks of thanks.

The President announced that he had appointed Charles H. Bateman, of Somerset county, as his Private Secretary.

Mr. Voorhees, on leave, introduced

Senate Bill No. 1, entitled "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary, when appointed.

Mr. Williams, on leave, introduced

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions, when appointed.

Mr. Ketcham, on leave, introduced

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education, when appointed:

The same Senator, on leave, introduced

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having, by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Senate Bill No. 6, entitled "An act relative to the opening, widening, vacating, or straightening of streets in certain townships in this state,"

Senate Bill No. 7, entitled "A supplement to an act entitled 'An act authorizing the issuance of tax arrearage bonds in townships,'" approved May ninth, one thousand eight hundred and ninety-four,

And

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions, when appointed.

The same Senator, on leave, introduced

Senate Bill No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws, when appointed.

The same Senator, on leave, introduced

Senate Bill No. 10, entitled "An act for the consideration of a general system of drainage for the valley of the Passaic river, and the prevention of the pollution thereof,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations, when appointed.

Mr. Herbert, on leave, introduced

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings (Revision),'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws, when appointed.

Mr. Kuhl, on leave, introduced

Senate Bill No. 12, entitled "An act concerning the compensation of the clerk of the supreme court,"

And

Senate Bill No. 13, entitled "An act concerning the compensation of the clerk in chancery,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary, when appointed.

The same Senator, on leave, introduced

Senate Bill No. 14, entitled "An act to repeal a supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, said supplement approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to Committee on Revision of the Laws, when appointed.

Mr. Johnson, on leave, introduced

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business, when appointed.

The same Senator, on leave, introduced

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the

control and management of the same, approved March first, one thousand eight hundred ninety-three,'" and a supplement to said act,

And

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations, when appointed.

Mr. Stokes, Chairman of the Commission on Epileptics and their Institutional Care, presented the following report, which was read and ordered printed:

The Legislature of the State of New Jersey, in the year 1895, enacted the following:

"WHEREAS, It appears that there are hundreds of epileptic persons in this state, many of whom are in our insane asylums and institutions for the feeble-minded, without those proper environments and that special care and treatment suited to their mental and physical condition; therefore,

"1. BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey,* That a commission of five persons, residents of this state, three of whom shall be physicians and two laymen, be appointed by the governor, by and with the advice and consent of the senate, to make careful investigation of this subject, and report at the session of the legislature in the year one thousand eight hundred and ninety-six the results of their deliberations.

"2. *And be it resolved,* That a sum not exceeding six hundred dollars be and is hereby appropriated to meet the necessary expenses of the said commission in visiting the two state institutions for epileptics in New York and Ohio, and in making such other investigations as the commission may deem proper, and that the treasurer of the state, on the warrant of the comptroller, shall pay the aforesaid commission the expenses assumed within the above-named limits of six hundred dollars, the commission first specifying in writing the items of expense.

"3. *And be it resolved,* That this act shall take effect immediately.

Pursuant to this resolution, the Governor, with the advice and consent of the Senate, constituted the Commission by the appointment of P. C. Barker, M.D., Morristown; William L. Newell, M.D., Millville; John H. Ewing, M.D., Flemington; Rev. J. M. Buckley, Morristown, and Prof. S. Olin Garrison, Vineland, as Commissioners.

As soon as possible the Commission was organized by the appointment of P. C. Barker, M.D., Chairman, and Prof. S. Olin Garrison, Secretary; and in the discharge of the duty imposed, having carefully investigated the number and condition of epileptics in the benevolent and penal institutions of the State, and so far as possible of those maintained at home, and having visited the "Colonies" referred to in the resolution—known respectively as the Craig Colony, at Mount Morris, N. Y., and the Ohio Hospital for Epileptics at Gallipolis—begs leave to report as follows:

Circulars were addressed to over two thousand physicians in New Jersey, and more than one hundred institutions. Information was sought from institutions as to the whole number of epileptics therein; the number respectively of very mild, of moderately severe, of very severe, and of irregular forms; of such also as are able and fit to do work generally, such as are able and fit for work a portion of the time, such as are not able to do any work, and of such as are both epileptic and idiotic. In addition, the Superintendents of the institutions were requested to furnish information concerning the former occupations of epileptics under their care, and to state the total number of all classes referred to in answer to the inquiries. Physicians were requested to impart similar information concerning patients under their care.

NUMBER AND CLASSIFICATION OF EPILEPTICS IN NEW JERSEY.

More than three hundred physicians and above forty institutions of various kinds reported, and additional reports from institutions and physicians are still arriving.

Among the institutions reporting are eight jails, six insane asylums, five hospitals, ten almshouses, one for feeble-minded women, one reform school, one school for deaf-mutes, one school for feeble-minded children, two almshouses and insane asylums combined, and six miscellaneous institutions. No reports were received from any institutions in Monmouth, Passaic, Sussex, Ocean, Salem and Warren counties. The total number reported by institutions is 351, of whom 183 are males and 135 females, and 33 sex unspecified.

The whole number reported by physicians is 709, of whom 310 were males, 215 females, and in 184 cases the sex was not specified; giving a grand total of 1,060.

In consideration of the fact that at least 1,500 physicians did not reply, and 59 institutions made no report, at the lowest estimate *the total conceded epileptic population of the State must be more than two thousand.* Information gained by other States in similar investigations renders it probable that not more than half the actual cases could be included in any census, public or private, because of the

natural indisposition on the part of sufferers and their friends to acknowledge to themselves the existence of such a disease in the family; and in cases of the poor, the lack of the thorough medical examination necessary in many instances to recognize the malady in irregular forms, or when, as frequently occurs, it is masked.

EPILEPTICS AND THEIR NEEDS.

Epilepsy is at least as old as the history of medicine, and it is widespread and common. The most conservative calculations allow from two to five cases of epilepsy to every thousand of population in this country. As a disease, it is hereditary in a high degree, not only directly but as an alternate of certain other forms of nervous disease, inherited drunkenness and insanity. While the majority of cases are incurable so far as complete immunity from subsequent attacks is concerned, nearly all improve under enlightened medical treatment, conjoined with hygienic, dietetic and moral influences, which, however, are possible only in properly constituted and wisely managed institutions.

Experience has demonstrated that nearly all epileptics thus treated improve in every way, having fewer seizures, and these often of a milder character than before. They are more hopeful, more cheerful, better contented with their sad lot, and as a result improving both in general appearance and morals. It has been found that they are helpful to each other, being watchful, kind and even tender to the fellow-sufferer who may chance to have an attack in their presence.

Both in Europe and America these results have been visible in a high degree. It is quite otherwise in almshouses, penal institutions and in insane asylums. In the last named no one can deny that the influence is bad in both ways. The sane epileptic is depressed by association with insane patients, and the latter may be seriously disturbed by witnessing an epileptic convulsion.

A melancholy fact, also, is that the ties of nature and the various beneficent home influences, even where the parents are in comfortable or affluent circumstances, do not prevent the epileptic from injurious brooding over his hopeless misery, nor prevent him from gratifying his often morbidly excessive appetite for injurious food or depraving himself by vicious practices.

Yet more sad is the doom of the unfortunate victim born to the very poor. Shunned, neglected, if not roughly treated, he is allowed to grow up in ignorance, and most likely in chronic misdoing, if not actual crime.

Probably more than two fifths of all epileptics are, during a part of the time, insane. It is not uncommon for them to be temporarily de-

ranged after their seizures, and at such times even the slightest provocation may be sufficient to excite an insane "furor," which may be followed by the commission of homicide or some other crime. Though this is especially the case among the criminal classes, it is by no means confined to them. Many lawless actions are perpetrated under conditions allied to and connected with the irregular forms of epilepsy, thus adding to the sum of trouble, sorrow and crime in the world, giving rise to perplexing medico-legal questions, consuming the time of courts and involving the expenditure of large sums of money by the municipality or county in which the crime is committed.

At the present time there are 82 epileptics in the State Hospital at Morris Plains, and 86 in that at Trenton; the epileptic population having during the past year increased in the latter institution 18 per cent. Enquiry of the medical directors of these institutions reveals the fact that the presence of these epileptics is alike injurious to the insane and to the epileptic. A considerable number of the epileptics in asylums are sane, and are practically imprisoned in an environment which can but depress them; while the insane, specially liable to excitement or depression, many of the more curable being abnormally sensitive to everything sudden, startling or abhorrent, are at all times liable to have forced upon them the spectacle of a convulsive seizure, made more horrible by the almost universal accompaniment of that strange mixture of a shriek and a groan, known in medicine as "the epileptic cry."

As in the State Hospitals for the Insane it is impossible to classify epileptics in a ward by themselves, the existence of 86 at Trenton, and 82 at Morris Plains makes it certain that no day will pass, and often no hour in the day, without one or more falling without a moment's warning in a spasm, which no frequency of repetition can make more tolerable to the beholder. For, in extreme cases, "the head is turned by a series of jerks towards one or other shoulder, the breathing is for the moment arrested, the countenance first pale, then livid, the pupils dilated and the pulse rapid. This, the first stage, lasts about half a minute, and is followed by a tumultuous spasm of the muscles, in which the whole body is thrown into violent agitation, the eyes roll wildly, the teeth are gnashed together, and the tongue and cheeks are often severely bitten. The breathing is noisy and laborious, and foam, often tinged with blood, issues from the mouth." Says one of the most distinguished of English physicians, "the aspect of the patient in this condition is shocking to witness, and the sight has been known to induce a similar attack in an onlooker."

The departure of the convulsion is usually followed by drowsiness and stupor, but sometimes by maniacal excitement. While there is a certain kind of regularity about the attacks in many cases, and while sometimes they occur but once in the course of many years, in others

they occur once a week or a fortnight, in many daily, and sometimes very frequently in a day.

Dr. Reynolds, an authority upon the subject, states that there are four times as many epileptics who have their attacks more frequently than once a month, as there are of those whose attacks recur at longer intervals.

Meanwhile the epileptics confined in an asylum steadily deteriorate in morals and mental condition, though it is a remarkable fact that "epilepsy appears to exert no necessarily injurious effect upon the general health, and even where it exists in an aggravated form, is quite consistent with a high degree of bodily vigor." Yet, both in Europe and America, the subjects of epilepsy will not generally be received in the schools, public or private. They are prevented from attending church and social gatherings; they are shunned by their playmates; no one wishes to employ them, yet the majority, if under wise superintendence, are as able to work and study as most persons.

WHAT HAS BEEN DONE ELSEWHERE.

In France and Germany great progress has been made in the care and cure of epileptics. As long ago as 1848 a French clergyman conceived the idea of a colony, and in 1869 the widely-known Bielefeld Epileptic Colony was established in Germany, beginning with a cottage, a garden and twelve patients; it now consists of a farm of 1,350 acres, upon which are to-day "meadow, groves and gardens, orchards and avenues, cottage homes adapted to the various grades of the patients." These are twelve hundred (1,200) in number. For the men there are more than thirty different vocations, and for the women at least twelve. Infirmaries for the sick and feeble, and separate buildings for those who become excited or insane have been constructed.

At Bielefeld six times as many epileptics are cured as by all the methods heretofore in use in the United States. Encouraged by the success of this colony, a number of similar institutions have been started in Germany, France, Holland, Switzerland and Sweden.

The Ohio Hospital for Epileptics, at Gallipolis, was open to patients November 3d, 1893, and the number under treatment is 453 —276 males and 177 females.

The site is a plateau of only 105 acres, about thirty feet above the bottom on which Gallipolis is built. This farm was donated by the town of Gallipolis. The situation is picturesque. The cottages are light, clean and cheerful. The water is supplied without cost by the city of Gallipolis.

The theory of the management is to keep the patients at work at such useful employment as is best for them, but too short a time has

elapsed to admit of its being fully developed; yet already a large per cent. of the patients are employed. It is estimated that all but about ten per cent. of those in the institution can be put to some profitable employment. All the work about the cottages, except what is done by two paid attendants in each cottage, is done by the patients. The kitchen and laundry work is also done by them, under the direction of two cooks and one laundress. The farm, mostly devoted to the raising of vegetables for home use, is cultivated by the inmates, under the supervision of one gardener. Also all work in grading, ditching and care of the greenhouse is performed by the inmates. Sufficient vegetables, onions, beets, potatoes, tomatoes, celery, etc., were raised on the farm last (a poor) year for the use of the institution during the summer months.

Basket-making, shoe-repairing, carpentry and upholstery have been established—as yet in a small way. Boys will be taught trades, and the patients will work as thought best by the manager. It is hoped to establish brush and broom-making, and, if possible, to place them on a paying basis. These departments will be under the entire care of the patients. The elementary branches are taught the children, and as much progress is obtained by the majority as in schools attended by more favored classes. Amusements, outdoor sports, such as base-ball, lawn tennis and croquet, are employed. Religious services are held twice a week for those who desire to attend, and the children attend Sunday-school.

The collection of a large number of patients suffering from this peculiar malady, in so small a compass, might give rise to a doubt as to its benefits to the patients, but the forbearance and patience they are compelled to learn serve as a discipline. They seem pleased to assist one another during the time of seizure, and display an affection and tenderness to each other that is surprising.

The patients almost uniformly improve in general health and weight. They have a cheerful, satisfied, and hopeful look, which is attributable to the humane treatment for which the Hospital is already noted. The results of treatment seem to be favorable, though the time elapsed since the institution was started is too short to allow the announcement of cures. About ninety have not had an attack in nine months, and a small, but still a considerable, number in eighteen months.

The cost to the State, in actual cash, is about $130 per capita per annum. This includes salaries of attendants and all other running expenses. With a greater amount of land, the necessity of which is imperatively felt, and the development of various industries, this institution can be made nearly self-supporting.

The institution is under the care and management of Dr. H. C. Rutter, two assistant physicians and a bacteriologist, also connected with the State University.

The State of New York, after investigating the subject thoroughly, purchased an estate formerly owned by the Society of Shakers, consisting of 1,872 acres of land near Mount Morris, in Livingston county, N. Y., to be known as "The Craig Colony." Upon this estate there are buildings of different dimensions, some of which during the past year have been put in order for the accommodation of patients. The object of the colony is to furnish the epileptics schools where they may attain an education, to provide industrial training of all kinds, to give them a home, and to see that each case is carefully studied and treated by the best scientific methods the world affords.

The Craig Colony is modeled to a considerable extent upon the institution at Bielefeld. When the sub-committee of the Commission visited the colony in New York, the buildings not being in readiness, patients had not been received, but since that time the first installments have arrived.

The Legislature of Massachusetts has recently authorized the establishment and maintenance at the public expense of a Hospital and Home for Epileptics, besides giving a liberal donation to a private benevolent institution for non-insane epileptic children. In California, Pennsylvania, Maryland, Illinois, Minnesota and Michigan, a limited provision, on the industrial and educational plan, has been made for the care of sane epileptics in connection with the State institutions for the feeble-minded. This method, however, is unsatisfactory and must be temporary, as a very large number of epileptics are not classifiable with the feeble-minded.

RECOMMENDATIONS.

1. Your Commissioners are unanimous in the opinion that, whether this question be regarded from the standpoint of philanthropy or political economy, the claims of this large class of unfortunates should appeal to every citizen of the State. As philanthropists we should hasten to mitigate their sad and suffering condition; as political economists, for the protection of the State, we should strive to diminish this frequent cause of idiocy, pauperism, insanity and crime, by affording the opportunity of the removal of these defectives, not only from almshouses and penal institutions, but from insane asylums and the homes of the poor, and of placing them in a special "colony" or "village" where they may receive proper treatment and be subjected to the curative and ameliorating influences that experience has shown to be efficacious.

SUMMARY.

Among the special reasons for the establishment of a Colony for Epileptics are:

First—For the welfare of the *epileptics*, whose numbers justify the outlay.

Second—For the welfare of the *insane*, who should not be compelled to associate with them in the hospitals.

Third—To diminish, so far as possible, the *overcrowding* of the hospitals for the insane.

Fourth—To remove the epileptics from the almshouses, where it is a hardship for many of them to be, as, under favorable circumstances, they would be able to work, and might be restored to health.

The benefit that must accrue to epileptics in particular, and society in general, would be very great; and scores, if not hundreds, who now refuse to enter the dark portals of the hospital for the insane, or the forbidding gates of the school or institution for the feeble-minded, would be glad to enter the "home" or "colony" for epileptics. Our enquiries have convinced us that too much time has already been lost, and we *strenuously* recommend *immediate legislation in behalf of epileptics.*

A PRACTICAL AND INEXPENSIVE PLAN.

The Commissioners are of the opinion that their recommendations in this particular can be the more effectually carried out with but a small outlay at any one time by the State. They are convinced that the best method for a State of the area and population of New Jersey would be to secure a large farm, in a suitable situation, on which are buildings, there to establish a small "colony," to be supported under the care of a superintendent, with such assistants as are required, until discipline and morale are established, and trades begun and systematized.

The observations made by sub-committees in two visits to Gallipolis, convince the Commission that the majority of epileptics are as able to work a part of the time, under proper supervision, as others, and many of them practically all the time.

The partial returns received as to the occupations of epileptics in New Jersey show *one* each of the following trades and business: fireman, blacksmith, tailor, shoemaker, gardener, butcher, engineer, clockmaker, harness-maker, file-cutter, photographer, painter, undertaker, telegraph operator, bricklayer, merchant, miller, box-maker, schoolteacher and cook; *two* each of machinists, carpenters, trunkmakers, fancy needle-workers; *three* each, business men, musicians; *five* dressmakers and seamstresses; *six* clerks; *eight* each, hatters and servants; *ten* farmers; *thirteen* housekeepers and *twenty-four* laborers.

It is the judgment of the Commission that if the State would provide money for buildings and improvements, such a colony would be to a considerable degree self-supporting after the first year or two;

for upon such a farm a large part of the produce necessary for the support of the inmates can be raised.

In the selection of the limited number of patients with which to begin, those best adapted to receive the benefits and conserve the purposes of the "Colony" could be chosen from the large list of applicants that the experience of New York and Ohio shows will be found. Subsequently additional cottages, in the construction of which the inmates could be employed, may be erected as needed, no large expenditure at any time being required, until in a few years the asylums and almshouses may be relieved of their burdens, and hundreds of families of a care (to which no family is fully competent), and also of a continual source of anxiety.

In conclusion, the Commissioners beg leave to inform the Legislature that they are in possession of detailed information which they will be glad to place at the disposal of any committee which in its wisdom may be appointed for the consideration of this important subject.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be and is hereby directed to furnish each member, clerical officer and reporter one copy of "Members' Pocket Calendar of Legislature 1896," the same not to exceed in cost one dollar per copy.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
January 14, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

That the Clerk of the House be and he is hereby directed to inform the Senate that the House of Assembly has organized by the election of Hon. Louis T. Derousse, of Camden county, as Speaker, and Hon. James Parker, of Passaic county, as Clerk, and has proceeded to business.

Also, that the House of Assembly has concurred in the following resolution:

Resolved (the House concurring), That a committee of eight, three Senators and five Assemblymen, be designated by the President of the Senate and Speaker of the House respectively, to make the necessary

arrangements for the inauguration of the Hon. John W. Griggs as Governor of the State of New Jersey.

JAMES PARKER,
Clerk of the House of Assembly.

The President laid before the Senate the following communication:

STATE OF NEW JERSEY,
OFFICE OF COMPTROLLER OF THE TREASURY,
TRENTON, January 14, 1896.

HON. LEWIS A. THOMPSON, *President of the Senate:*

DEAR SIR—I have the honor to inform you that the contract for the current printing of the Legislature during the present session has been awarded to Messrs. MacCrellish & Quigley, of this city.

I have the honor to remain yours respectfully,

W. S. HANCOCK,
Comptroller.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Voorhees, the Senate then adjourned.

FRIDAY, January 17th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, January 20th, 1896.

At 8 o'clock the Senate met.

The session was opened by prayer by the Rev. O. S. Bunting, of Trenton, N. J.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

President Thompson announced the committees as follows:

STANDING COMMITTEES.

Agriculture and Agricultural College.

Packer, Parry, Ward.

Appropriations.

Rogers, Ross, Gould.

Banks and Insurance.

Ketcham, Williams, Ross.

Boroughs and Borough Commissions.

Bradley, Parry, Johnson.

Claims and Pensions.

Engle, Packer, Ross.

Corporations.

Stokes, Packer, Staates.

Education.

Hoffman, Vreeland, Stokes.

Elections.

Williams, Voorhees, Hoffman.

Engrossed Bills.

Ward, Stokes, Staates.

Finance.
Parry, Stokes, Vreeland.

Game and Fisheries.
Ward, Gould, Staates.

Judiciary.
Voorhees, Johnson, Daly.

Labor and Industries.
Rogers, Ward, Kuhl.

Militia.
Skirm, Williams, Kuhl.

Miscellaneous Business.
Ross, Vreeland, Engle.

Municipal Corporations.
Skirm, Ketcham, Daly.

Railroads and Canals.
Herbert, Ward, Engle.

Revision of the Laws.
Williams, Herbert, Kuhl.

Riparian Rights.
Bradley, Ross, Johnson.

Unfinished Business.
Vreeland, Hoffman, Kuhl.

JOINT COMMITTEES.

Clergy.
Skirm, Ketcham, Parry.

Commerce and Navigation.
Ross, Vreeland, Staates.

Federal Relations.
Bradley, Ward, Daly.

Industrial School for Girls.
Stokes, Bradley, Kuhl.

Passed Bills.
Gould, Voorhees, Daly.

Public Grounds and Buildings.
Ketcham, Skirm, Packer.

Public Printing.
Williams, Johnson, Rogers.

Reform School for Boys.
Hoffman, Packer, Johnson.

School for Deaf-Mutes.
Skirm, Parry, Rogers.

Sinking Fund.
Ketcham, Voorhees, Daly.

Soldiers' Home.
Stokes, Herbert, Staates.

State Hospitals.
Voorhees, Rogers, Vreeland.

State Library.
Johnson, Bradley, Stokes.

State Prison.
Herbert, Gould, Kuhl.

Treasurer's Accounts.
Hoffman, Williams, Ross.

Mr. Voorhees, on leave, introduced

Senate Bill No. 18, entitled "An act concerning the appropriation for a state reformatory,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

The same Senator, on leave, introduced

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Vreeland, on leave, introduced

Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on State Hospitals.

The same Senator, on leave, introduced

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Herbert, on leave, introduced

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Ketcham, on leave, introduced

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

The same Senator, on leave, introduced

Senate Bill No. 26, entitled "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, on leave, introduced

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

The same Senator, on leave, introduced

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The same Senator, on leave, introduced

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, January 21st, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Thomas Tyack, Hightstown.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Voorhees, on leave, introduced

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Hoffman, on leave, introduced

Senate Bill No. 31, entitled "An act to create and maintain a sinking fund in cities of the fourth class in this state for the redemption and cancellation of their bonds and other funded indebtedness,"

Senate Bill No. 32, entitled "An act to authorize cities of the fourth class to accept a dedication of lands on or near the beach or ocean front, and to regulate the use thereof; to construct thereon elevated walks, pavilions, stairs and other structures, and to improve, maintain or remove the same; to provide the money necessary therefor; to cause inclined approaches to such elevated structures within the lines of any street-sidewalk to be constructed and maintained by abutting owners; to vacate any lands so dedicated and accepted,"

And

Senate Bill No. 33, entitled "A further supplement to an act entitled 'An act to authorize cities in this state on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front; to grade and otherwise improve the same; to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That in behalf of the State of New Jersey, the Senate accept with thanks the generous gift of the relic of the Senate and its Chamber, year 1859, presented by the surviving member, Mr. George V. Chickener, of Somerville, N. J., and that it be suitably framed and hung in the Executive Chamber.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Senate do now take a recess until 12 o'clock, to meet at Taylor Opera House, and then when it adjourn, it be to meet in this chamber at 2.30 o'clock.

Mr. W. H. Skirm, Chairman of the Joint Committee on the Inauguration, submits the following, as agreed upon, as a report:

The inaugural ceremonies will take place on Tuesday, the 21st, at 12 o'clock M., in Taylor Opera House, Trenton, in the presence of the legislature and judiciary and State officers.

The two Houses of the Legislature will meet at their respective chambers at the usual hour and adjourn to meet upon the stage of the Taylor Opera House at 12 o'clock M.

They will organize upon the stage, where the seats have been prepared for them.

At 11.30 o'clock A. M., the Joint Committee on the Inauguration, with the State officers, will meet in the Executive Chamber and escort Governor Werts and Governor-elect Griggs to a place in the line of parade.

The procession will move at 11.30 A. M., through State street to the Opera House.

On their arrival at the Opera House, the following exercises will be observed:

Inauguration of Hon. John W. Griggs as Governor of New Jersey, Taylor Opera House, January 21st, 1896.

President ordered the Secretary to call the roll, when the following Senators appeared and answered the roll

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Prayer by the Rev. Thomas Hanlon, D.D.

Administration of the Oath of Office, by Chief Justice Beasley.

Delivery of the Great Seal of the State, by ex-Governor Werts.

Acceptance of the Great Seal by Governor Griggs.

Introduction of Governor Griggs to the President of the Senate, by ex-Governor Werts.

Introduction of the Governor to the Senate and General Assembly, by the President of the Senate.

INAUGURAL ADDRESS.

Gentlemen of the Senate and General Assembly:

With these brief and simple ceremonies the executive administration of the State passes away from my predecessor to a new incumbent. Such simplicity is befitting the nature of a republic, where the imposition of the authority of government is not the conferring of personal title, but the official investiture of the power of public service upon the selected agent of the people. Trite though the remark may be, it cannot be too often repeated, that the public officer is merely the trustee of the commonwealth and owes to the people the duty, superior to all other considerations, of loyal and unselfish service.

It would be an affectation were I to leave unmentioned the fact that is in the thought of every citizen, that this event implies the passing of the executive control of New Jersey out of the hands of a party that has held it for nine successive terms.

The valuable function of political parties in republican government is too well established to be questioned, and too universal to be ignored in official addresses. It is well, however, to keep clearly in mind the truth that they are themselves but agencies, whereby the people are enabled to obtain the first and only desideratum of an organized state, that is, good government for the whole people. When the popular voice dismisses the representatives of one party and calls those of the opposition into office, it is not for the purpose of enabling the new incumbents to wreak vengence on political adversaries, or merely to strengthen their own organization; it is to improve upon the quality of service theretofore rendered, and secure greater efficiency and devotion to the public welfare. In so far as I may on this occasion with propriety address the representatives of the party that now assumes control, I would conjure them not to imitate, but to avoid the mistakes of their political opponents; where they have been weak, let us be strong; where they have unduly hesitated, let us be bold; where

they have been excessive, let us be moderate; if they have been selfish, let us devote ourselves entirely to the interests of the commonwealth, with an eye single only to her glory and the prosperity of all her people. The fair-minded and patriotic official can readily distinguish the line across which partisan considerations should not go, and will find no difficulty in rendering aid of the most important kind to his party if he will govern his conduct by the primary motive of true public service.

It is fortunate that there are few, if any, subjects of legislation in our State that furnish the occasion for party differences. You will, therefore, be able to give to each matter your independent, deliberate judgment, and to share with your political opponents the labor and responsibility.

It is scarcely my proper function at this time to call your attention to particular topics upon which legislation is desirable. If I deem it necessary I will hereafter, by special message, communicate to you such matters as may need especially to be brought to your notice.

I consider it most important, however, that you should at once take into consideration the object of restriction in the volume of legislation. The mass of statute law has now become so immense that it may be said to be almost beyond the power of the legal mind to acquire it, or the judicial mind to interpret it. It was intended by the amendments to the Constitution adopted in 1875 to decrease the quantity of statute law by the abolition of special legislation upon several subjects, notably the government of counties and municipal corporations. Such decrease was for several years effected. But gradually, aided by experience and a sharpened ingenuity the draughtsmen of statutes came to know how to draw up laws, which, while possessing the form of generality required by the Constitution, had all the substance of special application to the desired locality, without becoming fastened to any unwilling municipality. It was the undoubted object of the constitutional amendments referred to, to provide a uniform system of laws for all the counties, cities, townships and other political sub-divisions of the State; a system not merely applicable to all, but to be compulsorily applied to all, so that all cities, all counties, all townships, of the same class, should be governed by the same uniform systems. Unfortunately our courts have held that this constitutional requirement is satisfied in a statute when by its terms it is applicable to all the members of a class, although as a matter of fact it may be practically applied to only one of the class. In other words, the courts hold that it is only necessary that all members of a class may take the benefit of a statute, but that the law need not be compulsory on all.

So it has become easy, by means of different forms of local option, such as popular elections for or against the adoption of any act, to

pass laws in form of the most perfect universality, which in effect are special charters for a single city. On account of this unfortunate interpretation of the constitutional intent the so called general laws relative to cities have become multitudinous. They fill over 350 pages in the new volume of General Statutes, and the laws under the title of Municipal Corporations will fill as many more. This condition of legislation as to cities might not have been unexpected in view of the fact that when the constitutional amendments requiring general legislation were passed all the cities of the State were already in existence under different special charters.

But a more striking instance of manifold legislation exists in the laws relating to boroughs. These forms of local government did not exist until recently. They were all created under so-called general laws. The spirit and letter of the Constitution required that they should be governed by a uniform system. Yet we find three different general acts now in force regulating the creation and government of boroughs. At each session of the Legislature numerous amendments to each of the three systems are passed, until this one title in the General Statutes now covers 111 pages. So variant, inconsistent and confused are these acts that no legal adviser or judicial interpreter can safely say what the law is on many subjects relating to boroughs. Besides boroughs, we have seperate systems respectively for borough commissions, for towns, for villages, for seaside resorts, and for townships, each possessing indiscriminately similar powers, and differing only in name and arrangement.

For some years past the annual volume of the laws has been growing in thickness. As an example, let me refer to the most recent, that of 1895. It contains one hundred and six different acts relating to cities, forty-three relating to boroughs, thirty-three relating to townships, thirteen relating to villages. It cannot be that any such number was necessary.

Take some other subjects. There are nine separate amendments to the school law, seven different acts on the subjects of sidewalks, eight relating to the State House, five relating to swamps and marshes. Similar variety and multiplicity will be found in any volume of annual statutes for the last six or seven years.

When we consider that the power of legislation is the greatest that can be exercised by any human agency, that every law changes the rights and modifies the duties of a greater or less number of citizens, it is proper to inquire whether proposed laws are sufficiently considered before they are adopted. The same tendency to multitudinous and slipshod legislation prevails in other States of the Union, and has attracted the attention of many thoughtful persons.

Besides the uncertainty and confusion that ensue from the existence of so many separate statutes, the easy change of existing law tends to create popular disrespect for the sanctity of the law. What can be so

readily made and so easily altered, can fairly be considered as of small importance.

The general statutes of the State now in press will comprise three large volumes of over 1,000 pages each, and in bulk will be about wice as large as the general statutes of the United States. Unless we are to have to confess that our legislative system is a failure, we must find a method of remedying this excess. It is not yet too late to pass a system of laws of comprehensive form for the government of municipalities, which should be compulsory upon all, so that the uniformity of local government contemplated by the Constitution may be attained.

This increase of laws, affecting almost every interest in life, cannot continue without involving many important subjects in serious confusion and difficulty. Many of the acts relating to one or another kind of municipal bodies affect the levying and collection of taxes and the issue of bonds, matters in which not only the public but many private persons are financially interested. I shall offer some suggestions which, if adopted, will, in my opinion, mitigate, even if they do not entirely remove, the difficulty.

No law should be passed unless there is some public necessity demanding it. The fact that a proposed law is, as is often said, unobjectionable in itself, is no reason for its enactment. There should be positive reasons for law-making, not negative ones. Settled rules should not be easily disturbed. It is not enough to say of a bill that it does no harm; it should be one conferring positive benefits and demanded by public necessity or convenience, to entitle it to the solemn sanction of the Legislature and the Governor. Every bill should be carefully considered in committee before submission to the proper House for passage. Its verbiage should be tested to see if it is accurate and expresses only what it is intended to effect. It should be compared with the existing law on the same subject, to ascertain if it harmonizes or is inconsistent therewith. It would save much trouble and confusion if, where there are several amendments proposed to the same law, they should be consolidated into one act.

And let it be remembered that in the discharge of the duty of a legislator there can be no consideration for such things as courtesy to a fellow-member or to the introducer of a bill, when the rights of the people of the State are to be affected.

In accordance with these views, I shall consider it my duty to withhold executive approval from all bills that have no positive advantages to the public, or are trivial or ill-considered in substance. I believe it is better to bear some inconvenience than to be constantly altering the statute law of the State.

These expressions are not intended to discourage or impede the passage of necessary laws in the interest of reform. Reform is necessary in the matter of legislation, as well as in other things.

There are subjects to which I hope the Legislature will give their most serious attention. The protection of life, limb and health against danger from public uses of the highways and streams of the State is one. Some well-considered and equitable plan of providing overhead or underground crossings where railroads intersect the streets of populous cities should be devised and enacted. The experience of other progressive States that have dealt efficiently with the subject is available for our instruction and guidance.

We all know how the calendars of our courts are crowded with causes arising from accidents from trolley-cars. Doubtless many such accidents are due to the carelessness of the injured party. Nevertheless it is the duty of the Legislature to guard, if possible, even against the carelessness of people, because there are many, including especially children, not endowed with the full measure of ordinary carefulness. The existence of this new agency of electrical propulsion, which, through the most crowded of our streets, impels at speed such dangerous vehicles, makes it obligatory on the Legislature to provide such legal safeguards as are possible, consistently with necessary public convenience, in order to minimize the danger of accident. How far these lines should be permitted further to be constructed upon the streets and highways should be a matter of consideration for the Legislature. In some instances, especially in country districts, it would seem only right to require that electric railroads should hereafter be constructed either on the side of the road or entirely off the limits of the highway, thus preserving the roads for the use of the public in the manner originally intended.

The pollution of the rivers of the State by cities and towns through sewers and otherwise, whereby a public nuisance and menace to health is created, is another subject that I am informed will be brought to your attention.

All these subjects are of the highest importance and extremely difficult to deal with. They call for the exercise of the highest ability and judicial spirit in the attempt to deal fairly with the rights of all concerned. Possibly upon some of these subjects you may not be able to advance beyond the stage of investigation. If so, it would be wise to have the result of your enquiries embodied in such form as to be available to the next Legislature.

I consider the result of the recent election in this State as a declaration of the people that they approve the policy of keeping our State charitable, educational and penal institutions free from political control; that they desire the most rigid economy in the management of State affairs; that no useless offices shall be created or continued; that officers who are receiving inordinate compensation through fees shall be put upon the basis of a fair salary and the fees be paid into the Treasury of the State for the benefit of the people; that public officials

shall be held to strict account, not only for the discharge of their ordinary duties, but also for the public funds which they may handle; that frauds upon the State shall be fittingly punished, and moneys fraudulently gotten shall be recovered, if possible.

If I have learned anything of the sentiments of our people, it is that they desire, above all partisan considerations, the very highest, purest and best government that human wisdom can give them. The prosperity, the peace, the honor of our State, are dear to them all. They want strict economy, wise counsels, prudent and guarded legislation, absolute honesty, fearless and unswerving adherence to those things that make for righteousness and exalt a people.

To the attainment of these things I am already pledged; but here, in this presence, with all the earnestness and solemnity that befits this occasion, I renew the pledge. To the service of the people, all the people, of our loved and honored State, I devote whatever of wisdom, whatever of patience, whatever of ability it has pleased God to endow me with.

And for my assistance I invoke the good-will, the patience, the loyalty and the patriotism of my fellow-citizens, and the favor of Almighty God.

Benediction by the Rev. John Dixon, D.D.

COMMITTEE.

WILLIAM H. SKIRM,
MAURICE A. ROGERS,
WILLIAM D. DALY,
Senate Committee.

ABRAHAM LOWER,
ALFRED F. SKINNER,
JAMES ROBERTSON,
ELIJAH C. HUTCHINSON,
DAVID H. GAGNEY,
House Committee.

After the inaugural ceremonies, the Senate proceeded to the Senate Chamber, at 2:30 o'clock P. M., and, under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Stokes, Thompson (President), Voorhees, Ward, Williams—15.

Mr. Voorhees, Chairman of the Committee on the Judiciary reported

Senate Bill No. 1, entitled "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, January 24th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, January 27th, 1896.

At 8 o'clock the Senate met.

The session was opened by prayer by the Rev. Edward J. King, Trenton, N. J.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham. Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Tuesday and Friday read and approved.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and endorsed "Nominations."

Mr. Ketcham offered the following resolution, which was read and adopted by a rising vote:

WHEREAS, announcement has this day been made of the sudden demise of General Theodore Runyon, United States Ambassador at the Court of Berlin; AND WHEREAS, General Runyon thoroughout the whole of his notable career has been identified with the best interest of his State and Nation; therefore,

Resolved, That in the death of Ambassador Runyon the State of New Jersey and the Nation at large lose an upright citizen, a distinguished representative, a patriotic soldier, and, above and beyond all, an honorable, Christian gentleman.

Resolved, That his careful regard to subserve the rights of the lowly, as well as those of high estate, has made his memory blessed in the hearts of all the people.

Resolved, That this Senate affirms its high esteem of the character of our departed friend and hereby orders that these resolutions be spread upon the record and that a copy be sent to the stricken family.

Mr. Voorhees submitted the following report of the Commissioners appointed to revise the General Act Relating to Corporations:

To the Senate and General Assembly of the State of New Jersey:

The commissioners appointed by Chapter 351 of the Laws of 1895, to revise and codify the acts concerning corporations, respectfully report that they organized by the election of William H. Corbin, one of their number, as president, and the appointment of Charles B. Storrs, of Orange, to be secretary.

The general act concerning corporations, as revised, was passed April 7th, 1875. Since that time numerous supplements have been passed, and numerous other acts which are in effect, though not by title, amendments of the act. All these different enactments have been carefully examined.

Of the supplements several are not properly supplemental to the Corporation Act. For example, Chapter 118 of the Laws of 1891, relative to franchise taxes, is in effect a supplement to the General Corporation Tax Act of 1884. We have therefore provided for its

repeal as a supplement to the Corporation Act, and presented a separate bill, giving it a proper title under which it can be re-enacted. We have dealt in the same manner with several such supplements by bills presented herewith, designated C, D, E, F, G, H and I.

Of the other supplements, some seem to us obsolete, some special and some objectionable, and these we have omitted and repealed. As to all the supplements which it was desired to retain, we have incorporated them in the body of the act, thus greatly shortening the law and reducing the number of sections.

The supplements were drawn by so many different hands and with such obviously divergent ends in view, that they were in a state of some confusion. This we have endeavored to clear up.

As to the acts amendatory in effect, though not in form, we have reported a bill (B) to repeal them, but we have taken the substance of all those which we deemed it desirable to retain and inserted it in the body of the revised act. A few of them which seemed executed, or which were clearly enacted for special cases and which will have no future application to corporations in general, we allowed to stand untouched.

We have endeavored to simplify the language of the act and avoid repetition.

A few substantial changes have been made, but they are generally only the insertion in the statute of the well settled decisions of the court. For instance, in Section 49 (old 55), we have provided that in paying for property purchased by the issue of stock, the judgment of the directors as to the value of the property, shall, in the absence of actual fraud, be conclusive. This is already the law, as decided by the Court of Errors and Appeals in the case of Bickley v. Schlag, 1 Dick. Ch. 533.

The order of the sections has to a considerable extent been changed, our effort being to bring together all the sections relating to the same branch of the subject. Many sections have been consolidated, notably those respecting amendments, increase of capital, decrease, change of name, etc. We have combined all these into two sections (27 and 28) and have made the procedure uniform in all such cases.

Few, if any, radical changes have been made in the act, and, so far as consistent with the purpose to simplify and condense, the phraseology has been retained.

Persons familiar with the old act may at first be impressed with the idea that some valuable sections are missing in the new bill, but they will find them retained often by a few words appropriately inserted in another section. It is believed that nothing of value has been eliminated from the act.

We suggest as a convenient title "An Act Concerning Corporations —Revision of 1896." We have appended our revised draft hereto and designated it as Bill "A."

It should be understood that the revision proposed requires the passage of all the bills reported for that purpose, to wit: A, B, C, D, E, F, G, H and I. The omission of any of them would disarrange the plan.

We have provided that all these acts take effect immediately. As they make no radical changes in the law, we have thought that no inconvenience will result, and that on the whole it will be better to have them take effect without delay after their passage.

For convenience of reference we have appended hereto a schedule explaining the object of the several bills, and showing where the substance of certain repealed acts will be retained in the new bills; also a schedule showing where each section of the Corporation Pamphlet as published by the Secretary of State, will be found in the revised acts.

WILLIAM H. CORBIN,
JAMES E. HOWELL,
HENRY M. SNYDER, JR.,
Commissioners.

Trenton, January 14, 1895.

SCHEDULE EXPLAINING THE OBJECT OF THE SEVERAL PROPOSED BILLS.

Bill "A." This is the general corporation act of April 7, 1875, revised, with all supplements and amendatory acts which are to be retained inserted therein at the proper places (Revision 175).

Bill "B." This is a repealer of sundry acts relative to corporations, which are in fact, though not by title, supplements to the general corporation act. Their substance, so far as it is to be retained, has been inserted in revised Bill A. The following are the acts repealed:

1. Act of Feb. 26, 1880, (P. L., 49) for removal of principal office. Substance thereof is retained in Bill A, sec. 27.

2. Act of March 31, 1875, (P. L., 45) for amending defective certificate of organization. Substance retained in Bill A, sec. 27.

3. Supplement of March 17, 1874, to the act to prevent fraudulent elections, &c. (P. L. 37). Substance retained in sections 41 and 46 of Bill A.

4. Act of March 2, 1882, (P. L., 39) and supplement thereto of March 22, 1895, (P. L., 635) relative to increase of stock to pay maturing bonds. Repealed, but powers practically retained in provisions for increase of stock.

5. Act of March 23, 1882, (P. L., 167) for the issue of bonds and stock by insolvent manufacturing company. Substance retained in section 70 of Bill A.

6. Act of March 28, 1882, (P. L., 205) relative to issue of certificates of stock in place of those lost. Substance retained in sections 111, 112, 113, of Bill A.

7. Act of May 14, 1884, (P. L., 342) relative to compromise with creditors after three years of insolvency. Repealed. See provisions of section 70, Bill A.

8. Act of April 6, 1886, (P. L., 210) relative to filing copy of lost certificate of incorporation. Repealed.

9. Act of March 7, 1888, (P. L., 152) forbidding company to use name already in use. Retained in section 8 of Bill A.

10. Act of April 4, 1888, (P. L, 385) relative to the rights of a rporation holding the stock of another corporation. Substance retained in section 51 of Bill A.

11. Act of April 17, 1888, (P. L., 441) relative to the consolidation of certain inn-keeping companies. Repealed. Substance retained section 104 of Bill A.

12. Act of April 17, 1888, (P. L., 445) relative to holding stock in certain inn-keeping companies by other corporations. Substance retained in section 51 of Bill A.

13. Act of April 3, 1889, (P. L., 155) and supplement of March 22, 1895, (P. L. 607) relative to increase of capital stock. Substance retained in section 27 of Bill A.

14. Act of May 23, 1890, (P. L., 344) providing that corporations shall not be dissolved because of suspension of business and failure to pay taxes, etc. Repealed.

15. Act of June 6, 1890, (P. L., 415) relative to organization of company by majority of commissioners. Substance retained in section 115 of Bill A.

16. Act of April 6, 1891, (P. L., 329) allowing construction company to take bonds and stock in pay for work. Retained in section 50 of Bill A.

17. Act of March 10, 1892, (P. L., 90) relative to residence of directors. Substance retained in section 12 of Bill A.

18. Act of March 10, 1892, (P. L., 90) enabling any New Jersey corporation to do business out of New Jersey. Substance retained in ections 7 and 8 of Bill A.

19. Act of May 15, 1894, (P. L., 346) and supplement of March 14, 1895, (P. L., 293) prescribing conditions under which foreign corporations shall do business here. Retained in sections 96 *et seq.*

20. Act of April 8, 1892, (P. L., 426) giving laborers a lien for wages in case of insolvency. Retained in sections 83, 84, of Bill A.

Bill "C." This is a re-enactment under a proper title of the supplement to the corporation act (P. L., 1884, p. 43), requiring cashiers of banks to give bonds.

Bill "D." This is a re-enactment under a proper title of the supplement to the corporation act (P. L., 1884, p 331), relative to electric light, heat and power companies.

Bill "E." This is a re-enactment under a proper title of the supplement to the corporation act (P. L., 1887, p. 238), relative to steam, heat and power companies.

Bill "F." This is a re enactment under a proper title of the supplement to the corporation act (P. L., 1889, p. 409), relative to agricultural fairs and exhibitions.

Bill "G." This is a re-enactmhnt under a proper title of the supplements to the corporation act (P. L., 1891, p. 199, 1893, p. 252), relative to the collection of the state franchise taxes.

Bill "H." This is a re-enactment under a proper title of the supplement to the corporation act (P. L., 1895, p. 741), relative to the expense of investigating corporations delinquent in making returns. (Insurance companies, etc.)

Bill "I." This is a re-enactment under a proper title of the supplement to the corporation act (P. L., 1885, p. 250), relative to the winding up of railroad companies whose charters may be repealed.

Schedule showing where the sections of the old act, as found in the eighth (1894) Edition of the General Corporation Laws' Pamphlet, published by the Secretary of State, and by F. D. Linn & Co., may be found in the proposed revised acts of 1896.

Old Section.	Section in Revised Acts.	
1	1	
2	2	Ellerman vs. Chicago, &c., Co.,
3	2	4 Dick. Ch. 217.
4	3	
5	21	
6	4	
7	30	
8	2	
9	2	
10	6	
11	8,	9
12	9	
13	10,	4
14	2	
15	7	
16	12,	14
17	12,	13
18	13	
19	14	
20	15	

Old Section.	Section in Revised Acts.
21	17
22	16
23	19
24	Repealed by Supp. March 21, 1893.
25	18
26	20
27	22
28	23
29	24
30	25
31	25
32	26
33	27
34	31
35	5
36	32
37	33
38	35
39	36
40	37
41	32
42	34
43	38
44	42
45	11, 40
46	41
47	39
48	39
49	43
50	44
51	46
52	47
53	29
54	48
55	49 Bickley v. Schlag, 1 Dick. Ch. 533.
56	52
57	54
58	55
59	53
60	56
61	57
62	58
63	To be repealed.
64	To be repealed.

Old Section.	Section in Revised Acts.
65	59
66	60
67	61
68	62
69	63
70	65
71	65
72	66
73	67
74	71
75	72
76	74
77	66
78	77
79	73
80	86
81	79
82	78
83	8, 9
84	81
85	82
86	To be repealed.
86	87
88	88
89	89
90	90
91	91
92	To be repealed.
93	92
94	93
95	94
96	95
97	To be repealed.
98	To be repealed.
99	95
100	To be repealed.
101	118
102	118
103	96
104	118
105	110
106	To be repealed.
107	To be repealed, with saving clause.
108	12

Old Section.	Section in Revised Acts.
109	27
110	27
111	27
112	12
113	31
114	27
115	27
116	27
117	28
118	27
119	27
120	To be repealed.
121	70
122	To be repealed.
123	To be repealed.
124	6
125	27 Repealed (see Schedule B. 1.)
126	27 Repealed (see Schedule B. 2.)
127	27 Repealed (see Schedule B. 2.)
128	41-46 Repealed (see Schedule B. 3.)
129	41-46 Repealed (see Schedule B. 3.)
130	Independent Act, stands unmodified.
131	To be repealed.
132	Independent Act, stands unmodified.
133	12
134	102, 103
135	27 Repealed (see Schedule B. 4.)
136	27, 118
137	95
138	28
139	70 Repealed (see Schedule B. 5.)
140	111, 112, 113 Repealed (see Schedule B. 6.)
141	111, 112, 113 Repealed (see Schedule B. 6.)
142	111, 112, 113 Repealed (see Schedule B. 6.)
143	To be repealed.
144	To be repealed.
145	114
146	114
147	114
148	To be repealed.
149	79
150	95
151	Independent Act, stands unchanged.
152	To be repealed.

Old Section.	Section in Revised Acts.
153	Separate Act (Bill C.)
154	" " (Bill D.)
155	" " (Bill D.)
156	" " (Bill D.)
157	These sections relate to franchise tax.
158	Independent Act, stands unchanged.
159	
160	
161	
162	
163	
164	
165	70 Repealed (see Schedule B. 7.)
166	70 " " " "
167	70 " " " "
168	51 To be repealed.
169	27, 28
170	Independent Act, stands unchanged.
171	" " " "
172	" " " "
173	" " " "
174	110
175	Repealed (see Schedule B. 8.)
176	" " " "
177	27 To be repealed.
178	27 To be repealed.
179	115
180	27
181	8 Repealed (see Schedule B. 9.)
182	Separate Act (Bill E.)
183	" " " "
184	28
185	116
186	To be repealed.
187	To be repealed.
188	Independent Act, stands unchanged.
189	51 Repealed (see Schedule B. 10.)
190	104 Repealed (see Schedule B. 11.)
191	51 Repealed (see Schedule B. 12.)
192	To be repealed.
193	Independent Act, stands unchanged.
194	27 Repealed (see Schedule B. 13.)
195	114
196	117

Old Section.	Section in Revised Acts.
197	27
198	27
199	27, 118
200	Separate Act, (Bill F.)
201	" " " "
202	To be repealed.
203	Separate Act, (Bill I.)
204	6, 104 et seq.
205	Repealed (see Schedule B. 14.)
206	115 Repealed (see Schedule B. 15.)
207	To be repealed.
208	To be repealed.
209	To be repealed.
210	Separate Act, (Bill G.)
211	" " " "
212	" " " "
213	" " " "
214	Independent Act, stands unchanged.
215	" " " "
216	" " " "
217	" " " "
218	12
219	50 Repealed (see Schedule B. 16.)
220	25, 27
221	27
222	27
223	27
224	27
225	114
226	54
227	To be repealed.
228	12 Repealed (see Schedule B. 17.)
229	7, 8 Repealed (see Schedule B. 18.)
230	112, 113
231	27
232	Independent Act, stands unchanged.
233	" " " "
234	104
235	105
236	106
237	107
238	108
239	109
240	104
241	Separate Act (Bill G.)

Old Section.	Section in Revised Acts.
242	Separate Act (Bill G.)
243	51
244	51
245	27, 28
246	49
247	31 To be repealed.
248	31
249	18
250	27
251	114
252	To be repealed.
253	" " "
254	" " "
255	" " "
256	" " "
257	" " "
258	114
259	To be repealed.
260	Independent Act, stands unchanged.
261	97, 98, 99, 100
262	96 et seq. Repealed (see Schedule B. 19.)
263	101
264	To be repealed.
265	" " "
266	6
267	83 Repealed (see Schedule B. 20.)
268	84 " " " "

Bill "A."

An Act concerning corporations (Revision of 1896).

I.—Powers.

1. Every corporation shall have power:

I. To have succession, by its corporate name, for the period limited in its charter or certificate of incorporation, and when no period is limited, perpetually;

II. To sue and be sued in any court of law or equity;

III. To make and use a common seal, and alter the same at pleasure;

IV. To hold, purchase and convey such real and personal estate as the purposes of the corporation shall require, not exceeding the amount limited in its charter and all other real estate which shall

have been *bona fide* conveyed or mortgaged to the said corporation by way of security, or in satisfaction of debts, or purchased at sales upon judgment or decree obtained for such debts; and to mortgage any such real or personal estate with its franchises; the power to hold real and personal estate shall include the power to take the same by devise or bequest;

V. To appoint such officers and agents as the business of the corporation shall require, and to allow them suitable compensation;

VI. To make by-laws fixing and altering the number of its directors, and providing for the management of its property, the regulation and government of its affairs and the transfer of its stock, with penalties for the breach thereof not exceeding twenty dollars;

VII. To wind up and dissolve itself, or be wound up and dissolved in manner hereafter mentioned.

2. In addition to the powers enumerated in the first section of this act and the powers specified in its charter or in the act or certificate under which it was incorporated, every corporation, its officers, directors and stockholders, shall possess and exercise all the powers and privileges contained in this act, so far as the same are necessary or convenient to the attainment of the objects set forth in such charter or certificate of incorporation; and shall be governed by the provisions and be subject to the restrictions and liabilities in this act contained, so far as the same are appropriate to and not inconsistent with such charter or the act under which such corporation was formed; and no corporation shall possess or exercise any other corporate powers, except such incidental powers as shall be necessary to the exercise of the powers so given.

3. No corporation created or to be created shall, by any implication or construction, be deemed to possess the power of discounting bills, notes, or other evidences of debt, of receiving deposits, of buying gold or silver bullion, or foreign coins, of buying and selling bills of exchange, or of issuing bills, notes or other evidences of debt, upon loan or for circulation as money, unless such corporation is or shall be expressly incorporated for banking purposes, or unless such powers are or shall be expressly given in its charter.

4. The charter of every corporation shall be subject to alteration, suspension and repeal, in the discretion of the legislature, and the legislature may at pleasure dissolve any corporation.

5. The provisions contained in this act may be amended or repealed at the pleasure of the legislature, and every corporation created under this act shall be bound by such amendment; but such amendment or repeal shall not take away or impair any remedy against any such corporation or its officers for any liability which shall have been previously incurred; this act and all amendments thereof shall be deemed to be a part of the charter of every corporation heretofore or

hereafter formed hereunder, except so far as the same are inapplicable and inappropriate to the objects of such corporation.

II.—Formation, Constitution, Alteration, Dissolution.

6. It shall be lawful for three or more persons to associate themselves into a corporation to carry on any kind of manufacturing, mining, chemical, trading or agricultural business; the transportation of goods, merchandise or passengers, upon land or water; inland navigation; ferries; the building of houses, vessels, wharves or docks, or other mechanical business; the reclamation and improvement of submerged lands; the improvement and sale of lands; the examination, insurance and guaranty of the title to lands; the making, purchasing and selling manufactured articles, and also of acquiring and disposing of rights to make and use the same; the renting buildings and steam or other power therewith; the cutting and digging peat, stone, marl, clay, or other like substance, and dealing in the same, manufactured or unmanufactured, or any wholesale or retail mercantile business, or any lawful business or purpose whatever, upon making and filing a certificate of incorporation in writing, in manner hereinafter mentioned; *provided*, that nothing herein contained shall authorize the formation of any insurance company, banking corporation, savings bank or other corporation intended to derive profit from the loan and use of money, or of any railroad company (except companies formed for the purpose of constructing, maintaining and operating railroads, wholly in foreign countries), or any turnpike company or other company which shall need to possess the right of taking and condemning lands.

7. Any corporation of this state may conduct business in other states or in foreign countries and have one or more offices out of this state, and may hold, purchase, mortgage and convey real and personal property out of this state; *provided*, such powers are included within the objects set forth in its certificate of incorporation.

8. The certificate of incorporation shall set forth—

I. The name assumed to designate such corporation, and to be used in its business and dealings; but no name shall be assumed already in use by another corporation of this state, or so nearly similar thereto as to lead to uncertainty or confusion;

II. The place in this state where the principal office is to be situated, and the place or places in this state where the business of the corporation is to be conducted; also the place where the principal office of the corporation out of this state, if any, is to be situated, and the place or places out of this state, if any, where the business is to be conducted;

III. The objects for which the corporation is formed, and any limitation or regulation of the powers of the corporation, the directors, and the stockholders, not inconsistent with this act, which the incorporators may choose to insert;

IV. The total amount of the capital stock of such corporation, which shall not be less than two thousand dollars, the amount with which it will commence business, which shall not be less than one thousand dollars, and the number of shares into which the same is divided, and the par value of each share; also a description of the different classes of stock, if there be more than one class created by the certificate, with the terms on which preferred shares are created;

V. The names and residences of the incorporators, and the number of shares subscribed for by each;

VI. The date on which the existence of the corporation shall begin, and the period, if any, limited for its continuance.

9. The certificate of incorporation shall be proved or acknowledged as required for deeds of real estate, and recorded in a book to be kept for that purpose in the office of the clerk of the county where the principal office of such corporation in this state shall be established, and, after being so recorded, shall be filed in the office of the secretary of state; said certificate, or a copy thereof, duly certified by the secretary of state, shall be evidence in all courts and places.

10. Upon making the certificate of incorporation and causing the same to be recorded and filed as aforesaid, the persons so associating, their successors and assigns, shall, from the date of beginning fixed in said certificate, be and constitute a body corporate by the name set forth in said certificate, subject to dissolution as in this act elsewhere provided.

11. The by-laws of every corporation shall be adopted, altered and amended by the stockholders thereof; the directors shall have power to make, alter and repeal rules for the management of the affairs of the corporation, not inconsistent with the by-laws; *provided*, that they shall make no rule respecting elections held by the stockholders; and their rules shall be subject to modification and repeal by the stockholders.

12. The business of every such corporation, shall be managed and conducted by the directors thereof, who shall respectively be shareholders therein; they shall be not less than three in number and, except as hereinafter provided, they shall be chosen annually by the stockholders at such time and place as shall be provided by the by-laws of the corporation, and shall hold their offices for one year, and until others are chosen and qualified in their stead; but by so providing in its certificate of incorporation, any corporation organized under this act may classify its directors in respect to the time for which they shall severally hold office, the several classes to be elected for different terms; *provided*, that no class shall be elected for a shorter

period than one year, or for a longer period than five years, and that the term of office of at least one class shall expire in each year; any corporation, whose directors shall be so classified and which shall have more than one kind of stock may, by so providing in its certificate of incorporation, confer the right to choose the directors of any class upon the stockholders of any class or classes, to the exclusion of the others; one director of every corporation of this state shall be an actual resident of this state, and it shall not be necessary for more than one director to be a resident of this state, notwithstanding the provisions of any special charter or other act.

13. Every corporation organized under this act shall have a president, secretary and treasurer, who shall be chosen either by the directors or the stockholders, as the by-laws may direct, and shall hold their offices until others are chosen and qualified in their stead; the president shall be chosen from among the directors; the secretary shall be sworn to the faithful discharge of his duty, and shall record all the votes of the corporation and directors, in a book to be kept for that purpose, and perform such other duties as shall be assigned to him; the treasurer shall give bond in such sum, and with such sureties, as shall be required by the by-laws, for the faithful discharge of his duty.

14. The corporation may have such other officers, agents and factors, who shall be chosen in such manner, and hold their office for such terms, as may be prescribed by the by-laws.

15. When any vacancy occurs among the directors or in the office of president, secretary or treasurer, by death, resignation, removal or otherwise, it shall be filled in such manner as may be provided for by the by-laws of the corporation; in the absence of such provision such vacancies shall be filled by the board of directors.

16. The first meeting of every corporation shall be called by a notice, signed by a majority of the incorporators and designating the time, place and purposes of the meeting, and such notice shall, two weeks at least before the time of such meeting, be published in some newspaper of the county where the corporation may be established; or said first meeting may be called without such publication if two days' notice be personally served on all the incorporators; or if all the incorporators shall in writing waive such notice and fix a time and place of meeting, then no notice or publication whatever shall be required of such first meeting.

17. At all meetings of the corporation, absent stockholders may vote by proxy, authorized in writing; and every corporation may determine by its certificate of incorporation or by-laws the manner of calling and conducting all meetings, what number of shares shall entitle the stockholders to one or more votes, what number of stockholders shall attend, either in person or by proxy, or what number of shares or amount of interest shall be represented at any meeting in

order to constitute a quorum; *provided*, that in no case shall more than a majority of shares or amount of interest be required to be represented at any meeting in order to constitute a quorum; and if the quorum shall not be so determined by the corporation, a majority in interest of the stockholders represented either in person or by proxy, shall constitute a quorum.

18. Any corporation shall have power to create and issue certificates of two or more kinds of stock, namely, common stock and one or more classes of preferred stock, which preferred stocks shall at no time exceed two-thirds of the actual capital paid in, and may, if desired, be made subject to redemption at not less than par, at a fixed time and price, to be expressed in the certificate thereof; and the holders thereof shall be entitled to receive, and the said corporation shall be bound to pay thereon, a fixed yearly dividend, to be expressed in the said certificate, not exceeding eight per centum, payable quarterly, half-yearly or yearly, before any dividend shall be set apart or paid on the said common stock and such dividends may be made cumulative; and in no event shall a holder of such preferred stock be individually or personally liable for the debts or other liabilities of the corporation; but in case of insolvency its debts or other liabilities shall be paid in preference to the preferred stock; *provided always*, that except where it shall be otherwise provided in its original certificate of incorporation, no such corporation shall create or issue certificates for preferred stock, except by authority given to the board of directors by a vote of at least two-thirds of the stock voted at a meeting of the common stockholders, duly called for that purpose; the terms "general stock" and "common stock" are synonymous.

19. Every stockholder shall have a certificate, signed by the treasurer, certifying the number of shares owned by him in such corporation.

20. The shares of stock in every corporation shall be personal property, and shall be transferable on the books of the corporation in such manner and under such regulations as the by-laws may provide; and whenever any transfer of shares shall be made for collateral security, and not absolutely, it shall be so expressed in the entry of the transfer.

21. Where the whole capital of a corporation shall not have been paid in, and the capital paid shall be insufficient to satisfy the claims of its creditors, each stockholder shall be bound to pay on each share held by him the sum necessary to complete the amount of such share, as fixed by the charter of the corporation, or such proportion of that sum as shall be required to satisfy the debts of the corporation.

22. The directors of every corporation may, from time to time, make assessments upon the shares of stock subscribed for, not exceeding, in the whole, the par value thereof; and the sums so assessed shall be paid to the treasurer at such times and by such installments as

the directors shall direct, said directors having given thirty days' notice of the assessment and of the time and place of payment either personally or by mail or by publication in a newspaper published in the county where the corporation is established.

23. If the owner of any share or shares shall neglect to pay any sum or sums, duly assessed thereon, for the space of thirty days after the time appointed for the payment thereof, the treasurer of the corporation, when ordered by the board of directors, shall sell, at public auction, such number of the shares of the delinquent owner as will pay all assessments then due from him, with interest, and all necessary incidental charges, and shall transfer the shares sold to the purchaser, who shall be entitled to a certificate therefor.

24. The treasurer shall give notice of the time and place appointed for the sale, and of the sum due on each share, by advertising the same three weeks successively, once in each week, before the sale, in some newspaper published in the county where the corporation is established, and by mailing a notice thereof to the delinquent stockholder, if he knows his post-office address.

25. The president and secretary, or treasurer, of any corporation, upon payment of each installment of its capital stock and of every increase of its capital stock, shall make a certificate, stating the amount of the capital so paid and whether paid in cash or by the purchase of property, stating also the total amount of capital stock, if any, previously paid and reported; which certificate shall be signed and sworn to by the president and secretary or treasurer; and they shall, within ten days after such payment, cause the certificate to be filed in the office of the secretary of state.

26. If any of said officers shall neglect or refuse to perform the duties required of them in the preceding section for thirty days after written request so to do by a creditor or stockholder of the corporation, they shall be jointly and severally liable for all debts of the corporation contracted before such certificate shall be filed as aforesaid.

27. Every corporation organized under this act may change the nature of its business, change its name, increase its capital stock, decrease its capital stock, change the par value of the shares of its capital stock, change the location of its principal office in this state, change the location of its principal office out of this state, extend its corporate existence, create one or more classes of preferred stock, and make such other amendment, change or alteration as may be desired, in manner following: the board of directors shall pass a resolution declaring that such change or alteration is advisable, and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision, upon ten days' notice given personally or by mail; if two-thirds in interest of each class of the stockholders shall vote in

favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and secretary under the corporate seal, acknowledged or proved as in the case of deeds of real estate; and such certificate, together with the written assent of two-thirds in interest of each class of the stockholders shall be filed in the office of the secretary of state, and upon the filing of the same, the certificate of incorporation shall be deemed to be amended accordingly; *provided*, that such certificate of amendment, change or alteration shall contain only such provisions as it would be lawful and proper to insert in an original certificate of incorporation made at the time of the making of such amendment; and the certificate of the secretary of state that such certificate and assent have been filed in his office shall be taken and accepted as evidence of such change or alteration in all courts and places.

28. Any corporation of this state, whether organized under a special act of incorporation or under general laws, excepting, railroad and canal corporations, and other corporations, possessing the right of taking and condemning lands, may increase or decrease its capital stock, change the par value of the shares of its capital stock, or the location of its principal office in or out of this state in the manner prescribed in the foregoing section; and any corporation may in the same manner relinquish one or more branches of its business, or extend its business to such branches as might have been inserted in its original certificate of incorporation.

29. The decrease of capital stock may be effected by the retiring or reducing any class of the stock, or by drawing the necessary number of shares by lot for retirement, or by the surrender by every shareholder of his shares, and the issue to him in lieu thereof a decreased number of shares, or by the purchase at not above par of certain shares for retirement, or by retiring shares owned by the corporation or by reducing the par value of shares; and when any corporation shall decrease the amount of its capital stock as hereinbefore provided, the certificate decreasing the same shall be published for three weeks successively, at least once in each week, in a newspaper published in the county in which the principal office of the corporation is located; the first publication to be made within fifteen days after the filing of such certificate, and in default thereof the directors of the corporation shall be jointly and severally liable for all debts of the corporation contracted before the filing of the said certificate, and the stockholders shall also be liable for such sums as they may respectively receive of the amount so reduced; *provided*, no such decrease of capital stock shall release the liability of any stockholder, whose shares have not been fully paid, for debts of the corporation theretofore contracted, nor affect any reduction of the taxes that may be required to be paid by the charters of corporations incorporated by special acts.

30. It shall not be lawful for any corporation to make dividends except from the surplus or net profits arising from its business, nor to divide, withdraw, or in any way pay to the stockholders, or any of them, any part of its capital stock, or to reduce its capital stock, except according to this act, and in case of any violation of the provisions of this section, the directors under whose administration the same may happen, shall, in their individual and private capacities, jointly and severally, be liable at any time within six years after paying any such dividend, to the said corporation, and to the creditors thereof, in the event of its dissolution or insolvency, to the full amount of the dividend made or capital stock so divided, withdrawn, paid out, or reduced, with legal interest on the same from the time such liability accrued; *provided*, that any director who may have been absent when the same was done, or who may have dissented from the act or resolution by which the same was done, may exonerate himself from such liability, by causing his dissent to be entered at large on the minutes of the said directors, at the time the same was done, or forthwith after he shall have notice of the same, and by causing a true copy of said dissent to be published within two weeks after the same shall have been so entered in a newspaper, published in the county where the corporation has its principal office.

31. Whenever, in the judgment of the board of directors of any corporation it shall be deemed advisable and most for the benefit of such corporation, that the same should be dissolved before the expiration of the time limited in its certificate of incorporation or in its charter, the board of directors, within ten days after the adoption of a resolution to that effect by a majority of the whole board at any meeting called for that purpose, of which meeting every director shall have received at least three days' notice, shall cause written or printed notice of the adoption of such resolution to be mailed to each stockholder of the corporation residing in the United States, and also within said ten days cause a like notice to be published in one or more newspapers published in the county wherein the corporation shall have its principal office, and be conducting its business, at least four weeks successively, once a week, next preceding the time appointed for the same, of a meeting of the stockholders to be held at the office of the corporation, to take action upon the resolution so adopted by the board of directors, which meeting shall be held between the hours of ten o'clock in the forenoon and three o'clock in the afternoon of the day so named, and which meeting may, on the day so appointed, by consent of a majority in interest of the stockholders present, be adjourned from time to time for not less than eight days at any one time, of which adjourned meeting notice by advertisement in said newspaper shall be given; and if at any such meeting two-thirds in interest of all the stockholders shall consent that a dissolution shall take place, and signify their consent in writing, such consent, together with a list of the names and residences

of the directors and officers, certified by the president and the secretary or treasurer, shall be filed in the office of the secretary of state, who, upon being satisfied by due proof that the requirements aforesaid have been complied with, shall issue a certificate that such consent has been filed and the board of directors shall cause such certificate to be published four weeks successively, at least once in each week, in one or more of the newspapers published in the county in which the corporation is located; and upon the filing in the office of the secretary of state of an affidavit that said certificate has been so published, the corporation shall be dissolved and the board shall proceed to settle up and adjust its business and affairs.

III.—Elections. Stockholders' Meetings.

32. The book or books of any corporation in which the transfer of the stock shall be registered, and the books containing the names of the stockholders shall at all times, during the usual hours for business, be open to the examination of every stockholder; and the secretary, or other officer of the corporation having charge of said books, shall make out, at least ten days before every election after the first election, a full, true and complete list, in alphabetical order, of all the stockholders entitled to vote at the ensuing election, with the number of shares held by each, which list shall at all times during the usual hours for business be open to the examination of any stockholder, and if any officer having charge of such books or list shall, upon demand by any stockholder, refuse or neglect to exhibit such books or list, or submit them to examination, as aforesaid, he shall for every such offence forfeit the sum of two hundred dollars, the one-half thereof to the use of the State of New Jersey, and the other half to him who will sue for the same, to be recovered by action of debt in any court of record, together with costs of suit; and the book or books aforesaid shall be the only evidence who are the stockholders entitled to examine such book or books, or list, and to vote at such election; and the board of directors shall be required to produce at the time and place of such election such book or books and list, there to remain during the election, subject to the inspection of any stockholder who may be present; and upon the neglect or refusal of said directors so to produce the same, they shall be ineligible to any office at such election.

33. All elections for directors shall be by ballot (unless otherwise expressly provided in the charter or certificate of incorporation), and the poll at every such election shall be opened between the hours of nine o'clock in the morning and five o'clock in the afternoon, and shall continue open at least one hour by daylight, and shall close before nine o'clock in the evening; and the persons receiving the greatest number of votes shall be the directors.

34. No person who is a candidate for the office of director shall act as judge, inspector or clerk of any election for directors; and in case any person so acting at any election shall be elected a director his election shall be void, and it shall not be lawful for the directors for the time being to appoint such person to the office of director within twelve months next succeeding such election; *provided*, that this section shall not apply to the first election of directors.

35. Unless otherwise provided in the charter, certificate or by-laws of the corporation, at every election each stockholder shall be entitled to one vote for each share of the capital stock held by him, which vote may be given in person or by proxy; but no proxy shall be voted on, allowed or received after three years from its date; nor shall any share of stock be voted on at any election which has been transferred on the books of the corporation within twenty days next preceding such election.

36. Every person holding stock as executor, administrator, guardian or trustee, or in any other representative or fiduciary capacity, may represent the same at all meetings of the corporation, and may vote thereon as a stockholder, and every person who shall pledge his stock as collateral security, may, nevertheless, represent the same at all such meetings, and may vote thereon as a stockholder, unless in the transfer to the pledgee on the books of the corporation he shall have expressly empowered the pledgee to vote thereon, in which case only the pledgee or his proxy may represent said stock and vote thereon.

37. Every law or part thereof prohibiting non-resident stockholders from voting on stock held by them, is hereby repealed.

38. Shares of stock of a corporation belonging to said corporation shall not be voted upon directly or indirectly.

39. No person shall be elected a director of any corporation issuing stock unless he shall be, at the time of his election, a *bona fide* holder of some of the stock thereof; and any director ceasing to be a *bona fide* holder of some of the stock thereof, shall cease to be a director. Any corporation may, by its certificate of incorporation or by-laws, determine how many shares a person shall hold to qualify him to be elected a director.

40. In all cases where the right of voting upon any share of stock shall be questioned, it shall be the duty of the inspectors of the election to refer to the stock books of the corporation to ascertain who are the stockholders, and in case of a discrepancy between the books, the transfer book shall control and shall determine who are entitled to vote.

41. If the election for directors of any corporation shall not be duly held on the day designated by the act or certificate of incorporation or by the by-laws, it shall be the duty of the president and directors to cause an election for directors to be held thereafter as soon as conveniently may be; no failure to elect directors at the time required

by law shall work any forfeiture or dissolution of the corporation, but any justice of the supreme court may summarily order such election to be held upon the application of any stockholder, and may punish the directors as for a contempt of court for any neglect or failure to obey the order.

42. The supreme court, upon the application of any person who may be aggrieved by or may complain of any election, or any proceeding, act or matter, in or touching the same, reasonable notice having been given to the adverse party, or to those who are to be affected thereby, of such intended application, shall proceed forthwith, and in a summary way hear the affidavits, proofs and allegations of the parties, or otherwise inquire into the matter or causes of complaint, and thereupon establish the election so complained of, or order a new election, or make such order, and give such relief in the premises as right and justice may require; *provided*, that the court may, if the case shall require it, either order an issue to be made up in such manner and form as it may direct, in order to try the respective rights of the parties to the office or franchise in question, or may give leave to exhibit, or direct the attorney-general to exhibit, an information in the nature of a *quo warranto* in relation thereto.

43. Every corporation authorized to transact business in this state, whether incorporated under any general law or special charter of this or any other state or country, shall file in the office of the secretary of state, annually, within thirty days after every election of directors, a statement, authenticated by the signatures of the president and secretary, containing the names of all the directors and officers with the date of election or appointment, term of office, residence and post-office address of each, the character of its business, the location of its principal office in this state and out of this state, if any, the names of the agents in charge of said offices, respectively, upon whom process against the corporation may be served; and for this purpose the secretary of state shall furnish blanks in proper form and safely keep in his office all such statements, and issue to the corporations filing the same his certificate thereof, and also prepare an alphabetical index thereof, which statements and index shall be submitted to the inspection of persons interested at all proper hours; and every corporation failing to comply with the provisions of this section shall forfeit to the state two hundred dollars, to be recovered with costs in an action of debt to be prosecuted by the attorney-general; and the attorney-general shall prosecute such actions whenever it shall appear that this section has been violated.

44. In all cases where it is not otherwise provided by law the meetings of the stockholders of every corporation of this state shall be held at its principal office in this state; the directors may hold their meetings, and have an office, and keep the books of the corporation (except the stock and transfer books) outside of this state, if the by-

laws or certificate of incorporation so provide; *provided*, that such corporation shall always maintain a principal office in this state, and have an agent in charge thereof, wherein shall be kept the stock and transfer books for the inspection of all who are authorized to see the same, and for the transfer of stock; *and provided further*, that the court of chancery or the supreme court or any justice thereof, may, upon proper cause shown, summarily order any or all of the books of said corporation to be forthwith brought within this state and kept therein at such place and for such time as may be designated in such order, and upon failure of any corporation to comply with such order its charter may be declared forfeited by the court granting such order, and it shall thereupon cease to be a corporation, and all its directors and officers shall be liable to be punished as for contempt of court for disobedience to such order.

45. At the entrance of its principal office in this state the name of the corporation shall be at all times conspicuously displayed, in default whereof the directors shall be jointly and severally liable to a penalty of two hundred dollars, to be recovered with costs by the state before any court of competent jurisdiction, by proper action to be prosecuted by the attorney-general; and they shall jointly and severally be liable to a like penalty for every thirty days' additional default from and after the service of process in the first action, to be recovered in like manner.

46. Whenever, for any reason, a legal meeting of the stockholders of any corporation cannot be otherwise called, three or more stockholders may call such meeting by publishing ten days' notice of the time, place and purposes of the meeting in a newspaper published in the county in which its principal office in this state is located, and mailing such notice to all stockholders whose post-office address is known or can be ascertained; and such meeting, so called, shall be a legal meeting of the corporation, and if there be no officers present, the stockholders may elect officers for the meeting; and it shall be the duty of the secretary of the meeting to record the proceedings thereof in the book of minutes of the corporation.

IV.—Dividends. Payment of Capital Stock.

47. The directors of every corporation shall, on the first day of August in each year, unless some other specific day or days for that purpose be fixed in its charter or by-laws, and in that case then on the days so fixed, after reserving over and above its capital stock paid in, as a working capital for said corporation, such sum, if any, as shall have been fixed by the stockholders, declare a dividend among its stockholders of the whole of its accumulated profits exceeding the amount so reserved, and pay the same to such stockholders on demand.

48. Nothing but money shall be considered as payment of any part of the capital stock of any corporation organized under this act, except as hereinafter provided in case of the purchase of property; and no loan of money shall be made to a stockholder or officer thereof; and if any such loan shall be made the officers who shall make it, or who shall assent thereto, shall be jointly and severally liable, to the extent of such loan and interest, for all the debts of the corporation contracted before the repayment of the sum so loaned.

49. Any corporation formed under this act may purchase mines, manufactories or other property necessary for its business, or the stock of any company or companies owning, mining, manufacturing or producing materials, or other property necessary for its business, and issue stock to the amount of the value thereof in payment therefor, and the stock so issued shall be full paid stock and not liable to any further call, neither shall the holder thereof be liable for any further payment under any of the provisions of this act; and in the absence of actual fraud in the transaction, the judgment of the directors as to the value of the property purchased shall be conclusive; and in all statements and reports of the corporation to be published or filed this stock shall not be stated or reported as being issued for cash paid to the corporation, but shall be reported in this respect according to the fact.

50. In all cases where corporations have heretofore been or are hereafter incorporated under the provisions of this act, having for their general object or purpose the building, constructing or repairing of railroads, water, gas, or electric works, tunnels, bridges, viaducts, canals, hotels, wharves, piers or any or all such works of internal improvement or public use or utility, such corporations may subscribe for, take, pay for, hold, use and dispose of stock or bonds in any corporation or corporations formed for the purpose of constructing, maintaining and operating any such public works, with the same rights and privileges as individuals would be entitled to in like case; and the directors of any such corporation formed for the purpose of constructing, maintaining and operating any public work or works of the character and description aforesaid may accept in payment of any such subscription or purchase, property, real or personal, necessary for the purposes of such corporation or work, labor and services performed or materials furnished to or for such corporation for the uses and purposes thereof to the amount of the value thereof, and from time to time issue upon any such subscription or purchase, in such installments or proportions as such directors may agree upon, full paid stock in full or partial performance of the whole or any part of such subscription or purchase, and the stock so issued shall be full paid stock and not liable to any further call, neither shall the holder thereof be liable for any further payments, and in all statements and reports of the corporation to be published or filed this stock

shall not be stated or reported as being issued for cash paid to the corporation, but shall be reported in this respect according to the fact.

51. Any corporation may purchase, hold, sell, assign, transfer, mortgage, pledge or otherwise dispose of the shares of the capital stock of, or any bonds, securities or evidences of indebtedness created by any other corporation or corporations created under the law of this or any other state, and while owner of such stock may exercise all the rights, powers and privileges of ownership, including the right to vote thereon.

52. If any certificate made, or any public notice given by the officers of any corporation, in pursuance of the provisions of this act, shall be false in any material representation, all the officers who shall have signed the same shall be jointly and severally liable for all the debts of the corporation contracted while they were stockholders or officers thereof.

V.—Winding Up.

53. All corporations, whether they expire by their own limitation, or shall be annulled by the legislature or otherwise dissolved, shall nevertheless be continued bodies corporate for the purpose of prosecuting and defending suits by or against them, and of enabling them gradually to settle and close their affairs, to dispose of and convey their property, and to divide their capital, but not for the purpose of continuing the business for which they were established.

54. Upon the dissolution in any manner of any corporation the directors shall be trustees thereof, with full power to settle the affairs, collect the outstanding debts, sell and convey the property and divide the moneys and other property among the stockholders, after paying its debts, as far as such moneys and property shall enable them; they shall have power to meet and act under the by-laws of the corporation and, under regulations to be made by a majority of said trustees, to prescribe the terms and conditions of the sale of said property, and may sell all or any part for cash, or partly on credit, or take mortgages and bonds for part of the purchase price for all or any part of said property.

55. The directors, constituted trustees as aforesaid, shall have authority to sue for and recover the aforesaid debts and property, by the name of the corporation, and shall be suable by the same name, or in their own names or individual capacities, for the debts owing by such corporation, and shall be jointly and severally responsible for such debts, to the amount of the moneys and property of the corporation which shall come to their hands or possession as such trustees.

56. When any corporation shall be dissolved in any manner whatever, the court of chancery, on application of any creditor or stockholder at any time, may either continue such directors trustees as

aforesaid, or appoint one or more persons to be receivers of such corporation, to take charge of the estate and effects thereof, and to collect the debts and property due and belonging to the corporation, with power to prosecute and defend, in the name of the corporation or otherwise, all such suits as may be necessary or proper for the purposes aforesaid, and to appoint an agent or agents under them, and to do all other acts which might be done by such corporation, if in being that may be necessary for the final settlement of its unfinished business; and the powers of such trustees or receivers may be continued as long as the chancellor shall think necessary for such purposes.

57. The court of chancery shall have jurisdiction of said application and of all questions arising in the proceedings thereon, and may make such orders, injunctions and decrees therein as justice and equity shall require.

58. The said trustees or receivers shall pay ratably as far as its moneys and property shall enable them, all the creditors of the corporation who shall prove their debts in the manner that shall be directed by an order of the court for that purpose; and if any balance shall remain after the payment of such debts and necessary expenses, they shall distribute the same among the stockholders.

59. In any action, now pending or to be hereafter commenced, against any corporation, if said corporation become dissolved, in any manner, before final judgment, the action shall not abate by reason thereof; but no judgment shall be entered therein except upon notice to the trustees or receivers of the corporation.

VI.—Execution Against Corporation.

60. Every agent or person having charge or control of any property of a corporation, on request of any public officer, having for service a writ of execution against it, shall furnish to him the names of the directors and officers thereof, and a schedule of all its property, including debts due or to become due to it, so far as he may have knowledge of the same.

61. If any officer, holding an execution shall be unable to find other property belonging to the corporation liable to execution, he or the judgment creditor, may elect to satisfy such execution, in whole or in part, by any debts due to the corporation; and it shall be the duty of any agent or person having the custody of any evidence of such debt, to deliver the same to the officer, for the use of the creditor; and such delivery, with a transfer to the officer in writing, for the use of the creditor, and notice to the debtor, shall be a valid assignment thereof; and such creditor may sue for and collect the same in the name of the corporation, subject to such equitable set-offs on the part of the debtor as in other assignments.

62. Every agent or person, who shall neglect or refuse to comply with the provisions of the two preceding sections, shall be himself liable to pay to the execution creditor the amount due on said execution, with costs.

VII.—Insolvency.

63. Whenever any corporation shall become insolvent, the directors, within ten days thereafter, shall call a meeting of the stockholders, and lay before them for inspection and examination all the books of accounts, by-laws and minutes of the corporation, and exhibit a full and true statement of all its estate, funds and property, and of all the debts due and owing to it, and by whom, and of all the debts owing by it, and to whom, as far as the directors can at that time make out the same; so as to exhibit to the stockholders a full, fair and true account of the situation of the affairs of the corporation.

64. Whenever any corporation shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, neither the directors nor any officer or agent of the corporation shall sell, convey, assign or transfer any of its estate, effects, choses in action, goods, chattels, rights or credits, lands or tenements; nor shall they or either of them make any such sale, conveyance, assignment or transfer in contemplation of insolvency, and every such sale, conveyance, assignment or transfer shall be utterly null and void as against creditors; *provided*, that a *bona fide* purchase for a valuable consideration, before the corporation shall have actually suspended its ordinary business, by any person without notice of such insolvency or of the sale being made in contemplation of insolvency, shall not be invalidated or impeached.

65. Whenever any corporation shall become insolvent or shall suspend its ordinary business for want of funds to carry on the same, any creditor or stockholder may by petition or bill of complaint setting forth the facts and circumstances of the case, apply to the court of chancery for a writ of injunction and the appointment of a receiver or receivers or trustees; and the court being satisfied by affidavit or otherwise of the sufficiency of said application and of the truth of the allegations contained in the petition or bill, and upon such notice, if any, as the court by order may direct, may proceed in a summary way to hear the affidavits, proofs and allegations which may be offered on behalf of the parties, and if upon such inquiry it shall appear to the court that the corporation has become insolvent and is not about to resume its business in a short time thereafter with safety to the public and advantage to the stockholders, it may issue an injunction to restrain the corporation and its officers and agents from exercising any of its privileges or franchises and from collecting or receiving any debts, or paying out, selling, assigning or transferring any of its estate,

moneys, funds, lands, tenements or effects, except to a receiver appointed by the court, until the court shall otherwise order.

66. The court of chancery, at the time of ordering the said injunction, or at any time afterwards, may appoint a receiver or receivers or trustees for the creditors and stockholders of the corporation, with full power and authority to demand, sue for, collect, receive and take into their possession all the goods and chattels, rights and credits, moneys and effects, lands and tenements, books, papers, choses in action, bills, notes and property of every description of the corporation, and to institute suits at law or in equity for the recovery of any estate, property, damages or demands existing in favor of the corporation; and in his or their discretion, to compound and settle with any debtor or creditor of the corporation, or with persons having possession of its property or in any way responsible at law or in equity to the corporation at the time of its insolvency or suspension of business, or afterwards, upon such terms and in such manner as he or they shall deem just and beneficial to the corporation; and in case of mutual dealings between the corporation and any person to allow just set-offs in favor of such person in all cases in which the same ought to be allowed according to law and equity; *provided*, that where a debtor shall have in good faith paid his debt to the corporation without notice of its insolvency or suspension of business, such debtor shall not be liable therefor; and the receiver or receivers, or trustees, shall have power to sell, convey and assign all the said estate, rights and interests, and shall hold and dispose of the proceeds thereof under the directions of the court of chancery; wherever in this act the word receiver is used, it shall be construed to include receivers and trustees appointed as provided in this act.

67. Before the said receiver shall be capable of acting he shall enter into such bond and comply with such terms as the court in the order appointing him may prescribe, and take and subscribe the following oath or affirmation: "I, ————, do swear (or affirm) that I will faithfully, honestly and impartially execute the powers and trusts reposed in me as receiver, for the creditors and stockholders of the ————, and that without favor or affection," which oath or affirmation shall be filed in the office of the clerk in chancery within ten days after the taking thereof.

68. All the real and personal property of an insolvent corporation, wheresoever situated, and all its franchises, rights, privileges and effects, shall upon the appointment of a receiver, forthwith vest in him, and the corporation shall be divested of the title thereto.

69. Whenever in any case a receiver shall have been appointed as aforesaid and it shall afterwards appear that the debts of the corporation have been paid or provided for, and that there remains or can be obtained by further contributions sufficient capital to enable it to resume its business, the court of chancery may, in its discretion, a

proper case being shown, direct said receiver to reconvey to the corporation all its property, franchises, rights and effects, and thereafter the corporation may resume control of and enjoy the same as fully as if such receiver had never been appointed; and in every case in which the court of chancery shall not direct such reconveyance, said court may, in its discretion, make a decree dissolving the corporation and declaring its charter forfeited and void.

70. Whenever a majority in interest of the stockholders of such corporation shall have agreed upon a plan for the re organization of the corporation and a resumption by it of the management and control of its property and business, such corporation may, with the consent of the court of chancery, upon the reconveyance to it of its property and franchises, mortgage the same for such amount as may be necessary for the purposes of such re-organization; and may issue bonds or other evidences of indebtedness, or additional stock, or both, and use the same for the full or partial payment of the creditors who will accept the same, or otherwise dispose of the same for the purposes of re-organization.

71. Such receiver shall have power to send for persons and papers and to examine any persons, including the creditors and claimants, and the president, directors and other officers and agents of the corporation, on oath or affirmation (which oath or affirmation the receiver may administer), respecting its affairs and transactions and its estate, money, goods, chattels, credits, notes, bills and choses in action, real and personal estate and effects of every kind, and also respecting its debts, obligations, contracts and liabilities, and the claims against it; and if any person shall refuse to be sworn or affirmed, or to make answers to such questions as shall be put to him, or shall refuse to declare the whole truth touching the subject matter of the said examination, then the court of chancery may, on report by the receiver, commit such person to prison, there to remain until he shall submit himself to be examined, and pay all the costs of the proceedings against him.

72. Such receiver, with the assistance of a peace officer, may break open, in the day-time, the houses, shops, warehouses, doors, trunks, chests, or other places of the corporation where any of its goods, chattels, choses in action, notes, bills, moneys, books, papers or other writings or effects, have been usually kept, or shall be, and take possession of the same, and of the lands and tenements belonging to the corporation.

73. Every matter and thing by this act required to be done by receivers or trustees shall be good and effectual, to all intents and purposes, if performed by a majority of them; and the court of chancery may remove any receiver or trustee so appointed, and appoint another or others in his place or fill any vacancy which may occur.

74. Such receiver, as soon as convenient, shall lay before the court of chancery a full and complete inventory of all the estate, property and effects of the corporation, its nature and probable value, and an account of all the debts due from and to it, as nearly as the same can be ascertained, and shall also make a report to the court of his proceedings every six months thereafter, during the continuance of the trust.

75. The court of chancery may by its order limit the time within which creditors shall present and make proof to such receiver of their respective claims against the corporation, and may bar all creditors and claimants failing to present and make proof of their claim within the time so limited, from participating in the distribution of the assets of the corporation; said court shall prescribe what notice, by publication or otherwise, shall be given to creditors of such limitation of time.

76. Every claim against an insolvent corporation shall be presented to the receiver in writing and upon oath; and the claimant, if required, shall submit himself to such examination in relation to the claim as the receiver shall direct; and shall produce such books and papers relating to the claim as shall be required; and the receiver shall have power to examine under oath or affirmation all such witnesses as shall be produced before him touching the claims; and the receiver shall pass upon and allow or disallow the claim, or any part thereof, and notify the claimant of his determination.

77. Any creditor or claimant who shall lay his claim before such receiver may, at the same time, declare his desire that a jury may decide thereon; and in like manner the receiver may require that the same shall be referred to a jury; and in either case, such request shall be entered on the minutes of the receiver, and thereupon an issue shall be made up between the parties, under the direction of one of the justices of the supreme court, and a jury impaneled, as in other cases, to try the same at the circuit court to be holden in the county in which the corporation carried on its business or had its principal office; the verdict of such jury shall be subject to the control of the supreme court, as in suits originally instituted therein, and when rendered, if not set aside by the court, shall be certified by the clerk of the supreme court to the receiver; and such creditor shall be considered, in all respects, as having proved his debt or claim for the amount so ascertained to be due, and in all cases in which no trial by jury shall be demanded as aforesaid, the court of chancery shall have jurisdiction to pass upon the claims presented and to determine the rights of the claimants, and to make such order or decree touching the same as shall be equitable and just.

78. Any such insolvent corporation or any person whomsoever aggrieved by the proceedings or determination of such receiver in the discharge of his duty, may appeal to the court of chancery, which

court shall in a summary way hear and determine the matter complained of and make such order touching the same as shall be equit able and just.

79. Such receiver shall, upon application by him, be substituted as party plaintiff or complainant in the place and stead of the corporation, in any suit or proceeding at law or in equity, which was pending at the time of his appointment.

80. No action against a receiver of a corporation shall abate by the death of such receiver; but upon suggestion of the facts on the record, such suit shall be continued against his successor, or against the corporation in case no new receiver be appointed.

81. Where the property of an insolvent corporation is at the time of the appointment of a receiver encumbered with mortgages or other liens, the legality of which is brought in question, and the property is of a character materially to deteriorate in value pending the litigation, the court of chancery may order the receiver to sell the same, clear of encumbrances, at public or private sale, for the best price that can be obtained, bringing the money into the court of chancery, there to remain subject to the same liens and equities of all parties in interest, as was the property before it was sold; and to be disposed of as the said court, by its decree, shall order and direct.

82. Whenever a receiver of a corporation shall have charge of any canal, railroad, turnpike or other work of a public nature, in which the value of the work is dependent upon the franchise, and in the continuance of which the public as well as the stockholders and creditors of such corporation have an interest, such receiver may sell or lease the principal work for the construction whereof the said corporation was organized, together with all the chartered rights, privileges and franchises belonging to it and appertaining to such principal work; and the purchaser or purchasers, lessee or lessees of such principal work, chartered rights, privileges and franchises, shall thereafter hold, use and enjoy the same during the whole of the residue of the term limited in the charter of said corporation, or during the term in such lease specified, in as full and ample a manner as such corporation could or might have used and enjoyed the same; subject, however, to all the restrictions, limitations, and conditions contained in such charter; *provided*, that nothing in this section contained shall be so construed as to apply to or in anywise affect any corporation authorized by law to exercise banking privileges.

83. In case of the insolvency of any corporation the laborers and workmen, and all persons doing labor or service of whatever character, in the regular employ of such corporation, shall have a first and prior lien upon the assets thereof for the amount of wages due to them respectively for all such labor, work and services as may have been done, performed or rendered within two months next preceding the

date when proceedings in insolvency shall be actually instituted and begun against such insolvent corporation.

84. Such lien shall be prior to any and all other liens that can or may be acquired upon or against such assets, except the lien and encumbrance of a chattel mortgage, recorded more than two months next preceding the date when proceedings in insolvency shall have been actually instituted against such insolvent corporation, and except the lien and encumbrance of a chattel mortgage recorded within two months next preceding the date when proceedings in insolvency shall have been actually instituted against such insolvent corporation, for money loaned or for goods purchased within said period of two months; and also except as against the lien of mortgages given upon the lands and real estate of such insolvent corporation.

85. Before distribution of the assets of an insolvent corporation among the creditors or stockholders the court of chancery shall allow a reasonable compensation to the receiver for his services and the costs and expenses of the administration of his trust, and the costs of the proceedings in said court, to be first paid out of said assets.

86. After the payment of all allowances made by the court of chancery to the receiver for services, expenses and costs, and the satisfaction of all special and general liens upon the funds of the corporation to the extent of their lawful priority, the creditors shall be paid proportionally to the amount of their respective debts, excepting mortgage and judgment creditors when the judgment has not been by confession for the purpose of preferring creditors; and the creditors shall be entitled to such distribution on debts not due, making in such case a rebate of interest, when interest is not accruing on the same; and the surplus funds, if any, after payment of the creditors and the costs, expenses and allowances aforesaid, and the preferred stockholders, may be divided and paid to the general stockholders proportionally, according to their respective shares.

VIII.—Service of Process.

87. When any personal action shall be commenced against a corporation in any of the courts of law of this state, the first process to be made use of may be a summons, a copy whereof shall be served on the president, or other head officer or agent in charge of its principal office in this state, or left at his dwelling-house or usual place of abode, at least six days before its return; and in case the president or other head officer or agent cannot be found to be served with process, and has no dwelling-house, or usual place of abode within this state, then a copy of said summons shall be served on the clerk or secretary of the corporation, if any there be, and if no clerk or secretary, then on one of its directors, or left at his dwelling-house or usual place of abode, six days before its return.

88. In all personal suits or actions hereafter brought in any court of this state, against any foreign corporation process may be served upon any officer, director, agent, clerk or engineer of such corporation, either personally or by leaving a copy at the dwelling-house or usual place of abode of such officer, director, agent, clerk or engineer, or by leaving a true copy of such process at the office, depot or usual place of business of such foreign corporation, and such service shall be good and valid to all intents and purposes.

89. When the sheriff or other officer shall return such summons "served" or "summoned," the defendant shall be considered as appearing in court, and may be proceeded against accordingly.

90. In case the sheriff or other officer shall return a summons, issued against any corporation of this state, "not served" or "not summoned," and an affidavit shall be made to the satisfaction of the court that process cannot be served upon it the court shall make an order directing the defendant to cause its appearance to be entered to the action, on a day to be specified in the order, a copy of which order shall be inserted in one of the newspapers published in this state, for at least three weeks, once in each week, and a copy thereof shall also be posted in three public places in this state, as shall be ordered by the court, for at least three weeks, and if the defendant shall not appear within the time limited by the order, or within such further time as the court shall limit, then, on proof of the publication and posting of the order, the court shall order the clerk to enter appearance for the defendant, and thereupon the action shall proceed as if the defendant had entered its appearance to the action.

91. No corporation against which an order for publication shall be made, as aforesaid, shall grant, bargain, sell, alien or convey any lands, tenements or real estate in this state (in case the said summons issued out of the supreme court), or in the county in which the said summons shall have been issued (in case the said summons issued out of the circuit court or the court of common pleas), of which it shall be seized or entitled to at the time of making such order, until the plaintiff in the action shall be satisfied his legal demand, or until judgment shall be entered for the defendant; and the said action shall be and remain a lien on such lands, tenements and real estate, from the time of entering the said order for publication in the minutes of the court, and the said lands, tenements and real estate shall and may be sold on execution, as if no conveyance had been made by the said corporation.

IX.—Remedies Against Officers and Stockholders.

92. When the officers, directors or stockholders of any corporation shall be liable to pay the debts of the corporation, or any part thereof, any person to whom they shall be liable may have an action against

any one or more of the said officers, directors or stockholders; and the declaration in such action shall state the claim against the corporation, and the ground on which the plaintiff expects to charge the defendants personally; or such person to whom they are liable may have his remedy by bill in chancery.

93. Any officer, director or stockholder who shall pay any debt of a corporation for which he is made liable by the provisions of this act, may recover the amount so paid, in an action against the corporation for money paid for its use, in which action only the property of the corporation shall be liable to be taken, and not the property of any stockholder.

94. No sale or other satisfaction shall be had of the property of any director or stockholder for any debt of the corporation of which he is such director or stockholder till judgment shall have been obtained therefor against such corporation, and execution thereon returned unsatisfied, but any suit brought against any such director or stockholder for such debts shall stay after execution levied, or other proceedings to acquire a lien, until such return shall have been made.

X.—Foreign Corporations.

95. Any corporation created by any other state or by any foreign state, kingdom or government may acquire by devise or otherwise and hold, mortgage, lease and convey real estate in this state for the purpose of prosecuting its business or objects, or such real estate as it may acquire by way of mortgage or otherwise, in the payment of debts due such corporation; *provided*, such foreign state, kingdom or government, under whose laws such corporation was created, shall not be at the time of such purchase at war with the United States.

96. Foreign corporations, doing business in this state, shall be subject to all the provisions of this act, so far as the same can be applied to foreign corporations.

97. Every foreign corporation, except banking, insurance, ferry and railroad corporations, before transacting any business in this state shall file in the office of the secretary of state a copy of its charter or certificate of incorporation, attested by its president and secretary under its corporate seal, and a statement attested in like manner of the amount of its capital stock authorized and the amount actually issued, the character of the business which it is to transact in this state, and designating its principal office in this state and an agent who shall be an actual resident of this state, together with his place of abode, upon which agent process against such corporation may be served; and the agency so constituted shall continue until the substitution, by writing, of another agent; upon the filing of such copy and statement the secretary of state shall issue to such corporation a certificate that it is

authorized to transact business in this state, and that the business is such as may be lawfully transacted by corporations of this state, and he shall keep a record of all such certificates issued.

98. Until such corporation so transacting business in this state shall have obtained said certificate of the secretary of state, it shall not maintain any action in this state, upon any contract made by it in this state; *provided*, that nothing herein shall prevent the enforcement of any contract made prior to the fourteenth day of March, eighteen hundred and ninety-five.

99. If said agent shall die, remove from the state or become disqualified, such corporation shall forthwith file in the office of the secretary of state a written appointment of another agent, attested in the manner above provided; and in case of the omission to do so within thirty days after such death, removal or disqualification, then the secretary of state, upon being satisfied that such omission has continued for thirty days, shall, by entry on the record thereof, revoke the certificate of authority to transact business within this state, and process against such corporation in actions upon any liability incurred within this state before the designation of another agent may, after such revocation, be served upon the secretary of state; at the time of such service the plaintiff shall pay to the secretary of state for the use of the state two dollars, to be included in the taxable costs of such plaintiff, and the secretary of state shall forthwith mail a copy of such process to such corporation or to the address of some officer thereof, if known to him.

100. Any foreign corporation that shall transact any business in any manner whatsoever, directly or indirectly, in this state without having first obtained authority therefor, as hereinabove provided, shall for each offense forfeit to the state the sum of two hundred dollars, to be recovered with costs in an action prosecuted by the attorney-general in the name of the state.

101. When, by the laws of any other state or nation, any other or greater taxes, fines, penalties, licenses, fees or other obligations or requirements are imposed upon corporations of this state, doing business in such other state or nation, or upon their agents therein, than the laws of this state impose upon their corporations or agents doing business in this state, so long as such laws continue in force in such foreign state or nation, the same taxes, fines, penalties, licenses, fees, obligations and requirements of whatever kind shall be imposed upon all corporations of such other state or nation doing business within this state and upon their agents here; *provided*, that nothing herein shall be held to repeal any duty, condition or requirement now imposed by law upon such corporations of other states or nations transacting business in the state.

102. In all proceedings in any of the courts of this state against any foreign corporation, or body corporate, not holding its charter

under the laws of this state, in any matter requiring the use of any prerogative writ, such writ may be served upon the president, vice-president, secretary, or other head officer of such corporation or body corporate, or upon any director thereof, either personally or by leaving a copy thereof at the dwelling-house or usual place of abode of such officer or director, or upon any general agent, attorney, or solicitor, superintendent or manager, of such corporation, and such service shall be good and valid to all intents and purposes.

103. In case any such corporation, after the service of any such writ, as aforesaid, shall neglect or refuse to make a proper return thereto, or shall neglect or refuse to obey the command of any such writ, when issued upon any judgment, order or decree of the supreme court, court of chancery, or any of the circuit courts of this state, and served as aforesaid, within the time prescribed by such writ, the said court shall have power, and authority is hereby given them, to enforce such writs by attachment against the property and estate, goods and chattels, rights and credits of such corporation, that may be found within this state.

XI.—Merger of Corporations.

104. Any two or more corporations organized or to be organized under any law or laws of this state for the purpose of carrying on any kind of business of the same or a similar nature may merge or consolidate into a single corporation, which may be either one of said merging or consolidating corporations, or a new corporation to be formed by means of such merger and consolidation; but the provisions of this act relative to merger and consolidation shall not apply to any railroad company, insurance company (except companies for the insurance or guaranty of the title to lands), banking company, savings bank or other corporation intended to derive profit from the loan and use of money, turnpike company or canal company.

105. The said consolidation or merger shall be made under the conditions, provisions, restrictions, and with the powers hereafter in this act mentioned and contained, that is to say:

I. The directors of the several corporations proposing to merge or consolidate may enter into a joint agreement under the corporate seals of the respective corporations, for the merger or consolidation of said corporations, and prescribing the terms and conditions thereof, the mode of carrying the same into effect, the name of the new corporation (if one shall be so formed or created), or of the consolidated corporation, as the case may be; the number, names and places of residence of the first directors and officers of such new or consolidated corporation (who shall hold their offices until their successors be chosen or appointed, either according to law or according to the by-laws of the said corporation); the number of shares of the capital

stock, whether common or preferred, and the amount or par value of each share of such new or consolidated corporation; and the manner of converting the capital stock of each of said merging or consolidating corporations into the stock or obligations of such new or consolidated corporation, and in case of the creation of a new corporation, how and when the directors and officers shall be chosen or appointed; together with all such other provisions and details as such first-mentioned directors shall deem necessary to perfect the merger consolidation of said corporation.

II. The said agreement shall be submitted to the stockholders of each of said merging or consolidating corporations, separately at a meeting thereof, to be called for the purpose of taking the same into consideration; and twenty days' notice of the time, place and object of such meeting shall be mailed to the last known post-office address of each of such stockholders respectively; and, at the said meetings of stockholders the said agreement of such directors shall be considered, and a vote of the stockholders of each corporation by ballot shall be taken separately, for the adoption or rejection of the same, each share of stock entitling the holder thereof to one vote, and said ballots shall be cast in person or by proxy; and if the votes of the holders of two-thirds of all the capital stock of each of the said merging or consolidating corporations shall be for the adoption of said agreement, then that fact shall be certified thereon by the secretary of each of the respective corporations, under the seal thereof, and the agreement so adopted and so certified, shall be filed in the office of the secretary of state, and shall from thence be deemed and taken to be the agreement and act of merger or consolidation of the said corporations, and a copy of said agreement and act of merger or consolidation, duly certified by the secretary of state under the seal thereof, shall be evidence of the existence of such new or consolidated corporation.

106. Upon the making and perfecting the said agreement and act of merger or consolidation, as provided in the preceding section, and filing the same in the office of the secretary of state, as aforesaid, the several corporations, parties thereto, shall be deemed and taken to be one corporation, by the name provided in said agreement (in case a new corporation shall be created thereby), or by the name of the consolidated corporation into which said other contracting corporation or corporations shall be so merged or consolidated, as the case may be, and possessing all the rights, privileges, powers and franchises, as well of a public as of private nature, and being subject to all the restrictions, disabilities and duties of each of such corporations so merged or consolidated, except as altered by the provisions of this act.

107. Upon the consummation of said act of merger or consolidation, as aforesaid, all and singular, the rights, privileges, powers and franchises of each of said corporations, parties to the same, and all property, real, personal and mixed, and all debts due on whatever

account, as well for stock subscriptions as all other things in action or belonging to each of such corporations, shall be deemed and taken without further act or deed to be transferred to and vested in the corporation into which such merger or consolidation shall have been made; and all property, rights, privileges, powers and franchises, and all and every other interest shall be thereafter as effectually the property of the said new or consolidated corporation as they were of the several and respective former corporations, parties to said agreement; and the title to any real estate, whether by deed or otherwise, under the laws of this state, vested in either of such corporations, shall not be deemed to revert or be in any way impaired by reason of this act; *provided, however*, that all rights of creditors and all liens upon the property of either of said former corporations shall be preserved unimpaired, and the respective former corporations may be deemed to continue in existence, in order to preserve the same; and all debts, liabilities and duties of either of said former corporations shall thenceforth attach to said new or consolidated corporation, and may be enforced against it to the same extent as if said debts, liabilities and duties had been incurred or contracted by it.

108. Where the corporation or corporations authorized to merge or consolidate by the first section of this act, shall have the right to exercise any franchise, for public use, then if any stockholder of any corporation hereby authorized to be merged or consolidated with any other or others, not voting in favor of such agreement, shall dissent therefrom and shall refuse or neglect to convert his or her stock into the stock of such new or consolidated corporation, or to dispose thereof in the manner and on the terms specified in such agreement, such dissenting stockholder or such new or consolidated corporation may, at any time within thirty days after the adoption and filing of the said agreement of consolidation by the stockholders as in this act provided, apply by petition to the circuit court of the county in which the chief office of the corporation whose stockholders shall so dissent or neglect, was or is located, or to a judge of said court in vacation (if no such court sits within said period), on reasonable notice to be prescribed by said court or judge to said new or consolidated corporation, or to such dissenting stockholder, as the case may be, for the appointment of three disinterested appraisers to appraise the full market value of his or her stock, without regard to any depreciation or appreciation thereof in consequence of the said merger or consolidation, and whose award (or that of a majority of them), when confirmed by the said court, shall be final and conclusive on all parties, and said new or consolidated corporation shall pay to such stockholder the value of his or her stock as aforesaid; and on receiving such payment, or on a tender of such value, or in case of any legal disability or absence from the state, on the payment of such value into said court, said stockholder shall transfer his or her said stock to the said

new or consolidated corporation to be disposed of by the directors thereof, or to be retained for the benefit of the remaining stockholders thereof; and in case the value of said stock as aforesaid is not so paid within thirty days from the filing of said award and confirmation by said court, and notice thereof to be given in the manner aforesaid unto said stockholder or said new or consolidated corporation, the amount of the value of said stock, so found and confirmed, shall be a judgment against said corporation, and may be collected as other judgments in said court are by law recoverable.

109. In all cases of merger or consolidation of two or more corporations under and by virtue of the provisions of this act, the said new or consolidated corporation shall have power and authority to issue bonds or other obligations, negotiable or otherwise, and with or without coupons or interest certificates thereto attached, to an amount sufficient with its capital stock to provide for all the payments it will be required to make or obligations it will be required to assume, in order to effect such merger or consolidation; to secure the payment of which bonds or obligations it shall be lawful to mortgage its corporate franchises, rights, privileges and property, real, personal and mixed; *provided*, such bonds shall not bear a greater rate of interest than six per centum per annum; and that it shall also be lawful for said new or consolidated corporation to purchase, acquire, hold and dispose of the stocks of other corporations of this state or elsewhere, and to exercise in respect thereto all the powers of stockholders thereof; and that it shall also be lawful for said new or consolidated corporation to issue capital stock, either common or preferred, or both, to such an amount as may be necessary, to the stockholders of such merging or consolidating corporations in exchange or payment for their original shares, in the manner and on the terms specified in said agreement of merger or consolidation; which agreement may also provide for the issue of preferred stock based on the property or stock of the merging or consolidating corporations conveyed to the new or consolidated corporation, as well as upon money capital paid in, and may fix the amount of such preferred stock.

XII.—Taxation.

110. All the real and personal property of every corporation shall be taxed the same as the real and personal property of an individual; *provided*, that this section shall not apply to railway, turnpike, insurance, canal or banking corporations, or to savings banks, or to cemeteries, church property, or purely charitable or educational associations.

XIII.—Lost Certificates of Stock.

111. Every corporation shall have the power to issue a new certificate of stock in the place of any certificate theretofore issued by it, but which, it is alleged, has been lost or destroyed, and the directors authorizing such issue of a new certificate may, in their discretion, require the owner of such lost or destroyed certificate, or his legal representatives, to give the corporation a bond, in such sum as they may direct, as indemnity against any claim that may be made against such corporation; but said directors may direct such issue of a new certificate without requiring any such bond when, in their judgment, it is proper for the corporation so to do.

112. Whenever any corporation shall have refused to issue a new certificate of stock in place of one theretofore issued by it, or by any corporation of which it is the lawful successor, but which is alleged to have been lost or destroyed, the owner of such lost or destroyed certificate, or his legal representatives, may apply to the circuit court of the county in which the principal office of said corporation is located for an order requiring such corporation to show cause why it should not be required to issue a new certificate of stock in place of the one so lost or destroyed; such application shall be by petition, duly verified by the owner, in which shall be stated the name of the corporation, the number and date of the certificate, if known, or can be ascertained by the petitioner, the number of shares of stock named therein and to whom issued, and as particular a statement of the circumstances attending such loss or destruction as such petitioner may be able to give; upon the presentation of said petition said court shall make an order requiring said corporation to show cause, at a time and place therein mentioned, why it should not be required to issue a new certificate of stock in place of the one described in said petition; a copy of said petition and of said order shall be served upon the president or other head officer of the corporation, or on the cashier, secretary or treasurer thereof, personally, at least ten days before the time designated in said order for showing cause.

113. At the time and place specified in said order, and on proof of due service thereof, the said court shall proceed in a summary manner and in such mode as it may deem advisable to hear such proof and allegations as may be offered by or in behalf of the petitioner or by or in behalf of said corporation or other party, relative to the subject matter of said inquiry, and if, upon such inquiry said court shall be satisfied that such petitioner is the lawful owner of the number of shares of the capital stock, or any part thereof, described in said petition, and that the certificate therefor has been lost or destroyed and cannot, after due diligence, be found, and that no sufficient cause has been shown why a new certificate should not be issued in place

thereof, it shall make an order requiring said corporation or other party, within such time as shall be therein designated, to issue and deliver to such petitioner a new certificate for the number of shares of the capital stock of said corporation, which shall be specified in said order as owned by said petitioner, and the certificate for which have been lost or destroyed; in making such order the court shall direct that said petitioner deposit such security, or file such bond in such form and with such security as to the court shall appear sufficient to indemnify any person other than the petitioner who shall thereafter appear to be the lawful owner of such certificate stated to be lost or stolen; and the court may also direct the publication of such notice, either preceding or succeeding the making of such final order, as it shall deem proper; any person or persons who shall thereafter claim any rights under said certificate so alleged to have been lost or destroyed, shall have recourse to said indemnity, and the said corporation shall be discharged of and from all liability to such person or persons by reason of compliance with the order aforesaid; and obedience to said order may be enforced by said court by attachment against the officer or officers of such corporation, on proof of his or their refusal to comply with the same.

XIV.—Fees on Filing Certificates. Sundry Provisions.

114 On filing any certificate or other paper, relative to corporations, in the office of the secretary of state, the following fees and taxes shall be paid to the secretary of state, for the use of the state; for certificate of incorporation, twenty cents for each thousand dollars of the total amount of capital stock authorized, but in no case less then twenty-five dollars; increase of capital stock, twenty cents for each thousand dollars of the total increase authorized, but in no case less than twenty dollars; consolidation and merger of corporations, twenty cents for each thousand dollars of capital authorized, beyond the total authorized capital of the corporations merged or consolidated, but in no case less than twenty dollars; extension or renewal of corporate existence of any corporation, the same as required for the original certificate of organization by this act; dissolution of corporation, change of nature of business, amended certificates of organization (other than those authorizing increase of capital stock), decrease of capital stock, increase or decrease of par value or of number of shares, twenty dollars; for filing list of officers and directors, one dollar; filing copy of charter and statement of foreign corporation and issuing certificate of authority to transact business, ten dollars; and for all certificates not hereby provided for, five dollars; *provided*, that no fees shall be required to be paid by any religious or charitable society or association.

115. When one or more of the commissioners or incorporators of any corporation, created by or under any general or special act, shall have died before the corporation shall have been organized, pursuant to law, the survivors or survivor may in writing designate other persons who may take the place and act instead of those deceased in the organization; and the organization so effected by their act shall be as effectual in law as if it had been effected by all the original commissioners or incorporators.

116. The members of any mutual association heretofore or hereafter incorporated, may provide for and create a capital stock of such corporation, upon the consent in writing of all the members of corporation, and may provide for the payment of such stock, and fix and prescribe the rights and privileges of the stockholders therein.

117. The secretary of state shall annually compile from the records of his office and publish a complete list in alphabetical order of the original and amended certificates of incorporation filed during the preceding year, together with the location of the principal office of each in this state, the amount of the authorized capital stock, the amount with which business is to be commenced, the date of filing the certificate and the period for which the corporation is to continue.

118. The act entitled "An act concerning corporations" (Revision), approved April seventh, eighteen hundred and seventy five, and all acts amendatory thereof and supplemental thereto, except so far as herein expressly re-enacted, are hereby repealed; but no existing corporation shall be thereby dissolved, and vested rights acquired under the repealed acts and actually exercised and enjoyed shall not be divested or disturbed, but no special provision relating to taxation, or immunity or exemption therefrom, contained in any special charter, shall be revived or continued by anything in this act; all acts and parts of acts, general and special, inconsistent with this act are hereby repealed; but this repealer shall not revive any act heretofore repealed; and this act shall take effect immediately.

BILL "B."

AN ACT to repeal sundry acts relative to corporations.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. The act entitled "An Act authorizing corporations created by special charters or otherwise to remove their principal office from the place designated in their charters to such other place as may be deemed best by the corporations," approved February twenty-sixth, eighteen hundred and eighty, is hereby repealed.

2. The act entitled "An Act for the relief of corporations organized under general laws," approved March thirty-first, eighteen hundred and seventy five, is hereby repealed.

3. The act entitled "A further supplement to an act entitled 'An Act to prevent fraudulent elections by incorporated companies, and to facilitate proceedings against them,'" approved April fifteenth, eighteen hundred and sixty-six, which supplement was approved March seventeenth, eighteen hundred and seventy-four, is hereby repealed.

4. The act entitled "An act concerning corporations," approved March second, eighteen hundred and eighty-two, and the supplement thereto, approved March twenty-second, eighteen hundred and ninety-five, are hereby repealed.

5. The act entitled "An act for the relief of insolvent corporations," approved March twenty third, eighteen hundred and eighty-two, is hereby repealed.

6. The act entitled "An Act for the relief of the holders of stock of any corporation of this state whose certificates of stock have been lost or destroyed," approved March twenty-eighth, eighteen hundred and eighty-two, is hereby repealed.

7. The act entitled "An Act to provide for agreements between creditors and insolvent companies," approved May fourteenth, eighteen hundred and eighty-four, is hereby repealed.

8. The act entitled "An Act relative to the filing of certificates of incorporation," passed April sixth, eighteen hundred and eighty-six, is hereby repealed.

9. The act entitled "An Act relative to titles of corporations," approved March seventh, eighteen hundred and eighty-eight, is hereby repealed.

10. The act entitled "An Act concerning corporations of this state, and of other states doing business in this state," approved April fourth, eighteen hundred and eighty-eight, is hereby repealed.

11. The act entitled "An Act relating to the consolidation of corporations formed under the act entitled 'An Act concerning corporations,' approved April seventh, eighteen hundred and seventy-five, and the acts amending and supplementing the same, for the purposes of the improvement and sale of lands, the construction, maintenance and operation of hotels and carrying on the business of an inn-keeper, and the transportation of goods, merchandise or passengers upon land or water," approved April seventeenth, eighteen hundred and eighty-eight, is hereby repealed.

12. The act entitled "An Act to authorize corporations formed under the act entitled 'An Act concerning corporations,' approved April seventh, eighteen hundred and seventy-five, and the acts amending and supplementing the same, for the purpose of the improvements and sale of lands, or the building, operation and maintenance

of hotels and carrying on the business of an inn-keeper, or of the transportation of goods, merchandise or passengers upon land or water, to purchase and hold stock in any one or more of said companies in certain cases," approved April seventeenth, eighteen hundred and eighty-eight, is hereby repealed.

13. The act entitled "An Act concerning corporations," approved April third, eighteen hundred and eighty-nine, and the amendment thereto, approved March twenty-second, eighteen hundred and ninety-five, are hereby repealed.

14. The act entitled "An Act concerning corporations," passed May twenty-third, eighteen hundred and ninety, is hereby repealed.

15. The act entitled "An Act to provide a method for appointing commissioners in the place of other commissioners who have deceased or who shall fail to act in certain cases touching the organization of companies, and providing for the organization of companies in certain cases," approved June sixth, eighteen hundred and ninety, is hereby repealed.

16. The act entitled "An Act to authorize corporations formed for the purpose of constructing or repairing either railroads, water, gas, or electric works, tunnels, bridges, viaducts, canals, hotels, wharves, piers, or any or all such works of internal improvement or public use of utility, to subscribe for, take, pay for in property, materials or service, hold, use and dispose of stock or bonds in any corporation formed for the purpose of constructing, maintaining and operating any such public works," approved April sixth, eighteen hundred and ninety-one, is hereby repealed.

17. The act entitled "An Act relative to the residence of directors of corporations in this state," approved March tenth, eighteen hundred and nine two, is hereby repealed.

18. The act entitled "An Act concerning corporations," approved March tenth, eighteen hundred and ninety-two, is hereby repealed.

19. The act entitled "An Act relative to corporations," approved May fifteenth, eighteen hundred and ninety-four, and the supplement thereto, approved March fourteenth, eighteen hundred and ninety-five, are hereby repealed.

20. The act entitled "An Act to secure to laborers and workmen in the employ of corporations a prior lien for wages in cases of insolvency," approved April eighth, eighteen hundred and ninety-two, is hereby repealed.

21. This act shall take effect immediately, but nothing herein shall impair or annul any vested rights, privileges or powers heretofore obtained and used under authority of said acts or any of them, and all corporations which have heretofore availed themselves of the provisions of said acts may continue to enjoy the rights and advantages which they now enjoy and exercise by virtue thereof.

BILL "C."

A SUPPLEMENT to an act entitled "An Act to authorize and regulate the business of banking" (Revision), approved April ninth, eighteen hundred and seventy five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. The directors of any banking corporations having capital stock divided into shares and created under the laws of this state by special act of incorporation or otherwise, shall require the cashier appointed by them, before he performs or enters upon any duties as such cashier, to give bond or bonds, with good and sufficient security, to be approved by the board of directors thereof, in the penal sum of at least twenty thousand dollars, conditioned for the faithful performance of the duties of such cashier; and it shall be the duties of the directors of said corporations, as often as once in every year, to pass upon the sufficiency of the said bond or bonds, and if insufficient, to require, without delay, new and additional bonds and securities to be given.

2. If the directors of said corporation should fail to perform any or all of the requirements of the last preceding section they shall be jointly and severally liable to the said corporation to the extent of any defalcation of or deficiency in the funds of said corporation created or caused by said cashier, not in excess of the sum of twenty thousand dollars, the same to be recovered by said corporation in any court of competent jurisdiction of this state.

3. All acts, or parts of acts, inconsistent or conflicting with this act be and the same are hereby repealed, and this act shall take effect immediately.

BILL "D."

AN ACT relating to electric light, heat and power companies.

BE IT ENACTED, *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. Any corporation organized or to be organized by virtue of the act entitled "An Act concerning corporations," for the purpose of constructing, maintaining and operating works for the supply and distribution of electricity for electric lights, heat or power, shall have full power to use the public roads or highway, streets, avenues and alleys in this state for the purpose of erecting posts or poles on the same to sustain the necessary wires and fixtures upon first obtaining the consent in writing of the owners of the soil; *provided, however*, no posts or poles shall be erected in any street of any incorporated city or

town without first obtaining from the incorporated city or town a designation of the street in which the same shall be placed and the manner of placing the same, and that the same shall be so located as in no way to interfere with the safety or convenience of persons traveling on or over the said roads and highways, and that the public streets in any of incorporated cities and towns of this state shall be subject to such regulations as may be first imposed by the corporate authorities of said cities and towns.

2. Any such companies are authorized and empowered to lay pipes or conduits and to lay wires therein beneath the public roads, highways, streets, avenues and alleys as they may deem necessary; *provided*, that said pipes or conduits shall be laid at least two feet below the surface of the same and shall not in anywise unnecessarily obstruct or interfere with public travel or damage public or private property, and shall not be laid nearer than three feet, except as is hereinafter excepted, to any water or gas main; but no public street shall be opened for the purpose of laying any such pipes, conduits or wires without the consent of the board of aldermen or common council of such city; *and provided*, that such use of the public streets in any of the cities and towns of this state shall be subject to such regulations and restrictions as may be first imposed by the corporate authorities of such cities or towns.

3. Any wires for conveying electricity or the conduits containing said wires, shall be laid at the greatest practicable distance from the outside of any water or gas pipe now laid down, and that such distance shall not be less than three feet, except in case where it shall be necessary that the said wires or conduits shall cross or intersect any such water or gas pipe.

4. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Bill "E."

An Act relating to steam heat and power companies.

Be it enacted, *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. Any corporation organized or to be organized by virtue of the act entitled "An Act concerning corporations," for the purpose of producing and distributing steam heat or power, shall have full authority to lay the necessary pipes and conduits beneath the public roads, highways, streets, avenues and alleys in this state; *provided*, however, that said pipes and conduits shall be laid at least two feet below the surface of the same, and shall not in any wise unnecessarily obstruct or interfere with public travel, or damage public or private

property; and *provided*, also, that the consent of the board of aldermen' common council or other legislative body of any such cities, towns or townships wherein or through which it is contemplated to lay such pipes and conduits beneath such public roads, highways, streets, avenues or alleys, shall first and as a condition precedent be obtained, before any of such public roads, highways, streets, avenues or alleys shall be disturbed, opened or dug up, such consent of such board to be by ordinance of such board duly adopted; that such use of public streets or highways in any of the cities, towns or townships of this state shall be subject to such regulations and restrictions as may be imposed by the common council, board of aldermen or other legislative body of such cities, towns or townships, and that the portions of the surfaces of the streets disturbed in laying the said pipes shall be immediately restored to their original condition, and that any pavements which are removed for the purpose of laying or repairing the pipes shall be restored in as good condition as they were previous thereto, and so maintain for six months after the completion of the works, and in case of failure on the part of the owners of said pipes to so restore and maintain the same, the street commissioner or other officer having supervision of the streets may properly restore and maintain the same, and the cost thereof may be recovered by the city from the owners of said pipes in any court of competent jurisdiction.

2. Any pipes or conduits laid in any of the public roads, highways, streets, avenues and alleys to be used for conveying steam heat or power, shall be laid at a distance not less than three feet from the outside of any water or gas pipe already laid, except in cases where it shall be necessary that said pipes or conduits shall cross any such water or gas pipe, and then said pipes or conduits shall be at least twelve inches distant from the outside of any water or gas pipes already laid.

3. This act shall take effect immediately.

BILL "F."

AN ACT relative to corporations for the holding of agricultural fairs and exhibitions.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. Every corporation that has heretofore been organized, and that shall hereafter be organized, under the act entitled "An Act concerning corporations," or under any other act, for the purpose of holding agricultural fairs and exhibitions, shall have power to hold fairs and exhibitions of agricultural, horticultural, mechanical and manufacturing productions, collections and discoveries of works of art, of horses,

cattle, sheep and other live stock and animals, and for the encouragement of competition in the breed of stock and development of speed and other qualities in horses and other animals; to provide, keep and maintain grounds, buildings, road-tracks, walks and such other improvements as may be necessary or desirable for the proper display of the articles and things exhibited at said fairs and exhibitions; to encourage competition by the offer and payment of premiums and awards for stock and articles of a superior kind, class or quality, and to ask, demand and receive reasonable fees for the admittance of exhibitors and visitors to said fairs and exhibitions.

2. For the purpose of maintaining order and preserving the peace and decorum upon all grounds on which any fair and exhibition shall be held by any association organized under the provisions of the said act concerning corporations, or under any other act, the directors of every such association shall have police jurisdiction upon the grounds on which such association shall hold any fair and exhibition, and for the distance of one-quarter of a mile from the boundaries of such grounds; it shall be the duty of said directors, and they shall have power, to suppress the sale of intoxicating liquors by parties not regularly licensed by the public authorities, and to prohibit every species of gambling and breach of the peace or laws of this state on said grounds and within said limits; and it shall also be lawful for said directors, or a majority of them, to appoint from time to time, as many fit and discreet persons as they may deem proper, as special police officers, who, before entering upon the duties of their respective offices, shall each take and subscribe an oath or affirmation, before a master in chancery, notary public or justice of the peace of the county in which such fair and exhibition may be held, that he will well and truly serve the State of New Jersey as such special police officer, and will execute and perform all services, acts and duties of his office to the best of his knowledge, judgment and ability, which oath or affirmation shall be forthwith filed in the office of the clerk of the county in which such fair and exhibition may be held, the date of which filing shall be indorsed thereon by said clerk, who shall be paid for each oath or affirmation so filed the sum of twenty cents, and the persons so appointed and sworn, or affirmed, shall possess, so long as the said directors shall choose to retain them, the same powers and authority on the grounds where any such fair and exhibition may be held, and within the limits aforesaid, as are or may be vested in constables in criminal cases in this state, and they shall have power and authority, without process, to arrest all persons who shall be there found violating any of the laws of this state, or who shall conduct themselves in a disorderly manner, or disturb or wrongfully interfere with any such fair and exhibition, or the exhibitors thereat or visitors thereto, or who shall violate any of the rules or regulations of the association who may hold any such fair and exhibition, and any person so arrested

shall be taken, as soon as conveniently may be, before a justice of the peace of the county in which such fair and exhibition may be held, there to be dealt with according to law.

3. This act shall take effect immediately.

BILL "G."

A FURTHER SUPPLEMENT to an an act entitled "An Act to provide for the imposition of state taxes upon certain corporations and for the collection thereof," approved April eighteenth, eighteen hundred and ninety-four.

BE IT ENACTED, *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. If any corporation heretofore or hereafter created shall for two consecutive years neglect or refuse to pay the state any tax which has been or shall be assessed against it under any law of this state and made payable into the state treasury, the charter of such corporation shall be void, and all powers conferred by law upon such corporation are hereby declared inoperative and void, unless the governor shall, for good cause shown to him, give further time for the payment of such taxes, in which case a certificate thereof shall be filed by the governor in the office of the comptroller, stating the reasons therefor.

2. On or before the firet day of May in each year the comptroller shall report to the governor a list of all the corporations which for two years next preceding such report have failed, neglected or refused to pay the taxes assessed against them under any law of this state as above, and the governor shall forthwith issue his proclamation, declaring under this act of the legislature that the charters of these corporations are repealed.

3. The proclamation of the governor shall be filed in the office of the secretary of state, and published in such newspapers and for such length of time as the governor shall designate.

4. Any person or persons who shall exercise or attempt to exercise any powers under the charter of any such corporation after the issuing of such proclamation shall be deemed guilty of a misdemeanor, and shall be punished by imprisonment not exceeding one year, or a fine not exceeding one thousand dollars, or both, in the discretion of the court.

5. After any corporation of this state has failed and neglected for the space of two consecutive years to pay the taxes imposed upon it by law, and the comptroller of this state shall have reported such corporation to the governor of this state, as provided in said amendatory act, then it shall be lawful for the attorney-general of this state to proceed against said corporation in the court of chancery of this state

for the appointment of a receiver, or otherwise, and the said court in such proceeding shall ascertain the amount of the taxes remaining due and unpaid by such corporation to the State of New Jersey, and shall enter a final decree for the amount so ascertained, and thereupon a fieri facias or other process shall issue for the collection of the same as other debts are collected, and if no property which may be seized and sold on fieri facias shall be found within the said State of New Jersey, sufficient to pay such decree, the said court shall further order and decree that the said corporation, within ten days from and after the service of notice of such decree upon any officer of said corporation upon whom service of process may be lawfully made, or such notice as the court shall direct, shall assign and transfer to the trustee or receiver appointed by the court, any chose in action, or any patent or patents, or any assignment of, or license under any patented invention or inventions owned by, leased or licensed to or controlled in whole or in part by said corporation, to be sold by said receiver or trustee for the satisfaction of such decree, and no injunction theretofore issued nor any forfeiture of the charter of any such corporation shall be held to exempt such corporation from compliance with such order of the court; and if the said corporation shall neglect or refuse within ten days from and after the service of notice of such decree to assign and transfer the same to such receiver or trustee for sale as aforesaid, it shall be the duty of said court to appoint a trustee to make the assignment of the same, in the name and on behalf of such corporation, to the receiver or trustee appointed to make such sale, and the said receiver or trustees shall thereupon, after such notice and in such manner as required for the sale under fieri facias of personal property, sell the same to the highest bidder, and the said receiver or trustee, upon the payment of the purchase money, shall execute and deliver to such purchaser an assignment and transfer of all the patents and interests of the corporation so sold, which assignment or transfer shall vest in the purchaser a valid title to all the right, title and interest whatsoever of the said corporation therein, and the proceeds of such sale shall be applied to the payment of such unpaid taxes, together with the costs of said proceedings.

6. Whenever it is established to the satisfaction of the governor that any corporation named in said proclamation has not neglected or refused to pay said tax within two consecutive years, or has been inadvertently reported to the governor by the comptroller as refusing or neglecting to pay the same as aforesaid, that the governor be and he is hereby authorized to correct such mistake, and to make the same known by filing his proclamation to that effect in the office of the secretary of state.

7. This act shall take effect immediately.

BILL "H."

AN ACT relative to the expense of investigating corporations delinquent in making returns.

BE IT ENACTED, *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. On the neglect or refusal of a corporation incorporated under the laws of this state or doing business therein, to furnish the information prescribed by law to any state official required to publish a report on the standing and condition of such corporation, the expenses of the investigation authorized to be made because of such neglect or refusal shall be borne by said delinquent corporation and may be recovered therefrom in an action of debt in any court of competent jurisdiction in this state by the person authorized to make such investigation.

2. This act shall take effect immediately.

BILL "I."

A SUPPLEMENT to "An act respecting railroads and canals" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four.

BE IT ENACTED, *by the Senate and General Assembly of the State of New Jersey*, as follows:

1. Whenever the charter of any railroad or canal corporation shall be repealed, or any such railroad or canal corporation shall be dissolved in any manner whatever, the court of chancery shall, upon the application of the attorney-general by petition in the name of the state, take charge of all estates, effects and franchises of such corporation, and proceed to settle its affairs in conformity to the provisions of the general act entitled "An act concerning corporations," and if justice and equity shall require the court may order and decree the estate, effects and franchises of such corporation to be sold at public sale; *provided*, that no franchise of immunity from taxation, and no contract wholly or partially exempting such corporation from taxation shall be sold at such sale, or in any other manner whatever, either expressly or by implication, but the purchasers of such effects, estates and franchises shall acquire and hold the same subject to such taxation as the state may impose thereon by law.

2. This act shall take effect immediately.

Mr. Herbert, by request, on leave, introduced

Senate Bill No. 38, entitled "An act relating to the designation of official papers in cities of the first class in this state,"

The same Senator, by request, on leave, introduced

Senate Bill No. 39, entitled "An act to repeal an act entitled 'An act to authorize the election of a city treasurer in cities of the second class for a longer term than two years,'" approved March seventeenth, one thousand eight hundred and ninety-one,

And

The same Senator, on leave, introduced

Senate Bill No. 40, entitled "An act to repeal an act entitled 'An act to authorize the election of a city treasurer in cities of the second class for a longer term than one year,'" approved April fourth, one thousand eight hundred and eighty-nine,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Parry, on leave, introduced

Senate Bill No. 41, entitled "An act relating to township elections and fixing the terms of officers elected thereat,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Vreeland, by request, on leave, introduced

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 44, entitled "A further supplement to an act entitled 'A supplement to the act approved May sixth, one thousand eigh t

hundred and eighty-seven, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act for the incorporation of safe deposit and trust companies,"'"" approved April twentieth, one thousand eight hundred and eighty-five, which supplement was approved March thirteenth, one thousand eight hundred and eighty-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

The same Senator, on leave, introduced

Senate Bill No. 45, entitled "A further supplement to an act entitled 'An act to encourage the improvement of real property in this state'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, on leave, introduced

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Johnson, on leave, introduced

Concurrent Resolution, No. 1,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Voorhees, on leave, introduced

Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The same Senator, on leave, introduced

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 56, entitled "An act concerning corporations" (revision of one thousand eight hundred and ninety-six),

And

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

On motion of Mr. Herbert,

Senate Bill, No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was recommitted.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 1, entitled "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

As correctly engrossed.

Said bill

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the number of copies of the Legislative Manual apportioned by law to the State Senate be distributed by the Sergeant-at-Arms as follows: To each Senator, thirty-four (34) copies; to the Secretary, Assistant Secretary, Engrossing Clerk, Sergeant-at-Arms and President's Private Secretary, each six (6) copies; to the Journal Clerk, five (5) copies; to the Assistant Journal Clerk, Assistant Sergeant-at-Arms, Assistant Engrossing Clerk and Bill Clerk, each three (3) copies; to the Clerk to the Committee on Engrossed Bills, two (2) copies; to the Calendar Clerk, Doorkeepers and Reporters, each one (1) copy.

On motion of Mr. Stokes, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Packer presented a communication from the Board of Chosen Freeholders of Gloucester county, asking for amendments to the stone road law,

Which was read and referred to the Committee on Agriculture.

Mr. Voorhees offered the following:

Concurrent Resolution, No. 2,

Which was read, and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative were—none.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, January 28th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Joseph E. Smith.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Thompson, Voorhees, Vreeland, Ward, Williams—17.

Journal of Monday was read and approved.

Mr. Ketcham presented a petition from the Essex County Board of Agriculture, protesting against any change in the present road law,

Which was read and referred to the Committee on Agriculture.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Without amendment.

Mr. Ketcham, on leave, introduced

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Stokes, on leave, introduced

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Mr. Rogers, on leave, introduced

Senate Bill No. 61, entitled "An act to prevent the wearing in the public schools of this state, by any of the teachers thereof, of any dress, insignia, marks or emblems, indicating the fact that such teacher is an adherent or member of any religious order, sect or denomination, and imposing a fine upon the board of education of any public school or schools permitting the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries.

Mr. Johnson, on leave, introduced

Senate Joint Resolution No. 1, entitled "Proposed amendment to the constitution relating to the judiciary,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Severally without amendment.

On motion of Mr. Stokes the Senate took a recess until 11 o'clock.

On the conclusion of which

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Kuhl, Parry, Skirm, Staates, Stokes, Thompson (President), Ward, Williams—14.

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five.

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

On motion of Mr. Stokes, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—18.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty first, one thousand eight hundred and seventy-six,

Without amendment.

Said bill was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Stokes moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Stokes, the Senate then adjourned.

FRIDAY, January 31st, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 3d, 1896.

At 8 o'clock the Senate met.

The session was opened by prayer by the Rev. H. M. Lowry.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Journals of Tuesday and Friday were read and approved.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill, No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Senate Bill, No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Severally,

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

And

Senate Bill, No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds, and the appointment of commissioners therefor in certain townships of this state,'" approved April thirteenth, one thousand eight hundred and ninety-four,

With amendments,

Which were read and adopted.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill, No. 2, entitled "An act to grant and release the title and interest of the people of the state of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Bill No. 18, entitled "An act concerning the appropriation for a state reformatory,"

And

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety-four,

Severally,

With amendments,

Which were each read and adopted.

Mr. Voorhees presented the following:

To the Senate:

The undersigned, who were appointed commissioners for the promotion of uniformity of legislation in the United States, in pursuance of Chapter CCXXV of the Laws of 1895, beg leave to report that we met and organized on the 14th day of August last, and attended a conference of commissioners from different States, appointed under similar laws, at Detroit, Michigan, on the 26th of said month. Commissioners from nineteen States attended the conference, and we learned that commissioners have been appointed in eight other States.

Several conferences have been held in former years, but as few States were represented it had not been thought wise to attempt to formulate a uniform statute on any important subject.

In view of the fact that nineteen States were represented by commissioners at Detroit, and that commmissioners had been appointed in other States, we thought the time had arrived when some important subject of general interest should be taken up. Accordingly Mr. Bergen offered the following resolution, which was adopted:

"That the committee on commercial law be requested to procure, as soon as practicable, a draft of a bill relating to commercial paper, based on the English statute on that subject, and on such other sources of information as said committee may deem proper to consult, and cause said draft and statute to be printed and sent by mail, with a copy of these resolutions, to every commissioner on uniform laws in office, and invite comments on said draft.

"That comments on said draft be sent by commissioners to the chairman of said committee without delay, and the said committee meet at a place to be appointed by its chairman to revise said draft and report on the same to the next meeting of this conference."

Subsequently the committee on commercial law, referred to in the resolution, met and appointed a sub-committee of three, of which one of the subscribers is a member, to carry out the instructions contained

in the resolution. About the 15th of September last, the sub-committee employed Mr. John J. Crawford, of New York City, who has made a special study of the law relating to commercial paper, to make a draft of a bill as required by the resolution. Mr. Crawford completed the draft in December, and it was thereupon carefully revised by the sub-committee. It has been annotated for convenience of study. We submit herewith a copy, together with a copy of the English statute relating to negotiable instruments. Copies have been sent to the commissioners of other States and comments invited.

As the resolution requires the draft of bill to be submitted to the conference of commissioners to be held at Saratoga next summer, it should not be passed by the present Legislature, even if its provisions are satisfactory; but in order that suggestions and criticism may be made conveniently, we suggest that the bill be introduced, and printed and distributed among the members of the Legislature, or otherwise published.

We believe that commercial paper is a subject on which it will be generally agreed the law should be uniform among the States, and as the subject is important in itself, it seems to us to be especially adapted for treatment in the manner contemplated by the statutes under which the commissioners have been appointed. We brought this matter to the attention of the commissioners at the conference, not merely on account of its importance, but for the reason that we thought it would afford a practical and probably a decisive test of the question whether any desirable and important reform in the law can be effected by the voluntary co-operation of the States.

In the absence of a national law relating to bankruptcy, it is obvious that uniform State laws on the subject of insolvency would be beneficial. The confusion and conflict of the statutes of the different States on this subject at present is injurious both to debtors and creditors. This matter was brought before the conference at Detroit, and a resolution offered by Mr. Fort providing for the appointment of a committee to prepare a draft of a uniform law on that subject was adopted. The proposed draft will probably be laid before the conference of the commissioners at their next meeting, and, if possible, presented to the present session of the Legislature in a supplemental report.

The subjects of marriage and divorce, insurance, notarial certificates and proof of the execution of deeds and wills are under consideration by different committees appointed by the commissioners; but these matters have not yet reached a condition when a definite report can be made upon them.

Dated January 24th, 1896.

J. FRANKLIN FORT,
FRANK BERGEN,
J. D. BEDLE.

A General Act Relating to Negotiable Instruments, (being an act to establish a law uniform with the laws of other States on that subject.)

TITLE I.

NEGOTIABLE INSTRUMENTS IN GENERAL.

ARTICLE I.

Form and Interpretation.

Section 1. *Be it enacted, &c.,* An instrument to be negotiable must conform to the following requirements:

1. It must be in writing and signed by the maker or drawer;
2. Must contain an unconditional promise or order to pay a sum certain in money;
3. Must be payable on demand, or at a fixed or determinable future time;
4. Must be payable to the order of a specified person, or to bearer; and,
5. Where the instrument is addressed to a drawee, he must be named or otherwise indicated therein with reasonable certainty. (*a*)

NOTE.—See Bills of Exchange Act, Sections 3, 4, 5, 6.

(*a*) Peto v. Reynolds, 9 Exch., 410; Ball v. Allen, 15 Mass., 433.

Sec. 2. The sum payable is a sum certain within the meaning of this act, although it is to be paid:

1. With interest; or
2. By stated installments; or
3. By stated installments, with a provision that upon default in payment of any installment, the whole shall become due; or
4. With exchange, whether at a fixed rate or at the current rate; or
5. With costs of collection or an attorney's fee, in case payment shall not be made at maturity. (*a*)

NOTE.—See Bills of Exchange Act, Section 9.

(*a*) Nat. Bank v. Sutton Mfg. Co, 6 U. S., App. 312, 331; 52 Fed. Rep. 191; Montgomery v Crossthwait, 90 Ala., 553; Bank v. Marsh, (Iowa) 56 N. W. Rep., 458; Dorsey v. Wolff, 142 Ill, 589; Trader v. Chidester, 41 Ark., 242; Stapleton v. Louisville Banking Co., (Ga.) 23 S. E. Rep., 81.

Sec. 3. An unqualified order or promise to pay is unconditional within the meaning of this act, though coupled with:

1. An indication of a particular fund out of which reimbursement is to be made, or a particular account to be debited with the amount; or
2. A statement of the transaction which gives rise to the instrument.

But an order or promise to pay out of a particular fund is not unconditional.

NOTE.—See Bills of Exchange Act, Section 3, Subdivision (3).

Sec. 4. An instrument is payable at a determinable future time, within the meaning of this act, which is expressed to be payable:

1. At a fixed period after date or sight; or
2. On or before a fixed or determinable future time specified therein; (*a*) or
3. On, or at a fixed period after the occurrence of a specified event, which is certain to happen, though the time of happening be uncertain. (*b*)

An instrument payable upon a contingency is not negotiable, and the happening of the event does not cure the defect.

NOTE.—See Bills of Exchange Act, Section 11.

(*a*) Mattison v. Marks, 31 Mich., 421; Smith v. Ellis, 29 Me., 422; Riker v. Sprague Mfg. Co., 14 R. I., 402; Kiskadden v. Allen, 7 Colorado, 206; Jordan v. Tate, 19 Ohio St., 586; First Nat. Bank v. Skeen, 29 Mo., App., 115; Daniel on Neg. Inst., Sections 41–48.

(*b*) Byles on Bills, 95.

Sec. 5. An instrument which contains an order or promise to do any act in addition to the payment of money is not negotiable. But the negotiable character of an instrument otherwise negotiable is not affected by a provision which:

1. Authorizes the sale of collateral securities in case the instrument be not paid at maturity; (*a*) or
2. Authorizes a confession of judgment if the instrument be not paid at maturity; (*b*) or
3. Waives the benefit of any law intended for the advantage or protection of the obligor; (*c*) or
4. Gives the holder an election to require something to be done in lieu of payment of money. (*d*)

But nothing in this section shall validate any provision or stipulation otherwise illegal.

NOTE.—(*a*) Perry v. Bigelow, 128 Mass. 129.

(*b*) Osborn v. Hawley, 19 Ohio, 130; *contra* Sweeny v. Thickstun, 77 Pa. St., 131.

(*c*) Zimmerman v. Anderson, 67 Pa. St., 421.

(*d*) Hodges v. Schuler, 22 N. Y., 114; Hostatter v. Wilson, 36 Barb., 307.

Sec. 6. The validity and negotiable character of an instrument are not affected by the fact that:

1. It is not dated; or
2. Does not specify the value given, or that any value has been given therefor; or
3. Does not specify the place where it is drawn or the place where it is payable; or
4. Bears a seal; (*x*) or
5. Designates a particular kind of current money in which payment is to be made. (*y*)

But nothing in this section shall alter or repeal any statute requiring in certain cases the nature of the consideration to be stated in the instrument. (*z*)

NOTE.—See Bills of Exchange Act, Section 3, Subdivision (4).

(*x*) This is the rule in many states by statute. See Daniel on Neg. Inst., Section 33. See also Weeks v. Esler, 143 N. Y., 374.

(*y*) Daniel on Neg. Inst., Section 56 et seq., and cases cited.

(*z*) To cover cases like those provided for by Laws of N. Y., 1877, Ch. 65, Section 1; and Laws of N. Y., 1894, Ch. 262, Section 1.

Sec. 7. A negotiable instrument is payable on demand:

1. Where it is expressed to be payable on demand, or at sight, or on presentation; or
2. In which no time for payment is expressed.

Where an instrument is issued, accepted or indorsed when overdue, it is, as regards the person so issuing, accepting or indorsing it, payable on demand. (*a*)

NOTE.—See Bills of Exchange Act, Section 10.

(*a*) Light v. Kingsbury, 50 Mo., 331; Bassenhorst v. Wilby, 45 Ohio St., 333; Smith v. Cord, 9 Oregon, 278; Daniel on Neg. Inst., Sections 611, 996.

Sec. 8. A negotiable instrument is payable to order where it is drawn payable to the order of a specified person or to him or his order (*a*). It may be drawn payable to the order of:

1. A payee who is not maker, drawer or drawee; or
2. The drawer or maker; or
3. The drawee; or
4. Two or more payees jointly; or
5. One or some of several payees; (*x*) or
6. The holder of an office for the time being. (*y*)

Where the instrument is payable to order the payee must be named or otherwise indicated therein with reasonable certainty. (*z*)

NOTE.—See Bills of Exchange Act, Sections, 5, 7, 8.

(*a*) The Bills of Exchange Act provides that "a bill is payable to order which is expressed to be so payable or which is expressed to be payable to a particular person and does not contain words prohibiting transfer or indicating an intention that it should not be transferable." But this changes the law (Byles, 83; Smith v. Kendall, 6 T. R., 123; Maule v. Crawford, 14 Hun., 193; Daniel on Neg. Inst., Section 105), and the change is not deemed advantageous. Frederick v. Cotton, 2 Shower, 8; Smith v. McClure, 5 East., 476; Howard v. Palmer, 64 Me., 86; Daniel on Neg. Inst., Section 106.

(*x*) The Bills of Exchange Act permits the instrument to be drawn to "one or two payees in the alternative." But this changes the law. Blanckenhagen v. Blundell, 2 Barn. & Ald., 418; Walrad v. Petrie, 4 Wend., 576; Watson v. Evans, 1 Hurl. & Colt., 663.

(*y*) Davis v. Garr, 6 N. Y., 124; Daniel on Neg. Inst., Section 101.

(*z*) Byles on Bills, 80; Blackman v. Lehman, 63 Ala., 547 United States v. White, 2 Hill, 59.

Sec. 9. A negotiable instrument is payable to bearer:

1. When it is expressed to be so payable; or
2. When it is payable to a person named therein or bearer; (*a*) or
3. When it is payable to the order of a fictitious or non-existing person, and such fact was known to the maker or drawer; (*b*) or
4. When the name of the payee does not purport to be the name of any person; (*c*) or
5. When the only or last indorsement is an indorsement in blank.

NOTE.—See Bills of Exchange Act, Sections 7, 8.

(*a*) Eddy v. Bond, 19 Me., 461.

(*b*) Byles on Bills, 82.

(*c*) Byles on Bills, 83.

Sec. 10. A negotiable instrument need not follow the language of this act, but any terms are sufficient which clearly indicate an intention to conform to the requirements hereof.

Sec. 11. Where a negotiable instrument or an acceptance or any indorsement thereon is dated, such date is deemed *prima facie* to be the true date of the making, drawing, acceptance or indorsement as the case may be.

NOTE.—See Bills of Exchange Act, Section 13.

Sec. 12. A negotiable instrument may be ante-dated or post-dated, provided this is not done for an illegal or fraudulent purpose. The

person to whom an instrument so dated is delivered acquires the title thereto as of the date of delivery.

NOTE.—See Bills of Exchange Act, Section 13.

See Pasmore v. North, 13 East., 517; Brewster v. McCordle, 8 Wend., 478; Bayley v. Taber, 5 Mass., 286.

Sec. 13. Where a negotiable instrument expressed to be payable at a fixed period after date is issued undated, or where the acceptance of an instrument payable at a fixed period after sight is undated, any holder may insert therein the true date of issue or acceptance, and the instrument shall be payable accordingly. The insertion of a wrong date does not avoid the instrument in the hands of a subsequent holder in due course; but as to him, the date so inserted is to be regarded as the true date. (*a*)

NOTE.—See Bills of Exchange Act, Section 12. See Note Section 7.

(*a*) Mitchell v. Culver, 7 Cowen, 336.

Sec. 14. Where a negotiable instrument is wanting in any material particular, the person in possession thereof has a *prima facie* authority to complete it by filling up the blanks therein (*a*). And a signature on a blank paper delivered by the person making the signature in order that the paper may be converted into a negotiable instrument operates as a *prima facie* authority to fill it up as such for any amount. (*b*) In order, however, that any such instrument when completed, may be enforced against any person who became a party thereto prior to its completion, it must be filled up strictly in accordance with the authority given and within a reasonable time. But if any such instrument, after completion, is negotiated to a holder in due course, it is valid and effectual for all purposes in his hands, and he may enforce it as if it had been filled up strictly in accordance with the authority given and within a reasonable time. (*c*)

NOTE.—See Bills of Exchange Act, Section 20.

(*a*) Bank of Pittsburg v Neal, 22 How., 96; Mitchell v. Culver, 7 Cowen, 336; Kitchen v. Place, 41 Barb., 465.

(*b*) Russell v. Langstaffe, 2 Doug., 514; Collis v. Emett, 1 H. Black, 313.

(*c*) Schultz v. Astley, 2 Bing. .N. C., 544; Van Duzer v. Howe, 21 N. Y., 531; Garrard v. Hadden, 67 Pa. St., 82; Frank v. Lilienfeld, 33 Grat., 384; Redlich v. Dall, 54 N. Y., 234.

Sec. 15. Where an incomplete instrument has not been delivered it will not, if completed and negotiated, without authority, be a valid contract in the hands of any holder, as against any person whose signature was placed thereon before delivery.

NOTE.—See Davis Machine Co. v. Best, 105, N. Y., 59, 67; Sedgwick v. McKim, 53 N. Y., 307, 313; Blazendale v. Bennett, L. R., 3 Q B., 525; Daniel on Neg. Inst., Sections 841, 842a.

Sec. 16. Every contract on a negotiable instrument is incomplete and revocable until delivery of the instrument for the purpose of giving effect thereto. As between immediate parties, and as regards a remote party other than a holder in due course, the delivery, in order to be effectual, must be made either by or under the authority of the party making, drawing, accepting or indorsing, as the case may be; and in such case the delivery may be shown to have been conditional, or for a special purpose only, and not for the purpose of transferring the property in the instrument. But where the instrument is in the hands of a holder in due course, a valid delivery thereof by all parties prior to him so as to make them liable to him is conclusively presumed. And where the instrument is no longer in the possession of a party whose signature appears thereon, a valid and intentional delivery by him is presumed until the contrary is proved.

NOTE.—See Bills of Exchange Act, Section 21.

Sec. 17. Where the language of the instrument is ambiguous, or there are omissions therein, the following rules of construction apply:

1. Where the sum payable is expressed in words and also in figures, and there is a discrepancy between the two, the sum denoted by the words is the sum payable; but if the words are ambiguous, reference may be had to the figures to fix the amount;
2. Where the instrument provides for the payment of interest, without specifying the date from which interest is to run, the interest runs from the date of the instrument, and if the instrument is undated, from the issue thereof;
3. Where the instrument is not dated, it will be considered as dated at the time it was issued; (*a*)
4. Where there is a conflict between the written and printed provisions of the instrument, the written provisions prevail;
5. Where the instrument is so ambiguous that there is doubt whether it is a bill or note, the holder may treat it as either at his election; (*b*)
6. Where a signature is so placed upon the instrument that it is not clear in what capacity the person making the same intended to sign, he is to be deemed an indorser.
7. Where a negotiable instrument containing the words "I promise to pay" is signed by two or more persons, they are deemed to be jointly and severally liable thereon. (*c*)

NOTE.—See Bills of Exchange Act, Section 9.

(*a*) Byles on Bills, 77; Daniel on Neg. Inst., Sections 83, 84.

(*b*) Heise v. Bumpass, 40 Ark., 547; Planters' Bank v. Evans, 367 Ex., 592; Daniel on Neg. Inst., Section 131, and cases cited; Edis v. Bury, 6 Barn. & Cress., 433.
(*c*) See Bills of Exchange Act, Section 85.

Sec. 18. No person is liable on a negotiable instrument whose signature does not appear thereon. But one who signs in a trade or assumed name will be liable to the same extent as if he had signed in his own name.

NOTE.—See Bills of Exchange Act, Section 23.

Sec. 19. The signature of any party to a negotiable instrument may be made by a duly authorized agent. No particular form of appointment is necessary for this purpose; and the authority of the agent may be established as in other cases of agency.

Sec. 20. Where a person adds to his signature words indicating that he signs for or on behalf of a principal, or in a representative capacity, he is not liable on the instrument; but the mere addition of words describing him as an agent, or as filling a representative character, does not exempt him from personal liability. In determining whether a signature is that of the principal or of the agent by whose hand it is written, that construction is to be adopted which is most favorable to the validity of the instrument.

NOTE.—See Bills of Exchange Act, Section 26.
Byles on Bills, 36; Daniel on Neg. Inst., Sections 298–302.

Sec. 21. A signature by procuration operates as notice that the agent has but a limited authority to sign, and the principal is bound only in case the agent in so signing acted within the actual limits of his authority.

NOTE.—See Bills of Exchange Act, Section 25.
Byles on Bills, 33; Daniel on Neg. Inst., Section 280.

Sec. 22. The indorsement or assignment of the instrument by a corporation or infant passes the property therein, notwithstanding that from want of capacity the corporation or infant may incur no liability thereon.

NOTE.—See Bills of Exchange Act, Section 22.

Sec. 23. Where a signature is forged or made without the authority of the person whose signature it purports to be, it is wholly inoperative, and no right to retain the instrument, or to give a discharge therefor, or to enforce payment thereof against any party thereto can be acquired through or under such signature, unless the party, against whom it is sought to enforce such right, is precluded from setting up the forgery or want of authority.

NOTE.—See Bills of Exchange Act, Section 24.

ARTICLE II.

Consideration.

Sec. 24. Every negotiable instrument is deemed *prima facie* to have been issued for a valuable consideration; and every person whose signature appears thereon to have become a party thereto for value.

NOTE.—See Bills of Exchange Act, Section 30.

Sec. 25. Value is any consideration sufficient to support a simple contract. An antecedent or pre-existing debt constitutes value; and is deemed such whether the instrument is payable on demand or at a future time.

NOTE.—(*a*) This is the rule of the Supreme Court of the United States. (Railroad Company v. National Bank, 102 U. S., 14.) It is also the English rule. See Bills of Exchange Act, Section 27. The State decisions are very conflicting. (See numerous cases collected in Daniel on Neg. Inst., Sections 827–832.) The New York rule has produced many subtle refinements, and it is impossible to reconcile all the decisions of the New York courts.

Sec. 26. Where value has at any time been given for the instrument, the holder is deemed a holder for value in respect to all parties who became such prior to that time.

NOTE.—See Bills of Exchange Act, Section 27, subdivision (2.)

Sec. 27. Where the holder has a lien on the instrument, arising either from contract or by implication of law, he is deemed a holder for value to the extent of his lien.

NOTE.—See Bills of Enchange Act, Section 27.

Sec. 28. Absence or failure of consideration is matter of defense as against any person not a holder in due course; and partial failure of consideration is a defense *pro tanto* whether the failure is an ascertained and liquidated amount or otherwise.

Sec. 29. An accommodation party is one who has signed the instrument as maker, drawer, acceptor or indorser, without receiving value therefor, and for the purpose of lending his name to some other person. Such a person is liable on the instrument to a holder for value, notwithstanding such holder at the time of taking the instrument knew him to be only an accommodation party.

NOTE.—See Bills of Exchange Act, Section 28.

ARTICLE III.

Negotiation.

Sec. 30. An instrument is negotiated when it is transferred from one person to another in such manner as to constitute the transferee

the holder thereof. If payable to bearer it is negotiated by delivery; if payable to order it is negotiated by the indorsement of the holder completed by delivery.

NOTE.—See Bills of Exchange Act, Section 31, Subdivisions (1), (2) and (3).

Sec. 31. The indorsement must be written on the instrument itself or upon a paper attached thereto (*a*). The signature of the indorser, without additional words, is a sufficient indorsement.

NOTE.—(*a*) Crosby v. Roub, 16 Wis., 616; Folger v. Chase, 18 Pick., 63; French v. Turner, 15 Ind., 59.

The rule as commonly stated is, that where there is not room on the bill, the indorsement may be on an allonge. But it is not necessary that there should be a physical impossibility of writing the indorsement on the instrument itself; it may be on an allonge, whenever the neccessity or convenience of the parties require it. (See cases above cited.) Besides, any such statement of the rule would give rise to a question of fact which might be determined variously.

Sec. 32. The indorsement must be an indorsemeut of the entire instrument. An indorsement, which purports to transfer to the indorsee a part only of the amount payable, or which purports to transfer the instrument to two or more indorsees severally, does not operate as a negotiation of the instrument. But where the instrument has been paid in part, it may be indorsed as to the residue.

NOTE.—See Bills of Exchange Act, Section 32, Subdivision (2.) Lindsay v. Price, 33 Tex., 280; Hughes v. Kiddell, 2 Bay, 324; Daniel on Neg. Inst., Section 668.

Sec. 33. An indorsement may be either in blank or special; and it may also be either restrictive or qualified, or conditional.

Sec. 34. A special indorsement specifies the person to whom, or to whose order, the instrument is to be payable; and the indorsement of such indorsee is necessary to the further negotiation of the instrument. An indorsement in blank specifies no indorsee, and an instrument so indorsed is payable to bearer, and may be negotiated by delivery.

NOTE.—See Bills of Exchange Act, Section 32.

Sec. 35. The holder may convert a blank indorsement into a special indorsement and may write over the signature of the indorser in blank any contract consistent with the character of an indorsement.

NOTE.—See Bills of Exchange Act, Section 34;
Daniel on Neg. Inst., Section 694 and cases cited.

Sec. 36. An indorsement is restrictive, which either:

1. Prohibits the further negotiation of the instrument; or
2. Constitutes the indorsee the agent of the indorser; or

3. Vest the title in the indorsee in trust for or to the use of some other person.

But the mere absence of words implying power to negotiate does not make an indorsement restrictive.

NOTE.—Illustrations:

(1) Pay Bank of A. only. For deposite in Bank of A. only.
(2) Pay A. Cashier, or order, for collection.
(3) Pay A. for account of C.

The language of the Bills of Exchange Act is: "Is a mere authority to deal with the bill as thereby directed, and not a transfer of the ownership thereof." But this cannot apply to the indorsement mentioned in subdivision (3); for in such a case the indorser means that the title shall pass. Thus, if the indorsement is "Pay A for use of B" the title passes to A; but the indorsement is restrictive to the extent that it gives notice that the instrument cannot be negotiated by A for his own debt or for his own benefit. Hook v. Pratt, 78 N. Y., 371, 375.

Sec. 37. A restrictive indorsement confers upon the indorsee the right.

1. To receive payment of the instrument;
2. To bring any action thereon that the indorser could bring; (*a*)
3. To transfer his rights as such indorsee, where the form of the indorsement authorizes him to do so.

But all subsequent indorsees acquire only the title of the first indorsee under the restrictive indorsement.

NOTE.—(*a*) See Wilson v. Tolson, 79 Ga., 137; Cummings v. Kohn, 12 Mo. App., 585; Wintermute v. Torrent, 83 Mich., 555; *Contra* Roch Co. Nat. Bank v. Hollister, 21 Minn., 385.

Sec. 38. A qualified indorsement constitutes the indorser a mere assignor of the title to the instrument. It may be made by adding to the indorser's signature the words "without recourse" or any words of similar import. Such an indorsement does not impair the negotiable character of the instrument.

NOTE.—See Daniel on Neg. Inst., Section 700.

Sec. 39. Where an indorsement is conditional, a party required to pay the instrument may disregard the condition, and make payment to the indorsee or his transferee, whether the condition has been fulfilled or not. But any person to whom an instrument so indorsed is negotiated, will hold the same, or the proceeds thereof, subject to the rights of the person indorsing conditionally.

NOTE.—The first sentence is the same as Section 33 of the Bills of Exchange Act with a slight modification. In his note to that section Judge Chalmers says: "This section alters the

law. It was formerly held that if a bill was indorsed conditionally, the acceptor paid it at his peril if the condition was not fulfilled. This was hard on him. If he dishonored the bill he might be liable to damages, and yet it might be impossible for him to find out if the condition had been fulfilled." See Daniel on Neg. Inst., Sections 697, 698a. There appear to be no American cases upon the subject; and the only English case is that of Robertson v. Kensington, 4 Taunt., 30.

Sec. 40. Where an instrument, payable to bearer, is indorsed specially, it may nevertheless be further negotiated by delivery; but the person indorsing specially is liably as indorser to only such holders as make title through his indorsement.

NOTE.—See Johnson v. Mitchell, 50 Tex., 212; Smith v. Clarke, Peake, 225; Daniel on Neg. Inst., Sections 663a, 696.

Sec. 41. Where a negotiable instrument is payable to the order of two or more payees or indorsees who are not partners, all must indorse, unless the one indorsing has authority to indorse for the others.

NOTE.—See Bills of Exchange Act, Section 32, Subdivision (3). Daniel on Neg. Inst., Section 701a.

Sec. 42. Where a negotiable instrument is drawn or indorsed to a person as "Cashier," it is deemed *prima facie* to be payable to the bank of which he is such officer; and may be negotiated by either the indorsement of the bank, or the indorsement of the cashier.

NOTE.—It is common practice for banks to indorse in this manner paper remitted for collection. The rule above stated is supported by the following cases:

Bank of the State v. Muskingum Bank, 29 N. Y., 619; First Nat. Bank v. Hall, 44 N. Y., 395; Bank of Genesee v. Patchin Bank, 19 N. Y., 312; Folger v. Chase, 18 Pick., 63; Farmers' Etc. Bank v. Troy City Bank, 1 Dough. (Mich.), 457; Watervliet Bank v. White, 1 Denio, 608.

Sec. 43. Where the name of a payee or indorsee is wrongly designated or misspelled, he may indorse the instrument as therein described, adding, if he think fit, his proper signature.

NOTE.—See Bills of Exchange Act, Section 32, Subdivision (4).

Sec. 44. Where any person is under obligation to indorse in a representative capacity, he may indorse in such terms as to negative personal liability.

NOTE.—Same as Bills of Exchange Act, Section 31, Subdivision (5).

Sec. 45. Except where an indorsement bears date after the maturity of the instrument, every negotiation is deemed *prima facie* to have been effected before the instrument was overdue.

NOTE.—See Bills of Exchange Act, Section 36, Subdivision (4.) New Orleans, etc., v. Montgomery, 95 U. S., 1; Collins v. Gilbert, 94 U. S., 753; see also numerous cases cited in Daniel on Neg. Inst., Section 728.

Sec. 46.—Except where the contrary appears every indorsement is presumed *prima facie* to have been made at the place where the instrument is dated.

NOTE.—See Maxwell v. Vansant, 56 Ill., 58.

Sec. 47. An instrument negotiable in its origin continues to be negotiable until it has been restrictively indorsed or discharged by payment or otherwise.

NOTE.—See Bills of Exchange Act, Section 36.

Sec. 48. The holder may at any time strike out any indorsement which is not necessary to his title. The indorser whose indorsement is struck out, and all indorsers subsequent so him, are thereby relieved from liability on the instrument.

Sec. 49. Where the holder of a negotiable instrument payable to his order transfers it for value without indorsing it, the transfer vests in the transferee such title as the transferrer had therein, and the transferee acquires, in addition, the right to have the indorsement of the transferer (*a*). But for the purpose of determining whether the transferee is a holder in due course, the negotiation takes effect as of the time when the indorsement is actually made. (*b*)

NOTE.—(*a*) This is the same as Bills of Exchange Act, Section 31, Subdivision (4). It establishes the equitable rule as the rule at law. Daniel on Neg. Inst., Section 741.
(*b*) Goshen Nat. Bank v. Bingham, 118 N. Y., 349.

Sec. 50. Where a negotiable instrument is negotiated back to a prior party, such party may, subject to the provisions of this act, reissue and further negotiate the same. But he is not entitled to enforce payment thereof against any intervening party to whom he was personally liable.

NOTE.—See Bills of Exchange Act, Section 37.

ARTICLE IV.

Rights of the Holder.

Sec. 51. The holder of a negotiable instrument may sue thereon in his own name; and payment to him in due course discharges the instrument.

NOTE.—See Bills of Exchange Act, Section 38, Subdivisions (1) and (3).

Sec 52.—A holder in due course is a holder who has taken the instrument under the following conditions:

1. That the instrument is complete and regular upon its face;
2. That he became the holder of it before it was overdue, and without notice that it had been previously dishonored, if such was the fact;
3. That he took it according to the usages of commercial transactions;
4. That he took it in good faith and for value;
5. That at the time it was negotiated to him he had no notice of any infirmity in the instrument or defect in the title of the person negotiating it.

NOTE.—See Bills of Exchange Act, Section 29, Subdivisions (*a*) and (*b*).

Sec. 53. Where a negotiable instrument payable on demand is negotiated an unreasonable length of time after its issue, the holder is not deemed a holder in due course.

NOTE.—See Bills of Exchange Act, Section 36, Subdivision (3). Crim. v. Stockweather, 88 N. Y., 339; Herrick v. Woolverton, 41 N. Y., 581.

Sec. 54. Where the transferee receives notice of any infirmity in the instrument or defect in the title of the person negotiating the same before he has paid the full amount agreed to be paid therefor, he will be deemed a holder in due course only to the extent of the amount theretofore paid by him.

NOTE.—See Dresser v. Mo., Etc., R. R. Const. Co., 93 U. S. 93.

Sec. 55. The title of a person who negotiates an instrument is defective within the meaning of this act when he obtained the instrument or any signature thereto, by fraud, duress, or force and fear, or other unlawful means, or for an illegal consideration, or when he negotiates it in breach of faith, or under such circumstances as amount to a fraud.

NOTE.—See Bills of Exchange Act, Section 29, Subdivison (2).

Sec. 56. To constitute notice of an infirmity in the instrument or defect in the title of the person negotiating the same, the person to whom it is negotiated must have had actual knowledge of the infirmity or defect, or knowledge of such facts that his action in taking the instrument amounted to bad faith.

NOTE.—Murray v. Lardner, 2 Wall., 110; Swift v. Smith, 102 U. S., 442; Belmont v. Hoge, 35 N. Y., 65; Welsh v. Sage, 47 N. Y., 143; Nat. Bank of Republic v. Young, 41 N. J. Eq., 531; Fifth Ward Sav. Bank v. First Nat. Bank, 48 N. J. L, 513; Credit Company v. Howe Machine Co., 54 Conn., 357; Morton v. N. A. & Selma Ry. Co., 79 Ala. 590.

Sec. 57. A holder in due course holds the instrument free from any defect of title of prior parties, and free from defenses available to prior parties among themselves, and may enforce payment of the instrument for the full amount thereof (*a*) against all parties liable thereon.

NOTE.—See Bills of Exchange Act, Section 38, Subdivision (2).

(*a*) Cromwell v. County of Sac., 96 U. S, 51, 60.

Sec. 58. In the hands of any holder other than a holder in due course, a negotiable instrument is subject to the same defenses as if it were non-negotiable (*a*). But a holder who derives his title through a holder in due course, and who is not himself a party to any fraud or illegality affecting the instrument, has all the rights of such former holder in respect of all parties prior to the latter.

NOTE.—(*a*) It is not deemed expedient to make provision as to what equities the transferee will be subject to; for the matter may be affected by the statutes of the various States relating to set-off and counterclaim. On the question whether only such equities may be asserted as attach to the bill, or whether equities arising out of collateral matters may also be asserted, the decisions are conflicting. In an act designed to be uniform in the various States, no more can be done than fix the rights of holders in due course.

Sec. 59. Every holder is deemed *prima facie* to be a holder in due course; but when it is shown that the title of any person who has negotiated the instrument was defective, the burden is on the holder to prove that he or some person under whom he claims acquired the title as a holder in due course. But the last-mentioned rule does not apply in favor of a party who became bound on the instrument prior to the acquisition of such defective title.

NOTE.—This is similar to Bills of Exchange Act, Section 30, Subdivision (2); but the phraseology has been changed so as to better harmonize with the language of Sec. 55, which is the same as Bills of Exchange Act, Section 29, Subdivision (2). The language of the Bills of Exchange Act is "subsequent to the alleged fraud or illegality." But this is not quite correct; for the holder may be a holder in due course, though the fraud or illegality was in the transfer to him. The last sentence has no equivalent in the Bills of Exchange Act; but it is necessary to qualify the general statement. If A issues his note to B, and C gets possession of it and fraudulently negotiates it to D, the fraud of C in nowise affects A, and is no defense to him when sued on the instrument by D.

ARTICLE V.

Liabilities of Parties.

Sec. 60. The maker of a negotiable instrument by making it engages that he will pay it according to its tenor; and admits the existence of the payee and his then capacity to indorse.

NOTE.—See Bills of Exchange Act, Section 88.

Sec. 61. The drawer of a negotiable instrument by drawing it admits the existence of the payee and his then capacity to indorse; and engages that on due presentment the instrument will be accepted or paid, or both, according to its tenor, and that if it be dishonored, and the necessary proceedings on dishonor be duly taken, he will pay the amount thereof to the holder, or to any subsequent indorser who may be compelled to pay it. But the drawer may insert in the instrument an express stipulation negativing or limiting his own liability to the holder.

NOTE.—See Bills of Exchange Act, Section 16.

Sec. 62. The acceptor by accepting the instrument engages that he will pay it according to the tenor of his acceptance; and admits:

1. The existence of the drawer, the genuineness of his signature, and his capacity and authority to draw the instrument; and
2. The existence of the payee and his then capacity to indorse.

NOTE.—See Bills of Exchange Act, Section 54.

The Bills of Exchange Act contains the words, "but not the genuineness or validity of his indorsement." But as the section purports to specify what the acceptance admits, all other matters are necessarily excluded by implication. To specify in some instances and not in others what is excluded destroys the symmetry of the Act, and, besides, might give rise to doubts as to its construction.

Sec. 63. A person placing his signature upon a negotiable instrument otherwise than as maker, drawer or acceptor is deemed to be an indorser, unless he clearly indicates by appropriate words his intention to be bound in some other capacity.

NOTE.—Section 56 of the Bills of Exchange Act provides: "Where a person signs a bill otherwise than as drawer or acceptor, he thereupon incurs the liabilities of an indorser to a holder in due course." But this language is too broad. There is no reason why one should not bind himself as guarantor or surety to a holder in due course if he clearly indicates such an intent. The language "otherwise than as maker," etc., would not meet the case of a signature so placed that there would be a question whether the person signing meant to bind himself as joint maker or otherwise. But that

point is covered in section 17 by the provision "that where a signature is so placed upon the instrument that it is not clear in what capacity the person making the same intended to sign, he will be deemed an indorser."

Sec. 64. Where a person, not otherwise a party to a negotiable instrument, places thereon his signature in blank before delivery, he is liable as indorser in accordance with the following rules:

1. If the instrument is payable to the order of a third person, he is liable to the payee and to all subsequent parties.
2. If the instrument is payable to the order of the maker or drawer, or is payable to bearer, he is liable to all parties subsequent to the maker or drawer.
3. If he signs for the accommodation of the payee, he is liable to all parties subsequent to the payee.

NOTE.—This section is intended to cover irregular indorsements. On this subject the decisions are very conflicting. In some jurisdictions a person placing his signature on the back of a note before the payee has indorsed is deemed a joint maker; in other jurisdictions he is regarded as a guarantor; and in still others as an indorser; and those courts which hold him to be an indorser differ as to whether he is a first or second indorser. The cases are too numerous to be cited here. Many of them will be found in Daniel on Negotiable Instruments, Sections 707–719. The rule stated above is embodied in part in Section 3117 of the Civil Code of California, which reads: "One who endorses a negotiable instrument before it is delivered to the payee is liable to the payee thereon, as an indorser." This is also the effect (probably) of Section 56 of the Bills of Exchange Act. (See Chalmers on Bills, Notes and Cheques, Section 56.) The California rule is adopted because it is conducive to certainty, and because it appears to accord more nearly with what must have been the intention of the parties. When a plain man puts his signature on the back of a negotiable instrument he ordinarily understands that he is becoming liable as an indorser; and if he puts it there before the instrument is delivered, he usually does so for the purpose of giving the maker or drawer credit with the payee or other person to whom it is negotiated. In many of the cases the reasoning is highly technical, and the decisions are based upon considerations which, in all probability, never entered the heads of the parties themselves. The California Code makes no provision for a case where the instrument is drawn to the order of the maker or drawer. This is covered by Subdivision 2, above. Subdivision 3 is added to provide for a case where, the payee being unable to enforce pay-

ment, there might be a question whether the indorser would be liable to a person claiming under the payee.

ILLUSTRATIONS.

Note made by A payable to order of B, indorsed by C, and afterwards delivered to B. C. is liable as indorser to B.

Note made by A payable to order of himself, indorsed by B, and afterwards delivered to C. B is liable as indorser to C.

Note made by A to order of B, indorsed by C before B, but for accommodation of B, and discounted by Bank of X. C is liable as indorser to Bank of X and not to B.

Sec. 65. Every person negotiating a negotiable instrument by delivery or by a qualified indorsement, warrants:

1. That the instrument is genuine and in all respects what it purports to be;
2. That he has a good title to it;
3. That all prior parties had capacity to contract;
4. That he has no knowledge of any fact which would impair the validity of the instrument or render it valueless.

But the provisions of subdivision three of this section do not apply to persons negotiating public or corporate securities, other than bills and notes.

NOTE.—Where there is a latent defect, as for example, usury, it is not covered by the implied warranty of a person negotiating the instrument without indorsement. In such cases scienter is necessary in order to render the transferer liable. (Litthauer v. Goldman, 72 N. Y., 506). Nor would he be liable if the maker of the note had become insolvent unless he knew such fact. (Bicknall v. Waterman, 5 R. I., 43; Fenn v. Harrison, 3 T. R., 757; Fydell v. Clark, 1 Esp., 447). The application of the rule of commercial paper to persons selling corporate bonds, etc., would work great hardships and much public inconvenience. (See Otis v. Cullum, 92 U. S., 448).

Sec. 66. Every indorser who indorses without qualification, warrants:

1. The matters and things mentioned in subdivisions one, two and three of the next preceding section; and
2. That the instrument is, at the time of his indorsement, a valid and subsisting security.

And, in addition, he engages that on due presentment, it shall be accepted or paid, or both, as the case may be, according to its tenor, and that if it be dishonored, and the necessary proceedings on dishonor be duly taken, he will pay the amount thereof to the holder, or to any subsequent indorser who may be compelled to pay it.

NOTE.—See Bills of Exchange Act, Section 55, Subdivision (2). The language of the Bills of Exchange Act fixing the liabilities of the various parties is uniformly, "is precluded from denying, &c." But this is stating the effect of the principle and not the principle itself. Upon such a statement the question arises: Why is he precluded? The reason is that he has given implied warranties and admissions. The more scientific method is to state what these warranties and admissions are, and the other will follow by implication.

But the provisions of this section do not apply to an indorser to whom the instrument has been indorsed restrictively as agent only.

NOTE.—National Park Bank v. Seaboard National Bank, 114 N. Y., 28; United States v. American Exchange Nat. Bank, 70 Fed. Rep., 232.

Sec. 67. Where a person places his indorsement on an instrument negotiable by delivery he incurs all the liabilities of an indorser.

NOTE.—See Daniel on Neg. Inst., Section 663a, and cases there cited.

Sec. 68. As respects one another, indorsers are liable *prima facie* in the order in which they indorse; but evidence is admissible to show that as between or among themselves they have agreed otherwise. Joint payees or joint indorsees who indorse are deemed to indorse jointly.

NOTE.—Evidence to show an agreement for a joint liability:
See Easterly v. Barber, 66 N. Y., 433; Phillips v. Preston, 5 How. (U. S.) 278; Edelen v. White, 6 Bush., 408; *Contra* Johnson v. Ramsay, 43 N. J. Law, 279; Daniel on Neg. Inst., Section 703.
Evidence to show contract that one was to be prior indorser:
See Slack v. Kirk, 67 Pa. St., 380; Reinhart v. Schall, 69 Md., 352; Slagel v. Rust, 4 Gratt., 274; Daniel on Neg. Inst., Section 704.
As to joint payees indorsing:
See Lane v. Stacy, 8 Allen, 41; Daniel on Neg. Inst., Section 704.

Sec. 69. Where a broker or other agent negotiates a negotiable instrument without indorsement, he incurs all the liabilities prescribed by section sixty five of this act, unless he discloses the name of his principal, and the fact that he is acting only as agent.

NOTE.—See Meridan Nat. Bank v. Gallaudet, 120 N. Y., 298; Cabot Bank v. Morton, 4 Gray, 156; Worthington v. Cowles, 112 Mass., 30.

ARTICLE VI.

Presen'ment for Payment.

Sec. 70. Presentment for payment is not neccessary in order to charge the person primarily liable on the instrument; but if the instrument is, by its terms, payable at a special place, and he is able and willing to pay it there at maturity, such ability and willingness are equivalent to a tender of payment upon his part. But except as herein otherwise provided, presentment for payment is necessary in order to charge the drawer and indorsers.

NOTE.—See Bills of Exchange Act, Section 52.

Hills v. Place, 48 N. Y., 520, 523; Parker v. Stroud, 98 N. Y., 379, 384; Cox v. National Bank, 100 U. S., 713; Wallace v. McConnell, 13 Peters, 136; Lazier v. Horan, 55 Iowa, 77; Insurance Company v. Wilson, 29 W. Va., 543.

Sec. 71. Where the instrument is not payable on demand, presentment must be made on the day it falls due. Where it is payable on demand, presentment must be made within a reasonable time after its issue, except that in the case of a bill of exchange, presentment for payment will be sufficient if made within a reasonable time after the last negotiation thereof.

NOTE.—See Bills of Exchange Act, Section 45, Subdivision (2).

All the authorities agree that checks and bills of exchange payable on demand must be presented promptly; but as to promissory notes drawn so payable there is much conflict. In Merritt v. Todd (23 N. Y., 28), the rule was laid down by the Court of Appeals of New York that "a promissory note payable on demand, with interest, is a continuing security; that an indorser remains liable until an actual demand, and that the holder is not chargeable with neglect for omitting to make such demand within any particular time." The doctrine of this case has been much criticised. In some States the time within which promissory notes, payable on demand, must be presented, is fixed by statute.

California Civil Code, Section 3248; Connecticut Gen'l Statutes, p. 405, Sec. 1859; Minnesota Statutes (1891), Sec. 2104.

Sec. 72. Presentment for payment, to be sufficient, must be made:

1. By the holder, or some person authorized to receive payment on his behalf; (*a*)
2. At a reasonable hour on a business day; (*b*)
3. At a proper place as herein defined; (*c*)
4. To the person primarily liable on the instrument, or if he is absent or inaccessible, to any person found at the place where the presentment is made. (*d*)

NOTE.—(*a*) See Bills of Exchange Act, Section 45, Subdivision (2).

Daniel on Neg. Inst., Sections 571–587.

(*b*) Salt Springs Nat. Bank v. Burton, 58 N. Y., 430, 432; Farnsworth v. Allen, 4 Gray, 453; Barclay v. Bailey, 2 Camp., 527; Wilkins v. Jadis, 2 B. & Ad., 188.

(*c*) See Section 73.

(*d*) The language of the Bills of Exchange Act is "or to some person authorized to pay or refuse payment on his behalf if with the exercise of reasonable diligence such person cannot be found." But this rule appears to be more stringent than that of the law merchant.

See Cromwell v. Hynson, 2 Camp., 596; Daniel on Neg. Inst., Section 590.

Sec. 73. Presentment for payment is made at the proper place: (*a*)

1. Where a place of payment is specified in the instrument and it is there presented;
2. Where no place of payment is specified, but the address of the person to make payment is given in the instrument and it is there presented;
3. Where no place of payment is specified and no address is given and the instrument is presented at the usual place of business or residence of the person to make payment; (*b*)
4. In any other case if presented to the person to make payment wherever he can be found, or if presented at his last known place of business or residence.

NOTE.—(*a*) See Bills of Exchange Act, Section 45, Subdivision (4).

(*b*) Gates v. Beecher, 60 N. Y., 518, 522; Daniel on Neg. Inst., Sections 635, 636.

Sec. 74.—The instrument must be exhibited to the person from whom payment is demanded, and when it is paid must be delivered up to the party paying it.

NOTE.—See Musson v. Lake, 4 How., 262; Freeman v. Boynton, 7 Mass., 483; Draper v. Clemens, 7 Mo., 52; Daniel on Neg. Inst., Section 654.

Sec. 75. Where a negotiable instrument is payable at a bank, presentment for payment must be made during banking hours, unless the person to make the payment has no funds there to meet it at any time during the day, in which case presentment at any hour before the bank is closed on that day is sufficient.

NOTE.—See Salt Springs Nat. Bank v. Burton, 58 N. Y., 430, and cases there cited; Reed v. Wilson, 41 N. J. Law, 29.

Sec. 76. Where the person primarily liable on the instrument is dead, and no place of payment is specified, presentment for payment must be made to his personal representative if such there be, and if with the exercise of reasonable diligence he can be found.

NOTE.—See Bills of Exchange Act, Section 45, Subdivision (7). Daniel on Neg. Inst., Section 501.

Sec. 77. Where the persons primarily liable on the instrument are liable as partners, and no place of payment is specified, presentment for payment may be made to any one of them, even though there has been a dissolution of the firm.

NOTE.—See Hubbard v. Matthews, 54 N. Y., 43, 50; Fourth Nat. Bank v. Heuschuk, 52 Mo., 207; Crowley v. Barry, 4 Gill., 194; Cayuga Co. Bank v. Hunt, 2 Hill, 635; Daniel on Neg. Inst., Sections 592–593.

Sec. 78. Where there are several persons, not partners, primarily liable on the instrument, and no place of payment is specified, presentment must be made to them all.

NOTE.—See Bills of Exchange Act, Section 45, Subdivision (6). Gates v. Beecher, 60 N. Y., 518, 523; Union Bank v. Willis, 8 Metc., 504; Arnold v. Dresser, 8 Allen, 435; Willis v. Green, 5 Hill, 232.

In some cases this might be impracticable, but such cases are covered by Section 82.

Sec. 79. Presentment for payment is not required in order to charge the drawer where he has no right to expect or require that the drawee or acceptor will pay the instrument.

NOTE.—See Bills of Exchange Act, Section 46, Subdivision (2) (*c*).

Life Insurance Company v. Pendleton, 112 U. S., 696; Daniel on Neg. Inst., Sections 1074–1076.

Sec. 80.—Presentment for payment is not required in order to charge an indorser where the instrument was made or accepted for his accommodation, and he has no reason to expect that the instrument will be paid if presented.

NOTE.—See Bills of Exchange Act, Section 46, Subdivision (2) (d).

Sec. 81. Delay in making presentment for payment is excused when the delay is caused by circumstances beyond the control of the holder, and not imputable to his default, misconduct or negligence. When the cau-e of delay ceases to operate, presentment must be made with reasonable diligence.

NOTE.—See Bills of Exchange Act, Section 46, Subdivision (1).

Sec. 82. Presentment for payment is despensed with:

1. Where after the exercise of reasonable diligence presentment as required by this act cannot be made;
2. Where the drawee is a fictitious person;
3. By waiver of presentment express or implied.

NOTE.—See Bills of Exchange Act, Section 46, Subdivision (2).

Sec. 83. An instrument is dishonored by non-payment when:

1. It is duly presented for payment and payment is refused or cannot be obtained; or
2. Presentment is excused and the instrument is overdue and unpaid.

NOTE.—See Bills of Exchange Act, Section 7, Subdivision (1).

Sec. 84. Subject to the provisions of this act, when a negotiable instrument is dishonored by non-payment, an immediate right of recourse to all parties secondarily liable thereon, accrues to the holder.

NOTE.—See Bills of Exchange Act, Section 47, Subdivision (2).

Sec. 85. Every negotiable instrument is payable at the time fixed therein without grace (*a*). When the day of maturity falls upon Sunday, or a holiday, the instrument is payable on the next succeeding business day. Instruments falling due on Saturday are to be presented for payment on the next succeeding business day, except that instruments payable on demand may, at the option of the holder, be presented for payment before twelve o'clock noon on Saturday when that entire day is not a holiday (*b*).

NOTE.—(*a*) Days of grace have been abolished in the following States: California, Connecticut, Idaho, Illinois, Montana, New Jersey, New York, Oregon, Pennsylvania, Utah, Vermont, Wisconsin.

(*b*) Laws of Mass., March 30, 1895; May 28, 1895. Laws of New York, 1887, Ch. 289, Ch. 461; Laws of Penn., May 31, 1893; Laws of U. S., Feb. 18, 1893; Laws of N. J., Ch. 43.

Sec 86. Where a negotiable instrument is payable at a fixed period after date, after sight, or after the happening of a specified event, the time of payment is determined by excluding the day from which the time is to begin to run, and by including the date of payment.

NOTE —See Bills of Exchange Act, Section 14.

Sec. 87. Where a negotiable instrument is made payable at a bank it is equivalent to an order to the bank to pay the same for the account of the principal debtor thereon.

NOTE.—Ætna Nat. Bank v. Fourth Nat. Bank, 46 N. Y., 82; Commercial Bank v. Hughes, 17 Wend., 94; Commercial Nat. Bank v. Henninger, 105 Pa. St., 496; Bedford Bank v.

Acoarn, 125 Ind., 582; Home Nat. Bank v. Newton, 8 Bradwell, 563; *Contra* Grissom v. Commercial Bank, 87 Tenn., 350.

Sec. 88. Payment is made in due course when it is made at or after the maturity of the instrument to the holder thereof in good faith and without notice that his title is defective.

NOTE.—See Bills of Exchange Act, Section 59.

ARTICLE VII.

Notice of Dishonor.

Sec. 89. Except as herein otherwise provided, when a negotiable instrument has been dishonored by non-acceptance or non-payment, notice of dishonor must be given to the drawer and to each indorser, and any drawer or indorser to whom such notice is not given is discharged.

NOTE.—See Bills of Exchange Act, Section 48.

Sec. 90. The notice may be given by or on behalf of the holder, or by or on behalf of any party to the instrument who might be compelled to pay it to the holder, and who, upon taking it up, would have a right to reimbursement from the party to whom the notice is given.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (1). Daniel on Neg. Inst., Section 987–990.

The Bills of Exchange Act uses only the words "holder" and "indorser." But the right extends to any person liable only as a surety, whether he is technically an indorser or not.

Sec. 91. Notice of dishonor may be given by an agent either in his own name or in the name of any party entitled to give notice, whether that party be his principal or not.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (2). Daniel on Neg. Inst., Sections 991, 992, and cases cited.

Sec. 92. Where notice is given by or on behalf of the holder, it enures for the benefit of all subsequent holders and all prior parties who have a right of recourse against the party to whom it is given.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (3). Daniel on Neg. Inst., Section 990.

Sec. 93. Where notice is given by or on behalf of a party entitled to give notice, it enures for the benefit of the holder and all parties subsequent to the party to whom notice is given.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (3). Daniel on Neg. Inst., Section 990.

Sec. 94. Where a negotiable instrument has been dishonored in the hands of an agent, he may either himself give notice to the parties liable thereon, or he may give notice to his principal. If he give notice to his principal, he must do so within the same time as if he

were the holder, and the principal upon the receipt of such notice has himself the same time for giving notice as if the agent had been an independent holder.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (13).

Sec. 95. A written notice need not be signed, and an insufficient written notice may be supplemented and validated by verbal communication. A misdescription of the bill does not vitiate the notice unless the party to whom the notice is given is in fact misled thereby.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (7).

Byles on Bills, 276; Daniel on Neg. Inst., Sections 979a–980.

Subdivision (6) of Section 49 of the Bills of Exchange Act which reads "Return of a hishonored bill to the drawer or an indorser is in point of law deemed a sufficient notice of dishonor" is omitted. In his note to that subsection, Judge Chalmers says: "This subsection approves a common practice of collecting bankers which was previously of doubtful validity." No such practice prevails in this country.

Sec. 96. The notice may be in writing or merely oral (*a*) and may be given in any terms which sufficiently identify the instrument, and intimate that it has been dishonored by non-acceptance or non-payment. (*b*)

NOTE.—(*a*) See Bills of Exchange Act, Section 49, Subdivision (5).

Cuyler v. Stevens, 4 Wend., 566; Glasgow v. Pratte, 8 Mo., 336; Byles on Bills, 271; Daniel on Neg. Inst., Section 972.

(*b*) Byles on Bills, 976; Daniel on Neg. Inst., Sections 973-978.

The statement that the holder looks for payment to the party to whom notice is sent is not necessary; for this is implied from the fact of giving notice.

Bank of U. S. v. Carneal, 2 Peters, 543; Mills v. Bank, 11 Wheat., 431, 436; Nelson v. First Nat. Bank (U. S. Circuit Ct. App.), 69 Fed. Rep., 798, 801.

Sec. 97. Notice of dishonor may be given either to the party himself or to his agent in that behalf.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (8).

Fassin v. Hubbard, 55 N. Y., 465, 471; Lake Shore Nat. Bank v. Butler Colliery Co., 51 Hun., 63, 68.

Sec. 98. When any party is dead, and his death is known to the party giving notice, the notice must be given to a personal representative, if there be one, and if with reasonable diligence he can be found (*a*). If there be no personal representative, notice may be sent to the last residence or last place of business of the deceased. (*b*)

NOTE.—(*a*) See Bills of Exchange Act, Section 49, Subdivision (9).

The statement is based upon the American decisions.

Massachusetts Bank v. Oliver, 10 Cush., 557; Merchants' Bank v. Birch, 17 Johns., 24. See also Smalley v. Wright, 40 N. J. Law, 471; Goodnow v. Warren, 122 Mass., 82; Bealls v. Peck, 12 Barb., 245; Cayuga Co. Bank v. Bennett, 5 Hill, 236; Maspero v. Pedesclaux, 22 La. Ann., 227.

(*b*) Goodnow v. Warren, 122 Mass., 82; Merchants' Bank v. Birch, 17 Johns., 25.

Sec. 99. Where the parties to be notified are partners, notice to any one partner is notice to the firm, even though there has been a dissolution.

NOTE.—See Coster v. Thomason, 19 Ala., 717; Slocomb v. Lizardi, 21 L. Ann., 355; Hubbard v. Matthews, 54 N. Y., 43, 50; Fourth Nat. Bank v. Henschuh, 52 Mo., 207.

Sec. 100. Notice to joint parties who are not partners must be given to each of them, unless one of them has authority to receive such notice for the others.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (11).

The rule is based upon the American decisions. Willis v. Green, 5 Hill, 232. See also Daniel on Neg. Inst., Section 999a, and cases cited.

Sec. 101. Where a party is bankrupt, or has made an assignment for the benefit of creditors, notice may be given either to the party himself or to his trustee or assignee.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (10).

Daniel on Neg. Inst., Section 1002; Callahan v. Kentucky Bank, 82 Ky., 231; *Contra* House v. Vinton Bank, 43 Ohio St., 346.

Sec. 102. Notice may be given as soon as the instrument is dishonored; (*a*) and unless delay is excused as hereinafter provided, must be given within the times fixed by this Act. (*b*)

NOTE.—(*a*) Bank of Alexandria v. Swan, 9 Peters, 33; Lenox v. Roberts, 2 Wheat., 373; *Ex parte* Moline, 19 Ves., 216; Daniel on Neg. Inst., Section 1036.

(*b*) Bills of Exchange Act, Section 49, Subdivision (12).

The phrase "must be given within a reasonable time thereafter," used in the Bills of Exchange Act, is omitted; for the time is definitely fixed and this language has no force.

Sec. 103. Where the person giving and the person to receive notice reside in the same place, notice must be given within the following times:

1. If given at the place of business of the person to receive notice, it must be given before the close of business hours on the day following ; (*a*)
2. If given at his residence, it must be given before the usual hours of rest on the day following; (*b*)
3. If sent by mail, it must be deposited in the post office in time to reach him in usual course on the day following. (*c*)

NOTE.—(*a*) See Adams v. Wright, 14 Wis., 408; Cayuga County Bank v. Hunt, 2 Hill, 236; Daniel on Neg. Inst., Section 1038.

(*b*) See Phelps v. Stocking, 21 Neb., 444; Darbishire v. Parker, 6 East., 8.

(*c*) This rule is that of the Bills of Exchange Act, and is in accordance with the practice in New York City. Some of the decisions deem service through the post office insufficient, unless there is proof that the notice was actually received in due time. (See Daniel on Neg. Inst., Section 1005, and cases cited.) But this rule would be extremely inconvenient in large places.

Sec. 104. Where the person giving and the person to receive notice reside in different places, the notice must be given within the following times:

1. If sent by mail, it must be deposited in the post office in time to go by the mail of the day following the day of dishonor, or if there be no mail at a convenient hour on that day, by the next mail thereafter. (*a*)
2. If given otherwise than through the post office, then within the time that notice would have been received in due course of mail, if it had been deposited in the post office within the time specified in the last subdivision. (*b*)

NOTE.—(*a*) This is substantially the same as the Bills of Exchange Act, Section 49, Subdivision (12) (*b*). It is supported by numerous American decisions. See Daniel on Neg. Inst., Sections 1039–1041.

(*b*) See Bank of Columbia v. Lawrence, 1 Peters, 578; Jarvis v. St. Croix Mfg. Co., 23 Me., 287.

Sec. 105. Where notice of dishonor is duly addressed and deposited in the post office, the sender is deemed to have given due notice, notwithstanding any miscarriage in the mails.

Note.—See Bills of Exchange Act, Section 49, Subdivision (15.) Byles on Bills, 277.

Sec. 106. Notice is deemed to have been deposited in the post office when deposited in any branch post office or in any letter box under the control of the post office department.

NOTE.—See Casco Nat. Bank v. Shaw, 79 Me., 376; Pearce v. Langfit, 101 Pa. St., 507.

Sec. 107. Where a party receives notice of dishonor, he has, after the receipt of such notice, the same time for giving notice to antecedent parties that the holder has after the dishonor.

NOTE.—See Bills of Exchange Act, Section 49, Subdivision (14.) Daniel on Neg. Inst., Section 1044; Byles on Bills, 283.

Sec. 108. Where a party has added an address to his signature, notice of dishonor must be sent to that address; but if he has not given such address, then the notice must be sent as follows:

1. To the post office nearest to his place of residence, unless he is accustomed to receive his letters at another post office, in which case it should be sent there; (*a*) or
2. If he live in one place, and have his place of business in another, notice may be sent to either place; (*b*) or
3. If he is sojourning in another place, notice may be sent to the place where he is so sojourning. (*c*)

But where the notice is actually received by the party within the time specified in this act, it will be sufficient, though not sent in accordance with the requirements of this section.

NOTE.—(*a*) See Bank of Columbia v. Lawrence, 1 Peters, 578; National Bank v. Cade, 73 Mich., 449; Northwestern Coal Co. v. Bowman, 69 Iowa, 103.

(*b*) Bank of U. S. v. Carneal, 2 Peters, 549; Williams v. Bank of U. S., 2 Peters, 96; Montgomery Co. Bank v. Marsh, 7 N. Y., 481.

(*c*) Chouteau v. Webster, 6 Metc, 1.

Sec. 109. Notice of dishonor may be waived, either before the time of giving notice has arrived, or after the omission to give due notice, and the waiver may be express or implied.

NOTE.—See Bills of Exchange Act, Section 50, Subdivision (2.) Daniel on Neg. Inst., Sections 1147–1168; Byles on Bills, 293.

Sec. 110. Where the waiver is embodied in the instrument itself, it is binding upon all parties (*a*); but where it is written above the signature of an indorser, it binds him only (*b*).

NOTE.—(*a*) See Pool v. Anderson, 116 Ind., 94; Bryant v. Merchants' Bank, 8 Bush, 43.

(*b*) Woodman v. Thurston, 8 Cush., 157; Farmers' Bank v. Ewing, 78 Ky., 264.

Sec 111. A waiver of protest, whether in the case of a foreign bill of exchange (*a*) or other negotiable instrument (*b*) is deemed to be a waiver not only of a formal protest, but also of presentment and notice of dishonor.

NOTE.—(*a*) See Union Bank v. Hyde, 6 Wheat, 573; Brown v. Hull, 33 Gratt., 31.

(*b*) Pool v. Anderson, 116 Ind., 94; Welford v. Andrews, 29 Minn., 251; Coddington v. Davis, 1 N. Y., 186; Daniel on Neg. Inst., Section 1095a.

Sec. 112. Notice of dishonor is dispensed with when after the exercise of reasonable diligence, it cannot be given to or does not reach the parties sought to be charged.

NOTE.—See Bills of Exchange Act, Section 50, Subdivision (2).

Sec. 113. Delay in giving notice of dishonor is excused when the delay is caused by circumstances beyond the control of the holder and not imputable to his default, misconduct or negligence. When the cause of delay ceases to operate, presentment must be made with reasonable diligence.

NOTE.—See Bills of Exchange Act, Section 50.

Daniel on Neg. Inst., Sections 1059–1146.

A more specific statement of what will excuse delay is deemed impracticable. Any attempt to enumerate particular instances would lead to confusion.

Sec. 114. Notice of dishonor is not required to be given to the drawer in either of the following cases:

1. Where the drawer and drawee are the same person; (*a*)
2. Where the drawee is a fictitious person or a person not having capacity to contract; (*b*)
3. Where the drawer is the person to whom the instrument is presented for payment; (*c*)
4. Where the drawer has no right to expect or require that the drawee or acceptor will honor the instrument; (*d*)
5. Where the drawer has countermanded payment (*e*).

NOTE.—(*a*) See Bills of Exchange Act, Section 50, Subdivision (2).

Daniel on Neg. Inst., Sections 128–129, 1088a.

(*b*) Id.

(*c*) Id.

(*d*) Life Insurance Company v. Pendleton, 112 U. S., 708; Daniel on Neg. Inst., Sections 1074, 1076.

The language of the Bills of Exchange Act is "where the drawee or acceptor is as between himself and the drawer under no obligation to accept or pay the bill." But this is too narrow. It is not required that there should be any obligation to accept. See Adams v. Darby, 28 Mo., 162; Dickens v. Beal, 10 Peters, 572.

(*e*) Sutcliffe v. McDowell, 2 Nott. & M'C., 251; Daniel on Neg. Inst., Section 1081.

Sec. 115. Notice of dishonor is not required to be given to an indorser in either of the following cases:

1. Where the drawee is a fictitious person or a person not having capacity to contract, and the indorser was aware of the fact at the time he indorsed the instrument;
2. Where the indorser is the person to whom the instrument is presented for payment;
3. Where the instrument was made or accepted for his accommodation.

NOTE.—(*a*) See Bills of Exchange Act, Section 50, Subdivision (2) (*d*).

Sec. 116. Where due notice of dishonor by non-acceptance has been given, notice of a subsequent dishonor by non-payment is not necessary, unless in the meantime the instrument has been accepted.

NOTE.—See Bills of Exchange Act, Section 48, Subdivision (2). Daniel on Neg. Inst., Section 932.

Sec. 117. An omission to give notice of dishonor by non-acceptance does not prejudice the rights of a holder in due course subsequent to the omission.

NOTE.—See Bills of Exchange Act, Section 48, Subdivision (1).

Sec. 118. Where any negotiable instrument has been dishonored it may be protested for non-acceptance or non-payment, as the case may be; but protest is not required, except in case of foreign bills of exchange.

NOTE.—See bills of Exchange Act, Section 51, Subdivision (1). Daniel on Neg. Inst., Sections 926, 928; Byles on Bills, 260.
For the other provisions relative to protests see Sections 152 and 160.

ARTICLE VIII.

Discharge of Negotiable Instruments.

Sec. 119. A negotiable instrument is discharged:

1. By payment in due course by or on behalf of the principal debtor;
2. By payment in due course by the party accommodated, where the instrument is made or accepted for accommodation;
3. By the intentional cancellation thereof by the holder;
4. By any other act which will discharge a simple contract for the payment of money;
5. When the principal debtor becomes the holder of the instrument at or after maturity in his own right.

NOTE.—See Bills of Exchange Act, Sections 59, 61, 63.

Sec. 120. A person secondarily liable on a negotiable instrument is discharged:

1. By any act which discharges the instrument;
2. By the intentional cancellation of his signature by the holder; (*a*)
3. By the discharge of a prior party; (*b*)
4. By a valid tender of payment made by a prior party; (*c*)
5. By a release of the principal debtor, unless the holder's right of recourse against the party secondarily liable is expressly reserved; (*d*)
6. By any agreement binding upon the holder to extend the time of payment, or to postpone the holder's right to enforce the instrument, unless made with the assent of the party secondarily liable, or unless the right of recourse against such party is expressly reserved (*e*).

NOTE.—(*a*) See Bills of Exchange Act, Section 63.
(*b*) See Daniel on Neg. Inst., Section 1307.
(*c*) Spurgeon v. Smiths, 114 Ind., 453.
(*d*) Daniel on Neg. Inst., Section 1310.
(*e*) Daniel on Neg. Inst., Section 1326–1338a.

Sec. 121. Where a negotiable instrument is paid by a party secondarily liable thereon, the instrument is not discharged; but the party so paying it is remitted to his former rights as regards all prior parties, and he may strike out his own and all subsequent indorsements, and again negotiate the instrument, except:

1. Where it is payable to the order of a third person, and has been paid by the drawer; and
2. Where it was made or accepted for accommodation, and has been paid by the party accommodated.

NOTE.—See Bills of Exchange Act, Section 59.
Daniel on Neg. Inst., Sections 1235a–1241.

Sec. 122. The holder may expressly renounce his rights against any party to the instrument, before, at or after its maturity. An absolute and unconditional renunciation of his rights against the principal debtor made at or after the maturity of the instrument discharges the instrument. But a renunciation does not affect the rights of a holder in due course without notice. A renunciation must be in writing, unless the instrument is delivered up to the person primarily liable thereon.

NOTE.—See Bills of Exchange Act, Section 62.
Byles on Bills, 190, 191; Daniel on Neg. Inst., Sections 541–545.
The Bills of Exchange Act requires the renunciation to be "in writing, unless the bill is delivered to the acceptor. But this effected a change in the law.

Sec. 123. A cancellation made unintentionally, or under a mistake, or without the authority of the holder, is inoperative; but where an instrument or any signature thereon appears to have been cancelled, the burden of proof lies on the party who alleges that the cancellation was made unintentionally, or under a mistake or without authority.

NOTE.—See Bills of Exchange Act, Section 63, Subdivision (3).

Sec. 124. Where a negotiable instrument is materially altered without the assent of all parties liable thereon, it is avoided, except as against a party who has himself made, authorized or assented to the alteration and subsequent indorsers.

NOTE.—See Bills of Exchange Act, Section 64, Subdivision (1). Daniel on Neg. Inst., Sections 1393–1421a.

The Bills of Exchange Act contains a provision that "where a bill has been materially altered but the alteration is not apparent and the bill is in the hands of a holder in due course, such holder may avail himself of the bill as if it had not been altered, and may enforce payment of it according to its original tenor." But this effects a change in the law.

Sec. 125. Any alteration which changes:

1. The date; (*a*)
2. The sum payable, either for principal (*b*) or interest; (*c*)
3. The time (*d*) or place (*e*) of payment;
4. The number or the relations of the parties; (*f*)
5. The medium or currency in which payment is to be made (*g*), or which adds a place of payment where no place of payment is specified (*h*), or any other change or addition which alters the effect of the instrument in any respect, is a material alteration.

NOTE —See Bills of Exchange Act, Section 64.

(*a*) See Wood v. Steele, 6 Wallace, 80; Crawford v. West Side Bank, 100 N. Y., 50, 56; Daniel on Neg. Inst., Section 1376.

(*b*) See Daniel on Neg. Inst., Section 1384.

(*c*) Daniel on Neg. Inst., Section 1385 and cases there cited.

(*d*) Weyman v. Yeomans, 84 Ill., 403; Miller v. Gilleland, 19 Pa. St., 119.

(*e*) Tidmarsh v. Grover, 1 Manle & S., 735; Bank of Ohio Valley v. Lockwood, 13 W. Va., 392.

(*f*) Daniel on Neg. Inst., Sections 1387–1390.

(*g*) Angle v. Insurance Company, 92 U. S., 330; Church v. Howard, 17 Hun., 5; Darwin v. Rippey, 63 N. C., 318; Bagarth v. Breedlove, 39 Tex., 561.

(*h*) Whitesides v Northern Bank, 10 Bush, 501.

TITLE II.

BILLS OF EXCHANGE.

ARTICLE I.

Form and Interpretation.

Sec. 126. A bill of exchange is an unconditional order in writing addressed by one person to another signed by the person giving it requiring the person to whom it is addressed to pay on demand or at a fixed or determinable future time a sum certain in money to order or to bearer.

NOTE.—See Section 1.

Bills of Exchange Act, Section 3.

Sec. 127. A bill of itself does not operate as an assignment of the funds in the hands of the drawee available for the payment thereof and the drawee is not liable on the bill unless and until he accepts the same.

NOTE.—See Bills of Exchange Act, Section 53.

Sec. 128. A bill may be addressed to two or more drawees jointly, whether they are partners or not; but not to two or more drawees in the alternative or in succession.

NOTE.—See Bills of Exchange Act, Section 6, Subdivision (2).

Sec. 129. An inland bill of exchange is a bill which is, or on its face purports to be, both drawn and payable within this state. Any other bill is a foreign bill. Unless the contrary appears on the face of the bill, the holder may treat it as an inland bill.

NOTE.—See Bills of Exchange Act, Section 4, Subdivision (1).

Buckner v. Finley, 2 Peters, 586; Strawbridge v. Robinson, 5 Gilman, 470.

Sec. 130. Where in a bill drawer and drawee are the same person, or where the drawee is a fictitious person, or a person not having capacity to contract, the holder may treat the instrument, at his option, either as a bill of exchange or a promissory note.

NOTE.—See Bills of Exchange Act, Section 5, Subdivision (2).

Sec. 131. The drawer of a bill and any indorser may insert thereon the name of a person to whom the holder may resort in case of need, that is to say, in case the bill is dishonored by non-acceptance or non-payment. Such person is called the referee in case of need. It is in the option of the holder to resort to the referee in case of need or not as he may see fit.

NOTE.—See Bills of Exchange Act, Section 15.

Daniel on Neg. Inst., Sections 111, 529.

ARTICLE II.

Acceptance.

Sec. 132. The acceptance of a bill is the signification by the drawee of his assent to the order of the drawer. The acceptance must be in writing and signed by the drawer (*a*). It must not express that the drawee will perform his promise by any other means than the payment of money (*b*).

NOTE.—(*a*) See Bills of Exchange Act, Section 17.

1 N. Y. Rev. Stat., 768, Section 6.

The Bills of Exchange Act, following previous English statutes (1 & 2 George IV, C. 78; 19 & 20 Victoria, C. 78) requires that the acceptance be written on the bill. The American statutes do not generally require this.

(*b*) See Bills of Exchange Act, Section 17, Subdivision (2) (*b*).

Sec. 133. The holder of a bill presenting the same for acceptance may require that the acceptance be written on the bill, and if such request is refused, may treat the bill as dishonored.

NOTE.—1 N. Y. Rev. Stat., 768, Section 9.

Sec. 134. Where an acceptance is written on a paper other than the bill itself, it does not bind the acceptor except in favor of a person to whom it is shown and who, on the faith thereof, receives the bill for value.

NOTE.—1 N. Y. Rev. Stat., 768, Section 7.

Sec. 135. An unconditional promise in writing to accept a bill before it is drawn is deemed an actual acceptance in favor of every person who, upon the faith thereof, receives the bill for value.

NOTE.—1 N. Y. Rev. Stat., 768, Section 8.

Sec. 136. The drawee is allowed twenty-four hours after presentment in which to decide whether or not he will accept the bill (*a*); but the acceptance, if given, dates as of the day of presentation (*b*).

NOTE.—(*a*) See Byles on Bills, 182; Daniel on Neg. Inst., Section 492.

By statute in Massachusetts, the drawee has until two o'clock on the day following. Public Statutes, 1882, Ch. 77, Sec. 17.

(*b*) There does not appear to be any direct authority on this point; the rule stated conforms to what is the common practice. See also statute of Massachusetts above referred to.

Sec. 137. Where a drawee to whom a bill is delivered for acceptance destroys the same, or refuses within twenty-four hours after such delivery, or within such other period as the holder may allow, to return the bill accepted or non-accepted to the holder, he will be deemed to have accepted the same.

NOTE.—1 N. Y. Rev. Stat., 769, Section 11; see Daniel on Neg. Inst., Section 500.

Sec. 138. A bill may be accepted before it has been signed by the drawer, or while otherwise incomplete; or when it is overdue, or after it has been dishonored by a previous refusal to accept, or by non-payment. But when a bill payable after sight is dishonored by non-acceptance and the drawee subsequently accepts it, the holder, in the absence of any different agreement, is entitled to have the bill accepted as of the date of the first presentment.

NOTE.—See Bills of Exchange Act, Section 18.
Daniel on Neg. Inst., Sections 490–495.

Sec. 139. An acceptance is either general or qualified. A general acceptance assents without qualification to the order of the drawer. A qualified acceptance in express terms varies the effect of the bill as drawn.

NOTE.—See Bills of Exchange Act, Section 19.
Byles on Bills, 193; Daniel on Neg. Inst., Section 509 et seq.

Sec. 140. An acceptance to pay at a particular place is a general acceptance unless it expressly states that the bill is to be paid there only and not elsewhere.

NOTE.—See Bills of Exchange Act, Section 19, Subdivision (2).
Wallace v. McConnell, 13 Peters, 136; Daniel on Neg. Inst., Sections 519–520, 641–643.

Sec. 141. An acceptance is qualified, which is:

1. Conditional, that is to say, which makes payment by the acceptor dependent on the fulfillment of a condition therein stated;
2. Partial, that is to say, an acceptance to pay part only of the amount for which the bill is drawn;
3. Local, that is to say, an acceptance to pay only at a particular place;
4. Qualified as to time;
5. The acceptance of some one or more of the drawees, but not of all.

NOTE.—See Bills of Exchange Act, Section 19, Subdivision (2).
Byles on Bills, 193–194; Daniel on Neg. Inst., Sections 508–520.

Sec. 142 The holder may refuse to take a qualified acceptance, and if he does not obtain an unqualified acceptance, he may treat the bill as dishonored by non-acceptance. Where a qualified acceptance is taken, the drawer and indorsers are discharged from liability on the bill, unless they have expressly or impliedly authorized the holder to take a qualified acceptance, or subsequently assent thereto. When the drawer or an indorser receives notice of a qualified acceptance, he

must within a reasonable time express his dissent to the holder, or he will be deemed to have assented thereto.

NOTE.—See Bills of Exchange Act, Section 44.
Byles on Bills, 192–193; Daniel on Neg. Inst., Sections 508, 510.
The Bills of Exchange Act provides that the provisions relative to the assent of the drawer and indorser do not apply "to partial acceptance whereof due notice has been given," and that "where a foreign bill has been accepted as to part, it must be protested as to the balance." But there appears to be some doubt whether this correctly states the rule of the law merchant. See Daniel on Neg. Inst., Section 511; Story on Bills, Section 272.

ARTICLE III.

Presentment for Acceptance.

Sec. 143. Presentment for acceptance must be made:

1. Where the bill is payable after sight, or in any other case where presentment for acceptance is necessary in order to fix the maturity of the instrument; or (*a*)
2. Where the bill expressly stipulates that it shall be presented for acceptance; (*b*) or
3. Where the bill is drawn payable elsewhere than at the residence or place of business of the drawee (*c*).

In no other case is presentment for acceptance necessary in order to render any party to the bill liable.

NOTE.—(*a*) See Bills of Exchange Act, Section 39, Subdivision (1). Daniel on Neg. Inst., Section 454.
(*b*) See Bills of Exchange Act, Section 39, Subdivision (2).
(*c*) Id.

Sec. 144. Except as herein otherwise provided, the holder of a bill which is required by the next preceding section to be presented for acceptance must either present it for acceptance or negotiate it within a reasonable time. If he fail to do so, the drawer and all indorsers are discharged.

NOTE.—See Bills of Exchange Act, Section 40, Subdivision (1).
Wallace v. Agry, 4 Mason, 333; Daniel on Neg. Inst., Sections 469–472.

Sec. 145. Presentment for acceptance must be made by or on behalf of the holder at a reasonable hour (*a*), on a business day and before the bill is overdue, to the drawer or some person authorized to accept or refuse acceptance on his behalf (*b*); and

1. Where a bill is addressed to two or more drawees who are not partners, presentment must be made to them all, unless

one has authority to accept or refuse acceptance for all, in which case presentment may be made to him only; (c)

2. Where the drawee is dead, presentment may be made to his personal representative; (d)

3. Where the drawee is bankrupt or has made an assignment for the benefit of creditors, presentment may be made to him or to his trustee or assignee. (e)

NOTE.—See Bills of Exchange Act, Section 41, Subdivision (1).

(a) See Daniel on Neg. Inst., Section 464a.

(b) Byles on Bills, 182; Daniel on Neg. Inst., Section 487.

(c) Daniel on Neg. Inst., Section 488.

(d) Daniel on Neg. Inst., Section 591.

(e) The Bills of Exchange Act provides that, "Where authorized by agreement or usage a presentment through the post office is sufficient." But probably no such practice prevails in this country, nor does it appear to be a practice that should be encouraged.

Sec. 146. A bill may be presented for acceptance on any day on which negotiable instruments may be presented for payment under the provisions of Sections seventy-two and eighty-five of this act. When Saturday is not otherwise a holiday, presentment for acceptance may be made before twelve o'clock noon on that day.

Sec. 147. Where the holder of a bill drawn payable elsewhere than at the place of business or the residence of the drawee has not time with the exercise of reasonable diligence to present the bill for acceptance before presenting it for payment on the day that it falls due, the delay caused by presenting the bill for acceptance before presenting it for payment is excused and does not discharge the drawers and indorsers.

NOTE.—See Bills of Exchange Act, Section 39, Subdivision (4).

Sec. 148. Presentment for acceptance is excused and a bill may be treated as dishonored by non-acceptance, in either of the following cases:

1. Where the drawee is dead (a), or has absconded (b) or is a fictitious person or a person not having capacity to contract by bill; (c)

2. Where after the exercise of reasonable diligence, presentment cannot be made; (d)

3. Where although presentment has been irregular, acceptance has been refused on some other ground.

NOTE.—(a) See Bills of Exchange Act, Section 41, Subdivision (2). Daniel on Neg. Inst., Section 1178.

(b) Daniel on Neg. Inst., Section 1144.

By the Bills of Exchange Act the bankruptcy of the drawee will excuse presentment for acceptance. But this is not the rule

of the Commercial Law. Daniel on Neg., Inst., Sections 1171–1172.

(*c*) See Daniel on Neg. Inst., Section 1111.

(*d*) Daniel on Neg. Inst., Section 1059 et seq.

Sec. 149. A bill is dishonored by non-acceptance:

1. When it is duly presented for acceptance and such an acceptance as is prescribed by this act is refused or cannot be obtained; or
2. When presentment for acceptance is excused and the bill is not accepted.

NOTE.—See Bills of Exchange Act, Section 43, Subdivision (1).

Sec. 150. Where a bill is duly presented for acceptance and is not accepted within the prescribed time, the person presenting it must treat the bill as dishonored by non-acceptance or he losses the right of recourse against the drawer and indorsers.

NOTE.—See Bills of Exchange Act, Section 42.

The language of the Bills of Exchange Act is, "within the customary time," but the time herein is fixed by Section 136.

Sec. 151. When a bill is dishonored by non-acceptance, an immediate right of recourse against the drawers and indorsers accrues to the holder and no presentment for payment is necessary.

NOTE.—See Bills of Exchange Act, Section 43, Subdivision (2).

ARTICLE IV.

Protest.

Sec. 152. Where a foreign bill appearing on its face to be such is dishonored by non-acceptance, it must be duly protested for non-acceptance, and where such a bill which has not previously been dishonored by non-acceptance is dishonored by non-payment, it must be duly protested for non-payment. If it is not so protested, the drawer and indorsers are discharged. Where a bill does not appear on its face to be a foreign bill, protest thereof in case of dishonor is unnecessary.

NOTE.—See Bills of Exchange Act, Section 51, Subdivision (2).

Sec 153. The protest must be annexed to the bill, or must contain a copy thereof (*a*), and must be under the hand and seal (*b*) of the notary making it, and must specify:

1. The time and place of presentment;
2. The fact that presentment was made and the manner thereof;
3. The cause or reason for protesting the bill;
4. The demand made and the answer given, if any, or the fact that the drawee or acceptor could not be found. (*c*)

NOTE.—(*a*) See Bills of Exchange Act, Section 51, Subdivision (7). Daniel on Neg. Inst., Section 944.

(*b*) In some of the States, as in New York, the use of a seal is not necessary where the certificate is to be used in the State; but a seal is probably desirable where the certificate is to be used in other jurisdictions.

(*c*) See Daniel on Neg. Inst., Sections 950–958. The bills of Exchange Act provides that protest must specify the person at whose request the bill is protested, but this makes a change in the law. Daniel on Neg. Inst., Section 956.

Sec. 154. Protest may be made by:

1. A notary public; or
2. By any respectable resident of the place where the bill is dishonored, in the presence of two or more credible witnesses.

NOTE.—See Todd v. Neal's Administrator, 49 Ala., 273; Daniel on Neg. Inst., Secs. 934–934a; Civil Code of California, 3226.

Sec. 155. When a bill is noted or protested, it must be noted on the day of its dishonor (*a*), unless delay is excused as herein provided. When a bill has been duly noted, the protest may be subsequently extended as of the date of the noting (*b*).

NOTE.—(*a*) See Bills of Exchange Act, Section 51, Subdivision (2).

Dennistoun v. Stewart, 19 How., 606; Byles on Bills, 257.

(*b*) Bailey v. Dozier, 6 How., 23; Cayuga Co. Bank v. Hunt, 2 Hill, 635; Daniel on Neg. Inst., Sec. 940; Byles on Bills, 257.

Sec. 156. A bill must be protested at the place where it is dishonored (*a*), except that when a bill drawn payable at the place of business or residence of some person other than the drawee, has been dishonered by non acceptance, it must be protested for non-payment at the place where it is expressed to be payable, and no further presentment for payment to, or demand on, the drawee is necessary (*b*).

NOTE.—(*a*) See Daniel on Neg. Inst., Section 935; Byles on Bills, 217.

(*b*) Bills of Exchange Act, Section 51, Subdivision (6); 2 and 3 William IV, Ch. 98; Daniel on Neg. Inst., Section 935; Byles on Bills, 258.

Sec. 157. A bill which has been protested for non-acceptance may be subsequently protested for non-payment.

NOTE.—See Bills of Exchange Act, Section 51, Subdivision (3)

Sec. 158. Where the acceptor becomes bankrupt or insolvent or suspends payment before the bill matures, the holder may cause the bill to be protested for better security against the drawer and indorsers.

NOTE.—See Bills of Exchange Act, Section 51, Subdivision (5). Daniel on Neg. Inst., Section 530.

Sec. 159. Protest is dispensed with by any circumstances which would dispense with notice of dishonor. Delay in noting or protesting is excused when delay is caused by circumstances beyond the control of the holder and not imputable to his default, misconduct, or negligence. When the cause of delay ceases to operate, the bill must be noted or protested with reasonable deligence.

NOTE.—See Bills of Exchange Act, Section 51, Subdivision (9).

Sec. 160. Where a bill is lost or destroyed or is wrongly detained from the person entitled to hold it, protest may be made on a copy or written particulars thereof.

NOTE.—See Bills of Exchange Act, Section 51, Subdivision (8). Daniel on Neg. Inst., Section 1464.

ARTICLE V.

Acceptance for Honor.

Sec. 161. Where a bill of exchange has been protested for dishonor by non-acceptance or protested for better security and is not overdue, any person not being a party already liable thereon, may with the consent of the holder, intervene and accept the bill supra protest for the honor of any party liable thereon or for the honor of the person for whose account the bill is drawn. The acceptance for honor may be for part only of the sum for which the bill is drawn; and where there has been an acceptance for honor for one party, there may be a further acceptance by a different person for the honor of another party.

NOTE.—See Bills of Exchange Act, Section 65, Subdivisions (1) and (2).

Byles on Bills, 262–266.

The Bills of Exchange Act makes no provision for different acceptances supra protest; but this is authorized by the commercial law.

Byles on Bills, 263.

Sec. 162. An acceptance for honor supra protest must be in writing and indicate that it is an acceptance for honor, and must be signed by the acceptor for honor.

NOTE.—See Bills of Exchange Act, Section 65, Subdivision (3).

The Bills of Exchange Act requires the acceptance for honor to be written on the bill, but see Note to Section 132.

Sec. 163. Where an acceptance for honor does not expressly state for whose honor it is made, it is deemed to be an acceptance for the honor of the drawer.

NOTE.—See Bills of Exchange Act, Section 65, subdivision (4).

Sec. 164. The acceptor for honor is liable to the holder and to all parties to the bill subsequent to the party for whose honor he has accepted.

NOTE.—See Bills of Exchange Act, Section 66, subdivision (2).

Sec. 165. The acceptor for honor by such acceptance engages that he will on due presentment pay the bill according to the terms of his acceptance, provided it shall not have been paid by the drawee, and provided also, that it shall have been duly presented for payment and protested for non-payment and notice of dishonor given to him.

NOTE.—See Bills of Exchange Act, Section 66, Subdivision (1).

Sec. 166. Where a bill payable after sight is accepted for honor, its maturity is calculated from the date of the noting for non-acceptance and not from the date of the acceptance for honor.

NOTE.—See Bills of Exchange Act, Section 65, Subdivision (5).

Sec. 167. Where a dishonored bill has been accepted for honor supra protest or contains a reference in case of need, it must be protested for non-payment before it is presented for payment to the acceptor for honor or referee in case of need.

NOTE.—See Bills of Exchange Act, Section 67, Subdivision (1).

Sec. 168. Presentment for payment to the acceptor for honor must be made as follows:

1. If it is to be presented in the place where the protest for non-payment was made, it must be presented not later than the day following its maturity;
2. If it is to be presented in some other place than the place where it was protested, then it must be forwarded within the time specified in Section 104.

NOTE.—See Bills of Exchange Act, Section 17.

"Doubts having arisen as to the day when the bill should be again presented to the acceptor for honor, or referee in case of need, for payment, the 6 and 7 Will. 4, c. 58, enacts, that it shall not be necessary to present, or in case the acceptor for honor or referee live at a distance, to forward for presentment, till the day following that on which the bill becomes due." Byles on Bills, 263.

Sec 169. The provisions of section eighty-one apply where there is delay in making presentment to the acceptor for honor or referee in case of need.

Sec. 170. When the bill is dishonored by the acceptor for honor it must be protested for non-payment by him.

NOTE.—See Bills of Exchange Act, Section 67.

ARTICLE VI.

Payment for Honor.

Sec. 171. Where a bill has been protested for non-payment, any person may intervene and pay it supra protest for the honor of any person liable thereon or for the honor of the person for whose account it was drawn.

NOTE.—See Bills of Exchange Act, Section 68, Subdivision (1). Byles on Bills, 267–269; Daniel on Neg. Inst., Section 1254.

Sec. 172. The payment for honor supra protest in order to operate as such and not as a mere voluntary payment must be attested by a notarial act of honor which may be appended to the protest or form an extension to it.

NOTE.—See Bills of Exchange Act, Section 68, Subdivision (2). Byles on Bills, 267; Daniel on Neg. Inst., Section 1258.

Sec. 173. The notarial act of honor must be founded on a declaration made by the payer for honor or by his agent in that behalf declaring his intention to pay the bill for honor and for whose honor he pays.

NOTE.—See Bills of Exchange Act, Section 68, Subdivision (4.)

Sec. 174. Where two or more persons offer to pay a bill for the honor of different parties, the person whose payment will discharge most parties to the bill is to be given the preference.

NOTE.—See Bills of Exchange Act, Section 67, Subdivision (2.)

Sec. 175. Where a bill has been paid for honor all parties subsequent to the party for whose honor it is paid are discharged, but the payer for honor is subrogated for, and succeeds to, both the rights and duties of the holder as regards the party for whose honor he pays and all parties liable to the latter.

NOTE.—See Bills of Exchange Act, Section 68, Subdivision (5). Daniel on Neg. Inst., Section 1255.

Sec. 176. Where the holder of a bill refuses to receive payment supra protest, he loses his right of recourse against any party who would have been discharged by such payment.

NOTE.—See Bills of Exchange Act, Section 68, Subdivision (7).

Sec. 177. The payer for honor on paying to the holder the amount of the bill and the notarial expenses incidental to its dishonor, is entitled to receive both the bill itself and the protest.

NOTE.—See Bills of Exchange Act, Section 68.

ARTICLE VII.

Bills in a Set.

Sec. 178. Where a bill is drawn in a set, each part of the set being numbered and containing a reference to the other parts, the whole of the parts constitute one bill.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (1). Byles on Bills, 387; Daniel on Neg. Inst., Section 113.

Sec. 179. Where two or more parts of a set are negotiated to different holders in due course, the holder whose title first accrues is as between such holders the true owner of the bill. But nothing in this section affects the rights of a person who in due course accepts or pays the part first presented to him.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (3). Byles on Bills, 389.

Sec. 180. Where the holder of a set indorses two or more parts to different persons he is liable on every such part, and every indorser subsequent to him is liable on the part he has himself indorsed, as if such parts were separate bills.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (2). Holdsworth v. Hunter, 10 B. & C., 449; Byles on Bills, 389.

Sec. 181. The acceptance may be written on any part and it must be written on one part only. If the drawee accepts more than one part, and such accepted parts are negotiated to different holders in due course, he is liable on every such part as if it were a separate bill.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (4). Holdsworth v. Hunter, 10 B. & C., 449; Byles on Bills, 389.

Sec 182. When the acceptor of a bill drawn in a set pays it without requiring the part bearing his acceptance to be delivered up to him, and that part at maturity is outstanding in the hands of a holder in due course, he is liable to the holder thereon.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (5). Byles on Bills, 389.

Sec. 183. Except as herein otherwise provided where any one part of a bill drawn in a set is discharged by payment or otherwise the whole bill is discharged.

NOTE.—See Bills of Exchange Act, Section 71, Subdivision (6). Byles on Bills, 388.

TITLE III.

PROMISSORY NOTES AND CHECKS.

ARTICLE I.

Sec. 184. A promissory note is an unconditional promise in writing made by one person to another signed by the maker engaging to pay on demand or at a fixed or determinable future time, a sum certain in money to order or to bearer. Where a note is drawn to the maker's own order, it is not complete until indorsed by him.

NOTE.—See Bills of Exchange Act, Section 83.

Sec. 185. A check is a bill of exchange drawn on a bank (*a*) payable on demand (*b*). Except as herein otherwise provided, the pro-

visions of this act applicable to a bill of exchange payable on demand apply to a check.

NOTE.—(*a*) See Bills of Exchange Act, Section 73.
Bull v. Kasson, 123 U. S., 105; Hopkinson v. Forster, L. R., 18 Eq., 74.
(*b*) Daniel on Neg. Inst., Section 1574.

Sec. 186. A check must be presented for payment within a reasonable time after its issue or the drawer will be discharged from liability thereon to the extent of the loss caused by the delay.

NOTE.—See Smith v. Jones, 2 Bush, 103; Cork v. Bacon, 45 Wis., 192; Bull v. Kasson, 123 U. S., 105; Daniel on Neg. Inst., Sections 1586–1600.

Sec. 187. Where a check is certified by the bank on which it is drawn, the certification is equivalent to an acceptance.

NOTE.—See Merchants' Bank v. State Bank, 10 Wall., 648; Cooke v. State Nat. Bank, 52 N. Y., 96; Farmers' and Mechanics' Bank v. Butchers' and Drovers' Bank, 16 N. Y., 125.

Sec. 188. Where the holder of a check procures it to be accepted or certified the drawer and all indorsers are discharged from liability thereon.

NOTE.—See Minot v. Russ, 156 Mass., 458; Metropolitan Bank v. Jones, 137 Ill., 634; Meridan Nat. Bank v. First Nat. Bank, (Ind.,) 33 N. E. Rep., 247; First Nat. Bank v. Leach, 52 N. Y., 350.

Sec. 189. A check of itself does not operate as an assignment of any part of the funds to the credit of the drawer with the bank, and the bank is not liable to the holder, unless and until it accepts or certifies the check.

NOTE.—See Bank v. Millard, 10 Wall., 152; Bank v. Schuler, 120, U. S., 511; Bank v. Whitman, 94 U. S., 343, 344; St. L. & S. F. Ry. Co. v. Johnston, 133 U. S., 566; Attorney General v. Continental Life Insurance Co., 71 N. Y., 325, 330; First Nat. Bank of Union Mills v. Clark, 134 N. Y., 368; O'Connor v. Mechanics Bank, 124 N. Y., 324; Covert v. Rhodes, 48 Ohio St., 66; Pickle v. Peoples Nat. Bank, 88 Tenn., 380; Boetcher v. Colorado Nat. Band, 15 Colo., 16; Hopkinson v. Foster, L. R., 18 Eq., 74; *Contra* Fonner v. Smith, 31 Neb., 107; Munn v. Burch, 25 Ill., 35; Bank v. Patton, 109 Ill., 470, 485.

Sec. 190. The death of the drawer does not operate as a revocation of the authority of the bank to pay a check, if the check is presented for payment within ten days from the date thereof.

NOTE.—This is taken from the statutes of Massachusetts, (Pub. St. Supp. 1888 Ch. 210.) There seems to be some doubt as to the Common law rule. See Daniel on Neg. Inst., Section 1618b.

TITLE IV.

GENERAL PROVISIONS.

ARTICLE I.

Sec. 191. This Act shall be known as the Negotiable Instruments Law.

Sec. 192. In this act, unless the context otherwise requires:

"Acceptance" means an acceptance completed by delivery or notification.

"Action" includes counter-claim and set-off.

"Bank" includes any person or association of persons carrying on the business of banking, whether incorporated or not.

"Bearer" means the person in possession of a bill or note which is payable to bearer.

"Bill" means bill of exchange, and "note" means promissory note.

"Delivery" means transfer of possession, actual or constructive, from one person to another.

"Holder" means the payee or indorsee of a bill or note, who is in possession of it, or the bearer thereof.

"Indorsement" means an indorsement completed by delivery.

"Instrument" means negotiable instrument.

"Issue" means the first delivery of a bill or note, complete in form to a person who takes it as a holder.

"Person" includes a body of persons, whether incorporated or not.

"Value" means valuable consideration.

"Written" includes printed, and "writing" includes print.

Sec. 193. The person "primarily" liable on an instrument is the person who by the terms of the instrument is required to pay the same. All other parties are "secondarily" liable.

Sec. 194. In determining what is a "reasonable time" or an "unreasonable time" regard is to be had to the nature of the instrument, the uaage of trade or business (if any) with respect to such instruments, and the facts of the particular case.

Sec. 195. Where the day, or the last day, for doing any act herein required or permitted to be done falls on Sunday or on a holiday, the act may be done on the next succeeding secular or business day.

Sec. 196. The provisions of this act do not apply to negotiable instruments made and delivered prior to the passage hereof.

Sec. 197. In any case not provided for in this act the rules of the law merchant shall govern.

BILLS OF EXCHANGE ACT, 1882.

An Act to Codify the Law Relating to Bills of Exchange, Cheques, and Promissory Notes.

[45 AND 46 VICT., CH. 61; 18TH AUGUST, 1882.]

Be it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

PART I.

PRELIMINARY.

Short title.

1. This act may be cited as the Bills of Exchange Act, 1882.

Interpretation of terms.

2. In this act, unless the context otherwise requires—

"Acceptance" means an acceptance completed by delivery or notification.

"Action" includes counter-claim and set-off.

"Banker" includes a body of persons, whether incorporated or not, who carry on the business of banking.

"Bankrupt" includes any person whose estate is vested in a trustee or assignee, under the law for the time being in force relating to bankruptcy.

"Bearer" means the person in possession of a bill or note which is payable to bearer.

"Bill" means bill of exchange, and "note" means promissory note.

"Delivery" means transfer of possession, actual or constructive, from one person to another.

"Holder" means the payee or endorsee of a bill or note, who is in possession of it, or the bearer thereof.

"Indorsement" means an indorsement completed by delivery.

"Issue" means the first delivery of a bill or note, complete in form to a person who takes it as a holder.

"Person" includes a body of persons, whether incorporated or not.

"Value" means valuable consideration.

"Written" includes printed, and "writing" includes print.

PART II.

BILLS OF EXCHANGE.

Form and Interpretation.

Bill of exchange defined.

3. (1) A bill of exchange is an unconditional order in writing, addressed by one person to another, signed by the person giving it, requiring the person to whom it is addressed to pay on demand or at a fixed or determinable future time, a sum certain in money to or to the order of a specified person, or to bearer.

(2) An instrument which does not comply with these conditions, or which orders any act to be done in addition to the payment of money, is not a bill of exchange.

(3) An order to pay out of a particular fund is not unconditional within the meaning of this section; but an unqualified order to pay, coupled with (*a*) an indication of a particular fund out of which the drawee is to re-imburse himself or a particular account to be debited with the amount, or (*b*) a statement of the transaction which gives rise to the bill is unconditional.

(4) A bill is not invalid by reason—

(*a*) That it is not dated.

(*b*) That it does not specify the value given, or that any value has been given therefor.

(*c*) That it does not specify the place where it is drawn or the place where it is payable.

Inland and foreign bills.

4. (1) An inland bill is a bill which is, or on the face of it purports to be (*a*) both drawn and payable within the British Islands, or (*b*) drawn within the British Islands, upon some person resident therein. Any other bill is a foreign bill.

For the purposes of this act "British Islands" mean any part of the United Kingdom of Great Britain and Ireland, the Islands of Man, Guernsey, Jersey, Alderney and Sark, and the islands adjacent to any of them being part of the dominions of Her Majesty.

(2) Unless the contrary appear on the face of the bill the holder may treat it as an inland bill.

Effect where different parties to bill are the same person.

5. (1) A bill may be drawn payable to, or to the order of, the drawer; or it may be drawn payable to, or to the order of, the drawee.

(2) Where, in a bill, drawer and drawee are the same person, or where the drawee is a fictitious person or a person not having capacity to contract, the holder may treat the

instrument, at his option, either as a bill of exchange or as a promissory note.

Address to drawee.

6. (1) The drawee must be named or otherwise indicated in a bill with reasonable certainty.

(2) A bill may be addressed to two or more drawees, whether they are partners or not, but an order addressed to two drawees in the alternative, or to two or more drawees in succession, is not a bill of exchange.

Certainty required as to payee.

7. (1) Where a bill is not payable to bearer, the payee must be named or otherwise indicated therein with reasonable certainty.

(2) A bill may be made payable to two or more payees jointly, or it may be made payable in the alternative to one of two, or one or some of several payees. A bill may also be made payable to the holder of an office for the time being.

(3) Where the payee is a fictitious or non-existing person, the bill may be treated as payable to bearer.

What bills are negotiable.

8. (1) When a bill contains words prohibiting transfer, or indicating an intention that it should not be transferable, it is valid as between the parties thereto, but is not negotiable.

(2) A negotiable bill may be payable either to order or to bearer.

(3) A bill is payable to bearer which is expressed to be so payable, or on which the only or last indorsement is an indorsement in blank.

(4) A bill is payable to order which is expressed to be so payable, or which is expressed to be payable to a particular person, and does not contain words prohibiting transfer or indicating an intention that it should not be transferable.

(5) Where a bill, either originally or by indorsement, is expressed to be payable to the order of a specified person, and not to him or his order, it is nevertheless payable to him or his order, at his option.

Sum payable.

9. (1) The sum payable by a bill is a sum certain within the meaning of this act, although it is required to be paid—

(*a*) With interest.

(*b*) By stated installments.

(*c*) By stated installments, with a provision that upon default in payment of any installment the whole shall become due.

(*d*) According to an indicated rate of exchange, or according to a rate of exchange to be ascertained as directed by the bill.

(2) Where the sum payable is expressed in words and also in figures, and there is a discrepancy between the two, the sum denoted by the words is the amount payable.

(3) Where a bill is expressed to be payable with interest, unless the instrument otherwise provides, interest runs from the date of the bill, and if the bill is undated from the issue thereof.

Bill payable on demand.

10. (1) A bill is payable on demand—

(*a*) Which is expressed to be payable on demand, or at sight, or on presentation; or

(*b*) In which no time for payment is expressed.

(2) Where a bill is accepted or indorsed when it is overdue it shall, as regards the acceptor who so accepts, or any indorser who so indorses it, be deemed a bill payable on demand.

Bill payable at a future time.

11. A bill is payable at a determinable future time within the meaning of this act, which is expressed to be payable—

(1) At a fixed period after date or sight.

(2) On or at a fixed period after the occurrence of a specified event which is certain to happen, though the time of happening may be uncertain.

An instrument expressed to be payable on a contingency is not a bill, and the happening of the event does not cure the defect.

Omission of date in bill payable after date.

12. Where a bill expressed to be payable at a fixed period after date is issued undated, or where the acceptance of a bill payable at a fixed period after sight is undated, any holder may insert therein the true date of issue or acceptance, and the bill shall be payable accordingly.

Provided that (1) where the holder in good faith and by mistake inserts a wrong date, and (2) in every case where a wrong date is inserted, if the bill subsequently comes into the hands of a holder in due course, the bill shall not be avoided thereby, but shall operate and be payable as if the date so inserted had been the true date.

Ante dating and post-dating.

13. (1) Where a bill or an acceptance or any indorsement on a bill is dated, the date shall, unless the contrary be proved, be deemed to be the true date of the drawing, acceptance or indorsement, as the case may be.

(2) A bill is not invalid by reason only that it is ante-dated or post-dated, or that it bears date on a Sunday.

Computation of time of payment.

14. Where a bill is not payable on demand, the day on which it falls due is determined as follows:

(1) Three days, called days of grace, are, in every case where the bill itself does not otherwise provide, added to the

time of payment as fixed by the bill, and the bill is due and payable on the last day of grace:

Provided that—

(*a*) When the last day of grace falls on Sunday, Christmas Day, Good Friday, or a day appointed by Royal proclamation as a public fast or thanksgiving day, the bill is, except in the case hereinafter provided for, due and payable on the preceding business day;

34 and 35 Vict. c. 17.

(*b*) When the last day of grace is a bank holiday (other than Christmas Day or Good Friday) under the Bank Holidays Act, 1871, and acts amending or extending it, or when the last day of grace is a Sunday and the second day of grace is a bank holiday, the bill is due and payable on the succeeding business day.

(2) Where a bill is payable at a fixed period after date, after sight, or after the happening of a specified event, the time of payment is determined by excluding the day from which the time is to begin to run and by including the day of payment.

(3) Where a bill is payable at a fixed period after sight, the time begins to run from the date of the acceptance if the bill be accepted, and from the date of noting or protest if the bill be noted or protested for non-acceptance or for non-delivery.

(4) The term "month" in a bill means calendar month.

Case of need.

15. The drawer of a bill and any indorser may insert therein the name of a person to whom the holder may resort in case of need, that is to say, in case the bill is dishonored by non-acceptance or non-payment. Such person is called the referee in case of need. It is in the option of the holder to resort to the referee in case of need, or not, as he may think fit.

Optional stipulations by drawer or indorser.

16. The drawer of a bill, and any indorser, may insert therein an express stipulation—

(1) Negativing or limiting his own liability to the holder;

(2) Waiving as regards himself some or all of the holder's duties.

Definition and requisites of acceptance.

17. (1) The acceptance of a bill is the signification by the drawee of his assent to the order of the drawer.

(2) An acceptance is anvalid unless it complies with the following conditions, namely:

(*a*) It must be written on the bill and be signed by the drawee. The mere signature of the drawee without additional words is sufficient.

(*b*) It must not express that the drawee will perform his promise by any other means than the payment of money.

Time for acceptance.

18. A bill may be accepted—

(1) Before it has been signed by the drawer, or while otherwise incomplete:

(2) When it is overdue, or after it has been dishonoured by a previous refusal to accept, or by non-payment:

(3) When a bill payable after sight is dishonoured by non-acceptance and the drawee subsequently accepts it, the holder, in the absence of any different agreement, is entitled to have the bill accepted as of the date of first presentment to the drawee for acceptance.

General and qualified acceptances

19. (1) An acceptance is either (*a*) general or (*b*) qualified.

(2) A general acceptance assents without qualification to the order of the drawer. A qualified acceptance in express terms varies the effect of the bill as drawn.

In particular an acceptance is qualified which is—

(*a*) Conditional, that is to say, which makes payment by the acceptor dependent on the fulfillment of a condition therein stated:

(*b*) Partial, that is to say, an acceptance to pay part only of the amount for which the bill is drawn.

(*c*) Local, that is to say, an acceptance to pay only at a particular specified place:

An acceptance to pay at a particular place is a general acceptance, unless it expressly states that the bill is to be paid there only, and not elsewhere:

(*d*) Qualified as to time:

(*e*) The acceptance of some one or more of the drawees, but not of all.

Inchoate instruments.

20. (1) Where a simple signature on a blank stamped paper is delivered by the signer in order that it may be converted into a bill, it operates as a prima facie authority to fill it up as a complete bill for any amount the stamp will cover, using the signature for that of the drawer, or the acceptor, or an indorser; and, in like manner, when a bill is wanting in any material particular, the person in possession of it has a prima facie authority to fill up the omission in any way he thinks fit.

(2) In order that any such instrument when completed may be enforceable against any person who became a party

thereto prior to its completion, it must be filled up within a reasonable time, and strictly in accordance with the authority given.

Reasonable time for this purpose is a question of fact.

Provided that if any such instrument after completion is negotiated to a holder in due course, it shall be valid and effectual for all purposes in his hands, and he may enforce it as if it had been filled up within a reasonable time and strictly in accordance with the authority given.

Delivery.

21. (1) Every contract on a bill, whether it be the drawer's, the acceptor's, or an indorser's, is incomplete and revocable, until delivery of the instrument in order to give effect thereto.

Provided that where an acceptance is written on a bill, and the drawee gives notice to or according to the directions of the person entitled to the bill that he has accepted it, the acceptance then becomes complete and irrevocable.

(2) As between immediate parties, and as regards a remote party other than a holder in due course, the delivery—

(*a*) In order to be effectual must be made either by or under the authority of the party drawing, accepting, or indorsing, as the case may be:

(*b*) May be shown to have been conditional or for a special purpose only, and not for the purpose of transferring the property in the bill.

But if the bill be in the hands of a holder in due course, a valid delivery of the bill by all parties prior to him, so as to make them liable to him, is conclusively presumed.

(3) Where a bill is no longer in the possession of a party who signed it as drawer, acceptor, or indorser, a valid and unconditional delivery by him is presumed until the contrary is proved.

Capacity and Authority of Parties.

Capacity of parties.

22. (1) Capacity to incur liability as a party to a bill is co-extensive with capacity to contract.

Provided that nothing in this section shall enable a corporation to make itself liable as drawer, acceptor, or indorser of a bill unless it is competent to it so to do under the law for the time being in force relating to corporations.

(2) Where a bill is drawn or indorsed by an infant, minor, or corporation having no capacity or power to incur liability on a bill, the drawing or indorsement entitles the holder to receive payment of the bill, and to enforce it against any other party thereto.

Signature essential to liability.

23. No person is liable as drawer, indorser, or acceptor of a bill who has not signed it as such:

Provided that—

(1) Where a person signs a bill in a trade or assumed name, he is liable thereon as if he had signed it in his own name:

(2) The signature of the name of a firm is equivalent to the signature by the person so signing of the names of all persons liable as partners in that firm.

Forged or unauthorised signature.

24. Subject to the provisions of this Act, where a signature on a bill is forged or placed thereon without the authority of the person whose signature it purports to be, the forged or unauthorized signature is wholly inoperative, and no right to retain the bill, or to give a discharge therefor, or to enforce payment thereof against any party thereto, can be acquired through or under that signature, unless the party against whom it is sought to retain or enforce payment of the bill is precluded from setting up the forgery or want of authority.

Provided that nothing in this section shall effect the ratification of an unauthorized signature not amounting to a forgery.

Procuration signatures.

25. A signature by procuration operates as notice that the agent has but a limited authority to sign, and the principal is only bound by such signature if the agent in so signing was acting within the actual limits of his authority.

Person signing as agent or in representative capacity.

26. (1) Where a person signs a bill as drawer, indorser, or acceptor, and adds words to his signature, indicating that he signs for or on behalf of a principal, or in a representative character, he is not personally liable thereon; but the mere addition to his signature of words describing him as an agent, or as filling a representative character, does not exempt him from personal liability.

(2) In determining whether a signature on a bill is that of the principal or that of the agent by whose hand it is written, the construction most favorable to the validity of the instrument shall be adopted.

The Consideration for a Bill.

Value and holder for value.

27. (1) Valuable consideration for a bill may be constituted by—

(*a*) Any consideration sufficient to support a simple contract:

(*b*) An antecedent debt or liability. Such a debt or liability is deemed valuable consideration whether the bill is payable on demand or at a future time.

(2) Where value has at any time been given for a bill the holder is deemed to be a holder for value as regards the acceptor and all parties to the bill who became parties prior to such time.

(3) Where the holder of a bill has a lien on it arising either from contract or by implication of law, he is deemed to be a holder for value to the extent of the sum for which he has a lien.

Accommodation bill or party.

28. (1) An accommodation party to a bill is a person who has signed a bill as drawer, acceptor, or indorser without receiving value therefor, and for the purpose of lending his name to some other person.

(2) An accommodation party is liable on the bill to a holder for value; and it is immaterial whether, when such holder took the bill, he knew such party to be an accommodation party or not.

H lder in due course.

29. (1) A holder in due course is a holder who has taken a bill, complete and regular on the face of it, under the following conditions, namely:

(*a*) That he became the holder of it before it was overdue, and without notice that it had been previously dishonoured, if such were the fact:

(*b*) That he took the bill in good faith and for value, and that at the time the bill was negotiated to him he had no notice of any defect in the title of the person who negotiated it.

(2) In particular the title of a person who negotiates a bill is defective within the meaning of this Act when he obtained the bill, or the acceptance thereof, by fraud, duress, or force and fear, or other unlawful means, or for an illegal consideration, or when he negotiates it in breach of faith, or under such circumstances as amount to a fraud.

(3) A holder (whether for value or not), who derives his title to a bill through a holder in due course, and who is not himself a party to any fraud or illegality affecting it, has all the rights of that holder in due course as regards the acceptor and all parties to the bill prior to that holder.

Presumption of value and good faith.

30. (1) Every party whose signature appears on a bill is prima facie deemed to have become a party thereto for value.

(2) Every holder of a bill is prima facie deemed to be a holder in due course; but if in an action on a bill it is admitted or proved that the acceptance, issue, or subsequent negotiation of the bill is affected with fraud, duress, or force and fear, or illegality, the burden of proof is shifted, unless and until the holder proves that, subsequent to the alleged

fraud or illegality, value has in good faith been given for the bill.

Negotiation of Bills.

Negotiation of bill.

31. (1) A bill is negotiated when it is transferred from one person to another in such a manner as to constitute the transferee the holder of the bill.

(2) A bill payable to bearer is negotiated by delivery.

(3) A bill payable to order is negotiated by the indorsement of the holder completed by delivery.

(4) Where the holder of a bill payable to his order transfers it for value without indorsing it, the transfer gives the transferee such title as the transferor had in the bill, and the transferee in addition acquires the right to have the indorsement of the transferor.

(5) Where any person is under obligation to indorse a bill in a representative capacity, he may indorse the bill in such terms as to negative personal liability.

Requisites of a valid indorsement.

32. An indorsement, in order to operate as a negotiation, must comply with the following conditions, namely:

(1) It must be written on the bill itself and be signed by the indorser. The simple signature of the indorser on the bill, without additional words, is sufficient.

An indorsement written on an allonge, or on a "copy" of a bill issued or negotiated in a country where "copies" are recognized, is deemed to be written on the bill itself.

(2) It must be an indorsement of the entire bill. A partial indorsement, that is to say, an indorsement which purports to transfer to the indorsee a part only of the amount payable, or which purports to transfer the bill to two or more indorsees severally, does not operate as a negotiation of the bill.

(3) Where a bill is payable to the order of two or more payees or indorsees who are not partners, all must indorse unless the one indorsing has authority to indorse for the others.

(4) Where, in a bill payable to order, the payee or indorsee is wrongly designated, or his name is mis-spelt, he may indorse the bill as therein described, adding, if he thinks fit, his proper signature.

(5) Where there are two or more indorsements on a bill, each indorsement is deemed to have been made in the order in which it appears on the bill, until the contrary is proved.

(6) An indorsement may be made in black or special. It may also contain terms making it restrictive.

Conditional indorsement.

33. Where a bill purports to be indorsed conditionally, the condition may be disregarded by the payer, and payment to the indorsee is valid whether the condition has been fulfilled or not.

Indorsement in blank and special indorsement.

34. (1) An indorsement in blank specifies no indorse, and a bill so indorsed becomes payable to bearer.

(2) A special indorsement specifies the person to whom, or to whose order, the bill is to be payable.

(3) The provisions of this Act relating to a payee apply with the necessary modifications to an indorsee under a special indorsement.

(4) When a bill has been indorsed in blank, any holder may convert the blank indorsement into a special indorsement by writing above the indorser's signature a direction to pay the bill to or to the order of himself or some other person.

Restrictive indorsement.

35. (1) An indorsement is restrictive which prohibits the further negotiation of the bill, or which expresses that it is a mere authority to deal with the bill as thereby directed, and not a transfer of the ownership thereof, as, for example, if a bill be indorsed "Pay D. only," or "Pay D. for the account of H.," or "Pay D. or order for collection."

(2) A restrictive indorsement gives the indorsee the right to receive payment of the bill and to sue any party thereto that his indorser could have sued, but gives him no power to transfer his rights as indorsee unless it expressly authorizes him to do so.

(3) Where a restrictive indorsement authorizes further transfer, all subsequent indorsees take the bill with the same rights and subject to the same liabilities as the first indorsee under the restrictive indorsement.

Negotiation of overdue or dishonoured bill.

36 (1) Where a bill is negotiable in its origin it continues to be negotiable until it has been (*a*) restrictively indorsed or (*b*) discharged by payment or otherwise.

(2) Where an overdue bill is negotiated, it can only be negotiated subject to any defect of title affecting it at its maturity, and thenceforward no person who takes it can acquire or give a better title than that which the person from whom he took it had.

(3) A bill payable on demand is deemed to be overdue within the meaning and for the purposes of this section, when it appears on the face of it to have been in circulation for an unreasonable length of time. What is an unreasonable length of time for this purpose is a question of fact.

(4) Except where an indorsement bears date after the maturity of the bill, every negotiation is prima facie deemed to have been effected before the bill was overdue.

(5) Where a bill which is not overdue has been dishonoured, any person who takes it with notice of the dishonour, takes it subject to any defect of title attaching thereto at the time of dishonour, but nothing in this sub-section shall effect the rights of a holder in due course.

Negotiation of bill to party already liable thereon.

37. Where a bill is negotiated back to the drawer, or to a prior indorser, or to the acceptor, such party may, subject to the provisions of this Act, re-issue and further negotiate the bill, but he is not entitled to enforce payment of the bill against any intervening party to whom he was previously liable.

Rights of the holder.

38. The rights and powers of the holder of a bill are as follows:

(1) He may sue on the bill in his own name.

(2) Where he is a holder in due course, he holds the bill free from any defect of title of prior parties as well as from mere personal defences available to prior parties among themselves, and may enforce payment against all parties liable on the bill.

(3) Where his title is defective (*a*) if he negotiates the bill to a holder in due course, that holder obtains a good and complete title to the bill, and (*b*) if he obtains payment of the bill the person who pays him in due course gets a valid discharge for the bill.

General Duties of the Holder.

When presentment for acceptance is necessary.

39. (1) Where a bill is payable after sight, presentment for acceptance is necessary in order to fix the maturity of the instrument.

(2) Where a bill expressly stipulates that it shall be presented for acceptance, or where a bill is drawn payable elsewhere than at the residence or place of business of the drawee, it must be presented for acceptance before it can be presented for payment.

(3) In no other case is presentment for acceptance necessary in order to render liable any party to the bill.

(4) Where the holder of a bill, drawn payable elsewhere than at the place of business or residence of the drawee, has not time, with the exercise of reasonable diligence, to present the bill for acceptance before presenting it for payment on the day that it falls due, the delay caused by presenting the bill for acceptance before presenting it for

payment is excused, and does not discharge the drawer and indorsers.

Time for presenting bill payable after sight.

40. (1) Subject to the provisions of this Act, when a bill payable after sight is negotiated, the holder must either present it for acceptance or negotiate it within a reasonable time.

(2) If he do not do so, the drawer and all indorsers prior to that holder are discharged.

(2) In determining what is a reasonable time within the meaning of this section, regard shall be had to the nature of the bill, the usage of trade with respect to similar bills, and the facts of the particular case.

Rules as to presentment for acceptance, and excuses for non-presentment.

41. (1) A bill is duly presented for acceptance which is presented in accordance with the following rules:

(*a*) The presentment must be made by or on behalf of the holder to the drawee, or to some person authorized to accept or refuse acceptance on his behalf at a reasonable hour on a business day and before the bill is overdue:

(*b*) Where a bill is addressed to two or more drawees who are not partners, presentment must be made to them all, unless one has authority to accept for all, then presentment may be made to him only:

(*c*) Where the drawee is dead, presentment may be made to his personal representative:

(*d*) Where the drawee is bankrupt, presentment may be made to him or his trustee:

(*e*) Where authorized by agreement or usage, a presentment through the post office is sufficient.

(2) Presentment in accordance with these rules is excused, and a bill may be treated as dishonoured by non-acceptance—

(*a*) Where the drawee is dead or bankrupt, or is a fictitious person or a person not having capacity to contract by bill:

(*b*) Where, after the exercise of reasonable diligence, such presentment cannot be effected:

(*c*) Where, although the presentment has been irregular, acceptance has been refused on some other ground.

(3) The fact that the holder has reason to believe that the bill, on presentment, will be dishonoured does not excuse presentment.

Non-acceptance.

42. (1) When a bill is duly presented for acceptance and is not accepted within the customary time, the person presenting it must treat it as dishonoured by non-acceptance.

If he do not, the holder shall lose his right of recourse against the drawer and indorsers.

Dishonour for non-acceptance and its consequences.

43. (1) A bill is dishonoured by non-acceptance—

(*a*) When it is duly presented for acceptance, and such an acceptance as is prescribed by this act is refused or cannot be obtained; or

(*b*) When presentment for acceptance is excused and the bill is not accepted.

(2) Subject to the provisions of this Act, when a bill is dishonoured by non-acceptance, an immediate right of recourse against the drawer and indorsers accrues to the holder, and no presentment for payment is necessary.

Duties as to qualified acceptances.

44. (1) The holder of a bill may refuse to take a qualified acceptance, and if he does not obtain an unqualified acceptance may treat the bill as dishonoured by non-acceptance.

(2) Where a qualified acceptance is taken, and the drawer or an indorser has not expressly or impliedly authorized the holder to take a qualified acceptance, or does not subsequently assent thereto, such drawer or indorser is discharged from his liability on the bill.

The provisions of this sub-section do not apply to a partial acceptance, whereof due notice has been given. Where a foreign bill has been accepted as to part, it must be protested as to the balance.

(3) When the drawer or indorser of a bill receives notice of a qualified acceptance, and does not within a reasonable time express his dissent to the holder, he shall be deemed to have assented thereto.

Rules as to presentment for payment.

45. Subject to the provisions of this Act, a bill must be duly presented for payment. If it be not so presented the drawer and endorsers shall be discharged.

A bill is duly presented for payment which is presented in accordance with the following rules:

(1) Where the bill is not payable on demand, presentment must be made on the day it falls due.

(2) Where the bill is payable on demand, then, subject to the provisions of this act, presentment must be made within reasonable time after its issue in order to render the drawer liable, and within a reasonable time after its indorsement, in order to render the indorser liable.

In determining what is a reasonable time, regard shall had to the nature of the bill, the usage of trade with regard to similar bills, and the facts of the particular case.

(3) Presentment must be made by the holder or by some person authorized to receive payment on his behalf at

a reasonable hour on a business day, at the proper place as hereinafter defined, either to the person designated by the bill as payer, or to some person authorized to pay or refuse payment on his behalf if with the exercise of reasonable diligence such person can there be found.

(4) A bill is presented at the proper place—

(*a*) Where a place of payment is specified in the bill and the bill is there presented:

(*b*) Where no place of payment is specified, but the address of the drawee or acceptor is given in the bill and the bill is there presented:

(*c*) Where no place of payment is specified and no address given, and the bill is presented at the drawee's or acceptor's place of business if known, and if not, at his ordinary residence, if known:

(*d*) In any other case if presented to the drawee or acceptor wherever he can be found, or if presented at his last known place of business or residence.

(5) Where a bill is presented at the proper place, and after the exercise of reasonable diligence no person authorized to pay or refuse payment can be found there, no further presentment to the drawee or acceptor is required.

(6) Where a bill is drawn upon, or accepted by two or more persons who are not partners, and no place of payment is specified, presentment must be made to them all.

(7) Where the drawee or acceptor of a bill is dead, and no place of payment is specified, presentment must be made to a personal representative, if such there be, and, with the exercise of reasonable diligence, he can be found.

(8) Where authorized by agreement or usage, a presentment through the post-office is sufficient.

Excuses for delay or non-presentment for payment.

46. (1) Delay in making presentment for payment is excused when the delay is caused by circumstances beyond the control of the holder, and not imputable to his default, misconduct or negligence. When the cause of delay ceases to operate, presentment must be made with reasonable diligence.

(2) Presentment for payment is dispensed with—

(*a*) Where, after the exercise of reasonable diligence, presentment, as required by this Act, cannot be effected.

The fact that the holder has reason to believe that the bill will, on presentment, be dishonoured, does not dispense with the necessity for presentment.

(*b*) Where the drawee is a fictitious person:

(*c*) As regards the drawer where the drawee or acceptor is not bound, as between himself and the drawer, to accept or pay the bill, and the drawer has no reason to believe that the bill would be paid if presented:

(*d*) As regards an indorser, where the bill was accepted or made for the accommodation of that indorser, and he has no reason to expect that the bill would be paid if presented:

(*e*) By waiver of presentment, express or implied.

Dishonour by non-payment.

47. (1) A bill is dishonoured by non payment (*a*) when it is duly presented for payment and payment is refused or cannot be obtained, or (*b*) when presentment is excused and the bill is overdue and unpaid.

(2) Subject to the provisions of this Act, when a bill is dishonoured by non-payment, an immediate right of recourse against the drawer and indorsers accrues to the holder.

Notice of dishonour and effect of non-notice.

48. Subject to the provisions of this Act, when a bill has been dishonoured by non-acceptance or by non-payment, notice of dishonour must be given to the drawer and each indorser, and any drawer or indorser to whom such notice is not given is discharged;

Provided that—

(1) Where a bill is dishonoured by non-acceptance, and notice of dishonour is not given, the rights of a holder in due course subsequent to the omission, shall not be prejudiced by the omission.

(2) Where a bill is dishonoured by non-acceptance, and due notice of dishonour is given, it shall not be necessary to give notice of a subsequent dishonour by non-payment unless the bill shall in the meantime have been accepted.

Rules as to notice of dishonor.

49. Notice of dishonour, in order to be valid and effectual must be given in accordance with the following rules:

(1) The notice must be given by or on behalf of the holder, or by or on behalf of an indorser who, at the time of giving it, is himself liable on the bill.

(2) Notice of dishonour may be given by an agent either in his own name, or in the name of any party entitled to give notice, whether that party be his principal or not.

(3) Where the notice is given by or on behalf of the holder, it enures for the benefit of all subsequent holders and all prior indorsers who have a right of recourse against the party to whom it is given.

(4) Where notice is given by or on behalf of an indorser entitled to give notice as hereinbefore provided, it enures for

the benefit of the holder and all indorsers subsequent to the party to whom notice is given.

(5) The notice may be given in writing or by personal communication, and may be given in any terms which sufficiently identify the bill, and intimate that the bill has been dishonoured by non acceptance or non-payment.

(6) The return of a dishonoured bill to the drawer or an indorser is, in point of form, deemed a sufficient notice of dishonour.

(7) A written notice need not be signed, and an insufficient written notice may be supplemented and validated by verbal communication. A misdescription of the bill shall not vitiate the notice unless the party to whom the notice is given is in fact misled thereby.

(8) Where notice of dishonour is required to be given to any person, it may be given either to the party himself, or to his agent in that behalf.

(9) Where the drawer or indorser is dead, and the party giving notice knows it, the notice must be given to a personal representative, if such there be, and with the exercise of reasonable diligence he can be found.

(10) Where the drawer or indorser is bankrupt, notice may be given either to the party himself or to the trustee.

(11) Where there are two or more drawers or indorsers who are not partners, notice must be given to each of them, unless one of them has authority to receive such notice for the others.

(12) The notice may be given as soon as the bill is dishonoured, and must be given within a reasonable time thereafter.

In the absence of special circumstances notice is not deemed to have been given within a reasonable time, unless—

(*a*) Where the person giving and the person to receive notice reside in the same place, and notice is given or sent off in time to reach the latter on the day after the dishonour of the bill.

(*b*) Where the person giving and the person to receive notice reside in different places, the notice is sent off on the day after the dishonour of the bill, if there be a post at a convenient hour on that day, and if there be no such post on that day then by the next post thereafter.

(13) Where a bill when dishonoured is in the hands of an agent, he may either himself give notice to the parties liable on the bill, or he may give notice to his principal. If he give notice to his principal, he must do so within the

same time as if he were the holder, and the principal, upon receipt of such notice, has himself the same time for giving notice as if the agent had been an independent holder.

(14) Where a party to a bill receives due notice of dishonor, he has, after the receipt of such notice, the same period of time for giving notice to antecedent parties that the holder has after the dishonour.

(15) Where a notice of dishonour is duly addressed and posted, the sender is deemed to have given due notice of dishonour, notwithstanding any miscarriage by the post-office.

Excuses for non notice and delay.

50. (1) Delay in giving notice of dishonour is excused where the delay is caused by circumstances beyond the control of the party giving notice, and not imputable to his default, misconduct, or negligence. When the cause of delay ceases to operate the notice must be given with reasonable diligence.

(2) Notice of dishonor is dispensed with—

(*a*) When, after the exercise of reasonable diligence, notice as required by this act cannot be given to or does not reach the drawer or indorser sought to be charged:

(*b*) By waiver, express, or implied. Notice of dishonour may be waived before the time of giving notice has arrived, or after the omission to give due notice:

(*c*) As regards the drawer in the following cases, namely, (1) where drawer and drawee are the same person, (2) where the drawee is a fictitious person or a person not having capacity to contract, (3) where the drawer is the person to whom the bill is presented for payment, (4) where the drawee or acceptor is, as between himself and the drawer, under no obligation to accept or pay the bill, (5) where the drawer has countermanded payment

(*d*) As regards the indorser in the following cases: namely, (1) where the drawee is a fictitious person or a person not having capacity to contract and the indorser was aware of the fact at the time he indorsed the bill, (2) where the indorser is the person to whom the bill is presented for payment, (3) where the bill was accepted or made for his accommodation.

Noting or protest of bill.

51. (1) Where an inland bill has been dishonoured it may, if the holder think fit, be noted for non-acceptance or non-payment, as the case may be; but it shall not be neces-

sary to note or protest any such bill in order to preserve the recourse against the drawer or indorser.

(2) Where a foreign bill, appearing on the face of it to be such, has been dishonoured by non-acceptance, it must be duly protested for non-acceptance, and where such a bill, which has not been previously dishonoured by non-acceptance, is dishonoured by non-payment, it must be duly protested for non-payment. If it be not so protested, the drawer and indorsers are discharged. Where a bill does not appear on the face of it to be a foreign bill, protest thereof in case of dishonour is unnecessary.

(3) A bill which has been protested for non-acceptance may be subsequently protested for non-payment.

(4) Subject to the provisions of this Act, when a bill is noted or protested, it must be noted on the day of its dishonour. When a bill has been duly noted, the protest may be subsequently extended as of the date of the noting.

(5) Where the acceptor of a bill becomes bankrupt or insolvent or suspends payment before it matures, the holder may cause the bill to be protested for better security against the drawer and indorsers.

(6) A bill must be protested at the place where it is dishonoured:

Provided that—

(*a*) When a bill is presented through the post-office, and returned by post dishonoured, it may be protested at the place to which it is returned and on the day of its return if received during business hours, and if not received during business hours, then not later than the next business day:

(*b*) When a bill drawn payable at the place of business or residence of some person other than the drawee, has been dishonoured by non-acceptance, it must be protested for non-payment at the place where it is expressed to be payable, and no further presentment for payment to, or demand on, the drawee is necessary.

(7) A protest must contain a copy of the bill, and must be signed by the notary making it, and must specify—

(*a*) The person at whose request the bill is protested:

(*b*) The place and date of protest, the cause or reason for protesting the bill, the demand made, and the answer given, if any, or the fact that the drawee or acceptor could not be found.

(8) Where a bill is lost or destroyed, or is wrongly

detained from the person entitled to hold it, protest may be made on a copy or written particulars thereof.

(9) Protest is dispensed with by any circumstance which would dispense with notice of dishonour. Delay in noting or protesting is excused when the delay is caused by circumstances beyond the control of the holder, and not imputable to his default, misconduct, or negligence. When the cause of delay ceases to operate, the bill must be noted or protested with reasonable diligence.

Duties of holder as regards drawee or acceptor.

52. (1) When a bill is accepted generally presentment for payment is not necessary in order to render the acceptor liable.

(2) When by the terms of a qualified acceptance presentment for payment is required, the acceptor, in the absence of an express stipulation to that effect, is not discharged by the omission to present the bill for payment on the day that it matures.

(3) In order to render the acceptor of a bill liable it is not neccessary to protest it, or that notice of dishonor should be given to him.

(4) Where the holder of a bill presents it for payment, he shall exhibit the bill to the person from whom he demands payment, and when a bill is paid the holder shall forthwith deliver it up to the party paying it.

Liabilities of Parties.

Funds in hands of drawee.

53. (1) A bill, of itself, does not operate as an assignment of funds in the hands of the drawee available for the payment thereof, and the drawee of a bill who does not accept as required by this Act is not liable on the instrument. This sub-section shall not extend to Scotland.

(2) In Scotland, where the drawee of a bill has in his hands funds available for the payment thereof, the bill operates as an assignment of the sum for which it is drawn in favour of the holder, from the time when the bill is presented to the drawee.

Liability of acceptor.

54. The acceptor of a bill, by accepting it—

(1) Engages that he will pay it according to the tenor of his acceptance:

(2) Is precluded from denying to a holder in due course:

(*a*) The existence of the drawer, the genuineness of his signature, and his capacity and authority to draw the bill:

(*b*) In the case of a bill payable to drawer's order, the then capacity of the drawer to indorse, but not the genuineness or validity of his indorsement:

(*c*) In the case of a bill payable to the order of a third person, the existence of the payee and his then capacity to indorse, but not the genuineness or validity of his indorsement.

Liability of drawer or indorser.

55. (1) The drawer of a bill by drawing it—

(*a*) Engages that on due presentment it shall be accepted and paid according to its tenor, and that if it be dishonored he will compensate the holder or any indorser who is compelled to pay it, provided that the requisite proceedings on dishonour be duly taken:

(*b*) Is precluded from denying to a holder in due course the existence of the payee and his then capacity to indorse.

(2) The indorser of a bill by indorsing it—

(*a*) Engages that on due presentment it shall be accepted and paid according to its tenor, and that if it be dishonoured he will compensate the holder or a subsequent indorser who is compelled to pay it, provided that the requisite proceedings on dishonour be duly taken:

(*b*) Is precluded from denying to a holder in due course the genuineness and regularity in all respects of the drawer's signature and all previous indorsements:

(*c*) Is precluded from denying to his immediate or a subsequent indorsee that the bill was at the time of his indorsement a valid and subsisting bill, and that he had then a good title thereto.

Stranger signing bill liable as indorser.

56. Where a person signs a bill otherwise than as drawer or acceptor, he thereby incurs the liabilities of an indorser to a holder in due course.

Measure of damages against parties to dishonoured bill.

57. Where a bill is dishonoured, the measure of damages, which shall be deemed to be liquidated damages, shall be as follows:

(1) The holder may recover from any party liable on the bill, and the drawer who has been compelled to pay the bill may recover from the acceptor, and an indorser who has been compelled to pay the bill may recover from the acceptor or from the drawer, or from a prior indorser—

(*a*) The amount of the bill:

(*b*) Interest thereon from the time of presentment for payment if the bill is payable on demand, and from the maturity of the bill in any other case:

(*c*) The expenses of noting, or, when protest is necessary, and the protest has been extended, the expenses of protest.

(2) In the case of a bill which has been dishonoured abroad, in lieu of the above damages, the holder may recover from the drawer or an indorser, and the drawer or an indorser who has been compelled to pay the bill may recover from any party liable to him, the amount of the re-exchange with interest thereon until the time of payment.

(3) Where by this Act interest may be recovered as damages, such interest may, if justice require it, be withheld wholly or in part, and where a bill is expressed to be payable with interest at a given rate, interest as damages may or may not be given at the same rate as interest proper.

Transferor by delivery and transferee.

58. (1) Where the holder of a bill payable to bearer negotiates it by delivery without indorsing it, he is called a "transferor by delivery."

(2) A transferor by delivery is not liable on the instrument.

(3) A transferor by delivery who negotiates a bill thereby warrants to his immediate transferee being a holder for value that the bill is what it purports to be, that he has a right to transfer it, and that at the time of transfer he is not aware of any fact which renders it valueless.

Discharge of Bill.

Payment in due course.

59. (1) A bill is discharged by payment in due course by or on behalf of the drawee or acceptor.

"Payment in due course" means payment made at o after the maturity of the bill to the holder thereof in good faith and without notice that his title to the bill is defective.

(2) Subject to the provisions hereinafter contained, when a bill is paid by the drawer or an indorser it is not discharged; but

(*a*) Where a bill payable to, or to the order of, third party is paid by the drawer, the drawer may enforce payment thereof against the acceptor, but may not re-issue the bill:

(*b*) Where a bill is paid by an indorser, or where a bill payable to drawer's order is paid by the drawer, the party paying it is remitted to his former rights as regards the acceptor or antecedent parties, and he may, if he thinks fit, strike out his own and subsequent indorsements and again negotiate the bill.

(3) Where an accommodation bill is paid in due course by the party accommodated the bill is discharged.

Banker paying demand draft whereon indorsement is forged.

60. Where a bill payable to order on demand is drawn on a banker, and the banker on whom it is drawn pays the bill in good faith and in the ordinary course of business, it is not incumbent on the banker to show that the indorsement of the payee or any subsequent indorsement was made by or under the authority of the person whose indorsement it purports to be, and the banker is deemed to have paid the bill in due course, although such indorsement has been forged or made without authority.

Acceptor the holder at maturity.

61. When the acceptor of a bill is or becomes the holder of it at or after its maturity, in his own right, the bill is discharged.

Express waiver.

62. (1) When the holder of a bill at or after its maturity absolutely and unconditionally renounces his rights against the acceptor the bill is discharged.

The renunciation must be in writing, unless the bill is delivered up to the acceptor.

(2) The liabilities of any party to a bill may in like manner be renounced by the holder before, at, or after its maturity; but nothing in this section shall affect the rights of a holder in due course without notice of the renunciation.

Cancellation.

63. (1) Where a bill is intentionally cancelled by the holder or his agent, and the cancellation is apparent thereon, the bill is discharged.

(2) In like manner any party liable on a bill may be discharged by the intentional cancellation of his signature by the holder or his agent. In such case any indorser who would have had a right of recourse against the party whose signature is cancelled, is also discharged.

(3) A cancellation made unintentionally, or under a mistake, or without the authority of the holder, is inoperative; but where a bill or any signature thereon appears to have been cancelled the burden of proof lies on the party who alleges that the cancellation was made unintentionally, or under a mistake, or without authority.

Alteration of bill.

64. (1) Where a bill or acceptance is materially altered without the assent of all parties liable on the bill, the bill is avoided except as against a party who has himself made, authorised, or assented to the alteration and subsequent indorsers.

Provided that,

Where a bill has been materially altered, but the alteration is not apparent, and the bill is in the hands of a holder in due course, such holder may avail himself o

bill as if it had not been altered, and may enforce payment of it according to its original tenor.

(2) In particular the following alterations are material, namely, any alteration of the date, the sum payable, the time of payment, the place of payment, and, where a bill has been accepted generally, the addition of a place of payment without the acceptor's assent.

Acceptance and Payment for Honour.

Acceptance of honour supra protest.

65. (1) Where a bill of exchange has been protested for dishonour by non-acceptance, or protested for better security, and is not overdue, any person, not being a party already liable thereon, may, with the consent of the holder, intervene and accept the bill supra protest for the honour of any party liable thereon, or for the honour of the person for whose account the bill is drawn.

(2) A bill may be accepted for honour for part only of the sum for which it is drawn.

(3) An acceptance for honour supra protest in order to be valid must—

(*a*) Be written on the bill, and indicate that it is an acceptance for honour:

(*b*) Be signed by acceptance for honour.

(4) Where an acceptance for honour does not expressly state for whose honour it is made, it is deemed to be an acceptance for the honour of the drawer.

(5) Where a bill payable after sight is accepted for honour, its maturity is calculated from the date of the noting for non-acceptance, and not from the date of the acceptance for honour.

Liability of acceptor for honour.

66. (1) The acceptor for honour of a bill by accepting it engages that he will, on due presentment, pay the bill according to the tenor of his acceptance, if it is not paid by the the drawee, provided it has been duly presented for payment, and protested for non-payment, and that he receives notice of these facts.

(2) The acceptor for honour is liable to the holder and to all parties to the bill subsequent to the party for whose honour he has accepted.

Presentment to acceptor for honour.

67. (1) Where a dishonoured bill has been accepted for honour supra protest, or contains a reference in case of need, it must be protested for non-payment before it is presented for payment to the acceptor for honour or referee in case of need.

(2) Where the address of the acceptor for honour is in the same place where the bill is protested for non-payment, the bill must be presented to him not later than the day following its maturity; and where the address of the acceptor for honour is in some place other than the place where it was protested for non-payment, the bill must be forwarded not later than the day following its maturity for presentment to him.

(3) Delay in presentment or non-presentment is excused by any circumstance which would excuse delay in presentment for payment or non-presentment for payment.

(4) When a bill of exchange is dishonoured by the acceptor for honour, it must be protested for non-payment by him.

Payment for honour supra protest.

68. (1) Where a bill has been protested for non-payment, any person may intervene and pay it supra protest for the honour of any party liable thereon, or for the honour of the person for whose account the bill is drawn.

(2) Where two or more persons offer to pay a bill for the honour of different parties, the person whose payment will discharge most parties to the bill shall have the preference.

(3) Payment for honour supra protest, in order to operate as such and not as a mere voluntary payment, must be attested as a notarial act of honour, which may be appended to the protest or form an extension of it.

(4) The notarial act of honour must be founded on a declaration made by the prayer for honour, or his agent in that behalf, declaring his intention to pay the bill for honour, and for whose honour he pays.

(5) Where a bill has been paid for honour, all parties subsequent to the party for whose honour it is paid are discharged, but the payer for honor is subrogated for, and succeeds to both the rights and duties of, the holder as regards the party for whose honour he pays, and all parties liable to that party.

(6) The payer for honour, on paying to the holder the amount of the bill and the notarial expenses incidental to its dishonour, is entitled to receive both the bill itself and the protest. If the holder do not on demand deliver them up, he shall be liable to the payer for honour in damages.

(7) Where the holder of a bill refuses to receive payment supra protest, he shall lose his right of recourse against any party who would have been discharged by such payment.

Lost Instruments.

Holder's right to duplicate of lost bill.

69. Where a bill has been lost before it is overdue, the person who was the holder of it may apply to the drawer to give him another bill of the same tenor, giving security to the drawer if required to indemnify him against all persons whatever in case the bill alleged to have been lost shall be found again.

If the drawer, on request as aforesaid, refuses to give such duplicate bill, he may be compelled to do so.

Action on lost bill.

70. In any action or proceeding upon a bill, the court or a judge may order that the loss of the instrument shall not be set up, provided an indemnity be given to the satisfaction of the court or judge against the claims of any other person upon the instrument in question.

Bill in a Set.

Rules as to sets.

71. (1) Where a bill is drawn in a set, each part of the set being numbered and containing a reference to the other parts, the whole of the parts constitute one bill.

(2) Where the holder of a set indorses two or more parts to different persons, he is liable on every such part, and every indorser subsequent to him is liable on the part he has himself indorsed, as if the said parts were separate bills.

(3) Where two or more parts of a set are negotiated to different holders in due course, the holder whose title first accrues is, as between such holders, deemed the true owner of the bill; but nothing in this sub-section shall affect the rights of a person who in due course accepts or pays the part first presented to him.

(4) The acceptance may be written on any part, and it must be written on one part only.

If the drawee accepts more than one part, and such accepted parts get into the hands of different holders in due course, he is liable on every such part as if it were a separate bill.

(5) When the acceptor of a bill drawn in a set pays it without requiring the part bearing his acceptance to be delivered up to him, and that part at maturity is outstanding in the hands of a holder in due course, he is liable to the holder thereof.

(6) Subject to the preceding rules, where any one part of a bill drawn in a set is discharged by payment or otherwise, the whole bill is discharged.

Conflict of Laws.

Rules where laws conflict.

72. Where a bill drawn in one country is negotiated, accepted, or payable in another, the rights, duties, and liabilities of the parties thereto are determined as follows:

(1) The validity of a bill as regards requisites in form is determined by the law of the place of issue, and the validity as regards requisites in form of the supervening contracts, such as acceptance, or indorsement, or acceptance supra protest, is determined by the law of the place where such contract was made.

Provided that—

(*a*) Where a bill is issued out of the United Kingdom it is not invalid by reason only that it is not stamped in accordance with the law of the place of issue:

(*b*) Where a bill, issued out of the United Kingdom, conforms, as regards requisites in form, to the law of the United Kingdom, it may, for the purposes of enforcing payment thereof, be treated as valid as between all persons who negotiate, hold, or become parties to it in the United Kingdom.

(2) Subject to the provisions of this act, the interpretation of the drawing, indorsement, acceptance, or acceptance supra protest of a bill, is determined by the law of the place where such contract is made.

Provided that where an inland bill is indorsed in a foreign country, the indorsement shall, as regards the payer, be interpreted according to the law of the United Kingdom.

(3) The duties of the holder with respect to presentment for acceptance or payment and the necessity for or sufficiency of a protest or notice of dishonour, or otherwise, are determined by the law of the place where the act is done or the bill is dishonoured.

(4) Where a bill is drawn out of but payable in the United Kingdom, and the sum payable is not expressed in the currency of the United Kingdom, the amount shall, in the absence of some express stipulation, be calculated according to the rate of exchange for sight drafts at the place of payment on the day the bill is payable.

(5) Where a bill is drawn in one country and is payable in another, the due date thereof is determined according to the law of the place where it is payable.

PART III.

CHEQUES ON A BANKER.

Cheque defined.

73. A cheque is a bill of exchange drawn on a banker payable on demand.

Except as otherwise provided in this part, the provisions of this Act applicable to a bill of exchange payable on demand, apply to a cheque.

Presentment of cheque for payment.

74. Subject to the provisions of this Act—

(1) Where a cheque is not presented for payment within a reasonable time of its issue, and the drawer or the person on whose account it is drawn had the right at the time of such presentment as between him and the banker to have the cheque paid, and suffers actual damage through the delay, he is discharged to the extent of such damage, that is to say, to the extent to which such drawer or person is a creditor of such banker to a larger amount than he would have been had such cheque been paid.

(2) In determining what is a reasonable time, regard shall be had to the nature of the instrument, the usage of trade and of bankers, and the facts of the particular case.

(3) The holder of such cheque as to which such drawer or person is discharged shall be a creditor, in lieu of such drawer or person, of such banker to the extent of such discharge, and entitled to recover the amount from him.

Revocation of banker's authority.

75. The duty and authority of a banker to pay a cheque drawn on him by his customer are determined by—

(1) Countermand of payment:

(2) Notice of customer's death.

Crossed Cheques.

General and special crossings defined.

76. (1) Where a cheque bears across its face an addition of (*a*) the words "and company" or any abbreviation thereof between two parallel transverse lines, either with or without the words "not negotiable"; or (*b*) two parallel transverse lines simply, either with or without the words "not negotiable;" that addition constitutes a crossing, and the cheque is crossed generally.

(2) Where a cheque bears across its face an addition of the name of a banker, either with or without the words "not negotiable", that addition constitutes a crossing, and the cheque is crossed specially and to that banker.

Crossing by drawer or after issue.

77. (1) A cheque may be crossed generally or specially by the drawer.

(2) Where a cheque is uncrossed, the holder may cross it generally or specially.

(3) Where a cheque is crossed generally, the holder may cross it specially.

(4) Where a cheque is crossed generally or specially, the holder may add the words "not negotiable."

(5) Where a cheque is crossed specially, the banker to whom it is crossed may again cross it specially to another banker for collection.

(6) Where an uncrossed cheque, or a cheque crossed generally, is sent to a banker for collection, he may cross it specially to himself.

Crossing a material part of cheque.

78. A crossing authorised by this Act is a material part of the cheque; it shall not be lawful for any person to obliterate or, except as authorised by this act, to add to or alter the crossing.

Duties of banker as to crossed cheques.

79. (1) Where a cheque it crossed specially to more than one banker, except when crossed to an agent for collection, being a banker, the banker on whom it is drawn shall refuse payment thereof.

(2) Where the banker on whom a cheque is drawn which is so crossed, nevertheless pays the same, or pays a cheque crossed generally otherwise than to a banker, or if crossed specially otherwise than to the banker to whom it is crossed, or his agent for collection, being a banker, he is liable to the true owner of the cheque for any loss he may sustain owing to the cheque having been so paid.

Provided that where a cheque is presented for payment which does not, at the time of presentment, appear to be crossed, or to have had a crossing which has been obliterated, or to have been added to or altered otherwise than as authorised by this Act, the banker paying the cheque in good faith, and without negligence, shall not be responsible or incur any liability, nor shall the payment be questioned by reason of the cheque having been crossed, or of the crossing having been obliterated, or having been added to or altered otherwise than as authorised by this act, and of payment having been made otherwise than to a banker, or to the banker to whom the cheque is or was crossed, or to his agent for collection, being a banker, as the case may be.

Protection to banker and drawer where cheque is crossed.

80. Where the banker on whom a crossed cheque is drawn in good faith and without negligence pays it, if crossed generally, to a banker, and if crossed specially, to the banker to whom it is crossed, or his agent for collection, being a banker, the banker paying the cheque, and, if the

cheque has come into the hands of the payee, the drawer shall respectively be entitled to the same rights and be placed in the same position as if payment of the cheque had been made to the true owner thereof.

Effect of crossing on holder.

81. Where a person takes a crossed cheque which bears on it the words "not negotiable," he shall not have and shall not be capable of giving a better title to the cheque than that which the person from whom he took it had.

Protection to collecting banker.

82. Where a banker in good faith, and without negligence, receives payment for a customer of a cheque crossed generally or specially to himself, and the customer has no title or a defective title thereto, the banker shall not incur any liability to the true owner of the cheque by reason only of having received such payment.

PART IV.

Promissory Notes.

Promissory note defined.

83. (1) A promissory note is an unconditional promise in writing made by one person to another, signed by the maker, engaging to pay, on demand or at a fixed or determinable future time, a sum certain in money, to, or to the order of, a specified person or to bearer.

(2) An instrument in the form of a note payable to maker's order is not a note within the meaning of this section unless and until it is indorsed by the maker.

(3) A note is not invalid by reason only that it contains also a pledge of collateral security with authority to sell or dispose thereof.

(4) A note which is, or on the face of it purports to be, both made and payable within the British Islands, is an inland note. Any other note is a foreign note.

Delivery necessary.

84. A promissory note is inchoate and incomplete until delivery thereof to the payee or bearer.

Joint and several notes.

85. (1) A promissory note may be made by two or more makers, and they may be liable thereon jointly, or jointly and severally, according to its tenor.

(2) Where a note runs "I promise to pay" and is signed by two or more persons, it is deemed to be their joint and several note.

Note payable on demand.

86. (1) Where a note payable on demand has been indorsed, it must be presented for payment within a reasonable time of the indorsement. If it be not so presented the indorser is discharged.

(2) In determining what is a reasonable time, regard shall be had to the nature of the instrument, the usage of trade and the facts of the particular case.

(3) Where a note payable on demand is negotiated, it is not deemed to be overdue, for the purpose of affecting the holder with defects of title, of which he had no notice, by reason that it appears that a reasonable time for presenting it for payment has elapsed since its issue.

Presentment of note for payment.

87. (1) Where a promissory note is in the body of it made payable at a particular place, it must be presented for payment at that place in order to render the maker liable. In any other case, presentment for payment is not necessary in order to render the maker liable.

(2) Presentment for payment is necessary in order to render the indorser of a note liable.

(3) Where a note is in the body of it made payable at a particular place, presentment at that place is necessary in order to render an indorser liable; but when a place of payment is indicated by way of memorandum only, presentment at that place is sufficient to render the indorser liable, but a presentment to the maker elsewhere, if sufficient in other respects, shall also suffice.

Liability of maker.

88. The maker of a promissory note by making it—

(1) Engages that he will pay it according to its tenor;

(2) Is precluded from denying to a holder in due course the existence of the payee and his then capacity to indorse.

Application of Part II to notes.

89. (1) Subject to the provisions in this part, and except as by this section provided, the provisions of this Act relating to bills of exchange apply, with the necessary modifications, to promissory notes.

(2) In applying those provisions the maker of a note shall be deemed to correspond with the acceptor of a bill, and the first indorser of a note shall be deemed to correspond with the drawer of an accepted bill payable to drawer's order.

(3) The following provisions as to bills do not apply to notes; namely, provisions relating to—

(*a*) Presentment for acceptance;

(*b*) Acceptance;

(*c*) Acceptance supra protest;

(*d*) Bills in a set.

(4) Where a foreign note is dishonoured, protest therof is unnecessary.

PART V.

SUPPLEMENTARY.

Good faith.

90. A thing is deemed to be done in good faith, within the meaning of this Act, where it is in fact done honestly, whether it is done negligently or not.

Signature.

91. (1) Where, by this Act, any instrument or writing is required to be signed by any person, it is not necessary that he should sign it with his own hand, but it is sufficient if his signature is written thereon by some other person by or under his authority.

(2) In the case of a corporation, where by this Act any instrument or writing is required to be signed, it is sufficient if the instrument or writing be sealed with the corporate seal.

But nothing in this section shall be construed as requiring the bill or note of a corporation to be under seal.

Computation of time.

92. Where, by this Act, the time limited for doing any act or thing is less than three days, in reckoning time, non-business days are excluded.

"Non-business days" for the purposes of this Act mean—

(*a*) Sunday, Good Friday, Christmas Day:

(*b*) A bank holiday under the Bank Holidays Act, 1871, or acts amending it:

(*c*) A day appointed by Royal proclamation as a public fast or thanksgiving day.

Any other day is a business day.

When noting equivalent to protest.

93. For the purposes of this Act where a bill or note is required to be protested within a specified time or before some further proceeding is taken, it is sufficient that the bill has been noted for protest before the expiration of the specified time or the taking of the proceeding; and the formal protest may be extended at any time thereafter as of the date of the noting.

Protest when notary not accessible.

94. Where a dishonoured bill or note is authorized or required to be protested, and the services of a notary cannot be obtained at the place where the bill is dishonoured, any householder or substantial resident of the place may, in the presence of two witnesses, give a certificate, signed by them, attesting the dishonour of the bill, and the certificate shall in all respects operate as if it were a formal protest of the bill.

The form given in Schedule 1 to this Act may be used with necessary modifications, and if used shall be sufficient.

Dividend warrants may be crossed.

95. The provisions of this Act as to crossed cheques shall apply to a warrant for payment of dividend.

Repeal.

96. The enactments mentioned in the second schedule to this Act are hereby repealed as from the commencement of this Act to the extent in that schedule mentioned.

Provided that such repeal shall not affect anything done or suffered, or any right, title, or interest acquired or accrued before the commencement of this Act or any legal proceeding or remedy in respect of any such thing, right, title or interest.

Savings.

97. (1) The rules in bankruptcy relating to bills of exchange, promissory notes, and cheques, shall continue to apply thereto, notwithstanding anything in this Act contained.

(2) The rules of common law including the law merchant, save in so far as they are inconsistent with the express provisions of this Act, shall continue to apply to bills of exchange, promissory notes, and cheques.

(3) Nothing in this Act or in any repeal effected thereby shall affect—

33 and 34 Vict. c. 97.

(*a*) The provisions of the Stamp Act, 1870, or acts amending it or any law or enactment for the time being in force relating to the revenue:

25 and 26 Vict. c. 89.

(*b*) The provisions of the Companies Act, 1862, or acts amending it or any act relating to joint stock banks or companies:

(*c*) The provisions of any act relating to or confirming the privileges of the Bank of England or the Bank of Ireland respectively:

(*d*) The validity of any usage relating to dividend warrants, or the indorsements thereof.

Saving of summary diligence in Scotland.

98. Nothing in this Act or in any repeal effected thereby shall extend or restrict, or in any way alter or affect the law and practice in Scotland in regard to summary diligence.

Construction with other acts, etc.

99. Where any act or document refers to any enactment repealed by this Act the act or document shall be construed and shall operate as if it referred to the corresponding provisions of this Act.

Parol evidence allowed in certain judicial proceedings in Scotland.

100. In any judicial proceeding in Scotland, any fact relating to a bill of exchange, bank cheque or promissory note, which is relevant to any question of liability thereon, may be proved by parol evidence: Provided that this enactment shall not in any way affect the existing law and practice whereby the party who is, according to the tenor of any bill of exchange, bank cheque or promissory note, debtor to

the holder in the amount thereof, may be required, as a condition of obtaining a sist of diligence, or suspension of a charge, or threatened charge to make such consignation, or to find such caution as the court or judge before whom the cause is depending may require.

This section shall not apply to any case where the bill of exchange, bank cheque, or promissory note has undergone the sesennial prescription.

SCHEDULES.

First Schedule.

Sec. 94.

Form of protest which may be used when the services of a notary cannot be obtained.

Know all men that I, A. B. (householder), of in the county of , in the United Kingdom, at the request of C. D., there being no notary public available, did on the day of 188 at demand payment (or acceptance) of the bill of exchange hereunder written, from E. F., to which demand he made answer (state answer, if any). Wherefore, I now, in the presence of G. H. and J. K. do protest the said bill of exchange.

(Signed) A. B.

G. H. } Witnesses.
J. K. }

N. B.—The bill itself should be annexed, or a copy of the bill and all that is written thereon should be underwritten.

First Schedule. A.

Enactments Repealed.

Title of Act and extent of Repeal.	Session and chapter.
An Act for the better payment of Inland Bills of Exchange.	9 Will. 3, c. 17.
An act for giving like remedy upon promissory notes as is now used upon Bills of Exchange, and for the better payment of Inland Bills of Exchange.	3 and 4 Anne, c. 8.
An Act for further restraining the negotation of promissory notes and inland bills of exchange under a limited sum within that part of Great Britain called England.	17 Geo 3, c 30.
An Act for the better observance of Good Friday in certain cases therein mentioned.	39 and 40 Geo. 3, c. 42.

48 Geo. 3, c. 88. An Act to restrain the Negotiation of Promissory Notes and Inland Bills of Exchange under a limited sum in England.

1 and 2 Geo. 4, c. 78. An Act to regulate Acceptances of Bills of Exchange.

7 and 8 Geo. 4, c. 15. An Act for declaring the law in relation to Bills of Exchange and Promissory Notes becoming payable on Good Friday or Christmas Day.

9 Geo. 4, c. 24. An Act to repeal certain Acts, and to consolidate and amend the laws relating to bills of exchange and promissory notes in Ireland,

in part; that is to say,

Sections two, four, seven, eight, nine, ten, eleven.

2 and 3 Will. 4, c. 98. An Act for regulating the protesting for non-payment of Bill of Exchange drawn payable at a place not being the place of the residence of the drawee of drawees of the same.

6 and 7 Will. 4, c. 58. An act for declaring the law as to the day on which it is requisite to present for payment to acceptor or acceptors supra protest for honour, or to the referee or referees, in case of need, Bills of Exchange, which have been dishonoured.

8 and 9 Vict. c. 37 in part. An act to regulate the issue of bank notes in Ireland, and to regulate the repayment of certain sums advanced by the Governor and Company of the Bank of Ireland for the public service,

in part; that is to say,

Section twenty four.

19 and 20 Vict. c. 97 in part. The Mercantile Law Amendment Act, 1856,

in part; that is to say,

Sections six and seven.

23 and 24 Vict. c. 111 in part. An Act for granting to her Majesty certain duties of stamps, and to amend the laws relating to the stamp duties,

in part; that is to say,

Section nineteen.

34 and 35 Vict. c. 74. An Act to abolish days of grace in the case of bills of exchange and promissory notes payable at sight or on presentation.

39 and 40 Vict. c. 81. The Crossed Cheques Act, 1876.

41 and 42 Vict. c. 13. The Bills of Exchange Act, 1878.

Enactment Repealed as to Scotland.

19 and 20 Vict. c. 60 in part. The Mercantile Law (Scotland).

Amendment Act, 1856,

in part; that is to say,

Sections ten, eleven, twelve, thirteen, fourteen, fifteen and sixteen.

SECOND SCHEDULE.

Enactments Repealed.

[3 and 4 Anne, c. 8; 34 and 35 Vict. c. 74, repealed.]

An Act for giving like Remedy upon Promissory Notes as is now used upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange.

[3 and 4 Anne, c. 9, s. 1.]

"Whereas it hath been held, that notes in writing signed by the party who makes the same, whereby such party promises to pay unto any other person, or his order, any sum of money therein mentioned, are not assignable or indorsable over, within the custom of merchants, to any other person, and that such person to whom the sum of money mentioned in such note as payable cannot maintain an action, by the custom of merchants, against the person who first made and signed the same; and that any person to whom such note should be assigned, signed, indorsed or made payable, could not, within the said custom of merchants, maintain any action upon such note, against the person who first drew and signed the same:" therefore, to the intent to encourage trade and commerce, which will be much advanced if such notes shall have the same effect as inland bills of exchange, and shall be negotiated in like manner, be it enacted by the Queen's most excellent Majesty, by and with the advice and consent of the lords spiritual and temporal, and commons, in this present parliament assembled, and by the authority of the same, That all notes in writing that, after the first day of May, in the year of our Lord one thousand seven hundred and five, shall be made and signed by any person or persons, body politic or corporate, or by the servant or agent of any corporation, banker, goldsmith, merchant or trader, who is usually intrusted by him, her or them, to sign such promissory for him, her, or them, whereby such person or persons, body politic and corporate, his, her or their servant or agent, as aforesaid, doth or shall promise to pay to any other person or persons, body politic and corporate, his, her or their order, or unto bearer, any sum of money mentioned in such note, shall be taken and construed to be, by virtue thereof, due and payable to any such person or persons, body politic and corporate, to whom the same is made payable, and also every such note payable to any person or persons, body politic and corporate, his, her or their order, shall be assign-

able or indorsable over in the same manner as inland bills of exchange are or may be, according to the custom of merchants; and that the person or persons, body politic and corporate, to whom such sum of money is or shall be, by such note, made payable, shall and may maintain an action for the same, in such manner as he, she or they might do upon an inland bill of exchange made or drawn according to the custom of merchants against the person or persons, body politic and corporate, who, or whose servant or agent, as aforesaid, signed the name; and that any person or persons, body politic and corporate, to whom such note that is payable to any person or persons, body politic and corporate, his, her or their order, is indorsed or assigned, or the money therein mentioned ordered to be paid, by indorsement thereon, shall and may maintain his, her or their action for such sum of money, either against the person or persons, body politic and corporate, who, or whose servant or agent, as aforesaid, signed such note, or against any of the persons that indorse the same, in like manner as in cases of inland bills of exchange. And, in every such action, the plaintiff or plaintiffs shall recover his, her or their damages and costs of suit; and, if such plaintiff or plaintiffs shall be non-suited, or a verdict be given against him, her or them, the defendant or the defendants shall recover his, her or their costs against the plaintiff or plaintiffs; and every such plaintiff or plaintiffs, defendant or defendants, respectively recovering, may sue out execution for such damages and costs, by *capias, fieri facias*, or *elegit*.

An Act to facilitate the Remedies on Bills of Exchange and Promissory Notes by the Prevention of frivolous or fictitious Defences to actions thereon.

[18 and 19 Vict. c. 67. 23rd July, 1855.]

Whereas bona fide holders of dishonoured bills of exchange and promissory notes are often unjustly delayed and put to unnecessary expense in recovering the amount thereof by reason of frivolous or fictitious defences to actions thereon, and it is expedient that greater facilities than now exist should be given for the recovery of money due on such bills and notes:

Be it enacted by the Queen's most excellent Majesty, by and with the advice and consent of the lords spiritual and temporal, and commons, in this present parliament assembled, and by the authority of the same, as follows:

I. From and after the twenty-fourth day of October, one thousand eight hundred and fifty-five, all actions upon bills of exchange or promissory notes commenced within six months after the same shall have become due and payable, may be, by writ of summons in the special form contained in schedule A. to this Act, annexed, and indorsed as therein mentioned; and it shall be lawful for the plaintiff, on filing an affidavit of personal service of such writ within the jurisdiction of the court, or an order for leave to proceed, as provided by the Common Law Procedure Act, 1852, and a copy of the writ of summons and the endorsements thereon, in case the defendants shall not have obtained leave to appear and have appeared to such writ according to the exigency thereof, at once to sign final judgment in the form contained in Schedule B. to this Act annexed (on which judgment no proceeding in error shall lie), for any sum not exceeding the sum indorsed on the writ, together with interest, at the rate specified (if any), to the date of the judgment, and a sum for costs to be fixed by the masters of the superior courts, or any three of them, subject to the approval of the judges thereof, or any eight of them (of whom the Lord Chief Justices and the Lord Chief Baron shall be three), unless the plaintiff claim more than such fixed sum, in which case the costs shall be taxed in the ordinary way, and the plaintiff may, upon such judgment, issue execution forthwith.

II. A judge of any of the said courts shall, upon application within the period of twelve days from such service, give leave to appear to such writ, and to defend the action, on the defendant paying into court the sum indorsed on the writ, or upon affidavits satisfactory to the judge, which disclose a legal or equitable defence, or such facts as would make it incumbent on the holder to prove consideration, or such other facts as the judge may deem sufficient to support the application, and on such terms as to security or otherwise as to the judge may seem fit.

III. After judgment, the court or a judge may, under special circumstances, set aside the judgment, and, if necessary, stay or set aside execution, and may give leave to appear to the writ and to defend the action, if it shall appear to be reasonable to the court or judge so to do, and on such terms as to the court or judge may seem just.

IV. In any proceedings under this Act it shall be competent to the court or a judge to order the bill or note sought to be proceeded upon to be forthwith deposited with an officer of the court, and, further, to order that all pro-

ceedings shall be stayed until the plaintiff shall have given security for the costs thereof.

V. The holder of every dishonoured bill of exchange or promissory note shall have the same remedies for the recovery of the expenses incurred in noting the same for non-acceptance or non-payment, or otherwise, by reason of such dishonour, as he has under this Act for the recovery of the amount of such bill or note.

VI. The holder of any bill of exchange or promissory note may, if he thinks fit, issue one writ of summons, according to this Act, against all or any number of the parties to such bill or note, and such writ of summons shall be the commencement of an action or actions against the parties therein named respectively, and all subsequent proceedings against such respective parties shall be in like manner, so far as may be, as if separate writs of summons had been issued.

VII. The provisions of the Common Law Procedure Act, 1852, and the Common Law Procedure Act, 1854, and all rules made under or by virtue of either of the said acts, shall, so far as the same are or may be made applicable, extend and apply to all proceedings to be had or taken under this Act.

VIII. The provisions of this Act shall apply, as near as may be, to the Court of Common Pleas at Lancaster and the Court of Pleas at Durham, and the judges of such courts, being judges of one of the superior courts of common law at Westminster, shall have power to frame all rules and process necessary thereto.

IX. It shall be lawful for her Majesty from time to time, by an order in council, to direct that all or any part of the provisions of this Act shall apply to all or any court or courts of record in England and Wales, and within one month after such order shall have been made and published in the London Gazette, such provisions shall extend and apply in manner directed by such order, and any such order may be, in like manner, from time to time altered and annuled; and in and by any such order her Majesty may direct by whom any powers or duties incident to the provisions applied under this Act shall and may be exercised with respect to matters in such court or courts, and may make any orders or regulations which may be deemed requisite for carrying into operation in such court or courts the provisions so applied.

X. Nothing in this Act shall extend to Ireland or Scotland.

XI. In citing this Act in any instrument, document, or proceeding, it shall be sufficient to use the expression "The Summary Procedure on Bills of Exchange Act, 1855."

Schedules Referred to in the Foregoing Act.

SCHEDULE (A.)

VICTORIA, by the grace of God, &c.

To C. D., of , in the county of .

We warn you, that unless within twelve days after the service of this writ on you, inclusive of the day of such service, you obtain leave from one of the judges of the courts at Westminster to appear, and do within that time appear in our court of in an action at the suit of A. B., the said A. B. may proceed to judgment and execution.

Witness, &c.

Memorandum to be Subscribed on the Writ.

N. B.—This writ is to be served within six calendar months from the date hereof, or, if renewed, from the date of such renewal, including the day of such date, and not afterwards.

Indorsement to be Made on the Writ Before Service Thereof.

This writ was issued by E. F., of , attorney for the plaintiff. *Or*, This writ was issued in person by A. B., who resides at [*mention the city, town, or parish, and also the name of the hamlet, street, and number of the house of the plaintiff's residence.*]

Indorsement.

The plaintiff claims [pounds principal and interest], *or* pounds balance of principal and interest due to him as the payee [*or* indorsee] of a bill of exchange or promissory note, of which the following is a copy:

[*Here copy bill of exchange or promissory note, and all indorsements upon it.*]

And if the amount thereof be paid to the plaintiff or his attorney within days from the service hereof, further proceedings will be stayed.

Notice.

Take notice, That if the defendant do not obtain leave from one of the judges of the courts within twelve days after having been served with this writ, inclusive of the day of such service, to appear thereto, and do within such time cause an appearance to be entered for him in the court out of which this writ issues, the plaintiff will be at liberty at any time after the expiration of such twelve days to sign final judgment for any sum not exceeding the sum above claimed, and the sum of pounds for costs, and issue execution for the same.

Leave to appear may be obtained on an application at the Judge's Chambers, Serjeants' Inn, London, supported by affidavit showing that there is a defence to the action on the merits, or that it is reasonable that the defendant should be allowed to appear in the action.

Indorsement to be Made on the Writ After Service Thereof.

This writ was served by X. Y. on L. M. (the defendant the defendants), on *Monday*, the day of 18 . By X. Y.

SCHEDULE (B.)

In the Queen's Bench.

On the day of , in the year of our Lord, 18 . [*Day of signing Judgment.*]

ENGLAND (to wit). A. B., in his own person [*or* by , his attorney] sued out a writ against C. D., indorsed as follows:

[*Here Copy Indorsement of Plaintiff's Claim.*]

and the said C. D. has not appeared:

Therefore it is considered that the said A. B. recover against the said C. D. pounds, together with pounds for costs of suit.

Which was read and five hundred copies ordered to be printed.

The President announced that he had appointed as the committee to receive the Governor and officials of Virginia, Messrs. Voorhees, Skirm and Kuhl.

Mr Williams, on leave, introduced

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Ross, on leave, introduced

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic Ocean to lay out, construct, repair or enlarge, and maintain board walks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Vreeland, on leave, introduced

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

And

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, by request, on leave, introduced

Senate Bill No. 68, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

The same Senator, on leave, introduced

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Parry, on leave, introduced

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

Mr. Rogers, on leave, introduced

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

The same Senator, on leave, introduced

Senate Bill No. 73, entitled "An act conferring easements and confirming titles already vested,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Voorhees, on leave, introduced

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,".

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 76, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act to regulate fees," approved April fifteenth, one thousand eight hundred and forty-six,'" which supplement was approved May third, one thousand eight hundred and eighty-nine,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Parry, Chairman of the Committee on Finance, reported

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,

With amendments, which were read and adopted.

Mr. Williams, Chairman of the Committee of Revision of the Laws, reported

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 56, entitled "An act concerning corporations" (revision of one thousand eight hundred and ninety-six),

Severally, without amendment.

On motion of Mr. Voorhees

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,"

Was recommitted.

Mr. Voorhees offered the following resolution:

Resolved, The House of Assembly concurring, that there be appointed a joint committee, to be composed of three members of the Senate, named by the President, and five members of the House of Assembly, named by the Speaker, who shall revise, simplify, arrange and consolidate all the general statutes of this State applying or relating to Boroughs and Borough Commissions, and report to this or the next session of the Legislature such new acts or parts of acts as, in their judgment, may appear necessary or expedient either in lieu of or in addition to any of the acts so revised and consolidated, in order that the said acts, when so revised and reported, shall form a simple and consistent code of laws for the government of all boroughs and borough

commissions in this State, and that said committee shall have power to employ such legal, clerical assistance, and incur such necessary expenses, as to them may seem proper,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

Mr. Voorhees, on leave, introduced

Senate Concurrent Rosolution No. 3,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Rogers, Chairman of the Committee on Appropriations, reported

Senate Bill No. 35, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, A. D. one thousand eight hundred and eighty-eight,

Without amendment.

Mr. Daly offered the following resolution, which was read:

Resolved, by the Senate, the House of Assembly concurring, that we heartily endorse the position taken by President Cleveland in the re-affirming the Monroe doctrine in the present controversy between Great Britian and the United States in relation to Venezuela, and believe that no time is better than the present in asserting the principles therein involved.

Mr. Stokes moved to lay the said resolution on the table, which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Vreeland, Ward, Williams—15.

In the negative were—

Messrs. Daly, Staates—2.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That there be printed two hundred additional copies of

Senate Bill No 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same."

Mr. Rogers, on leave, introduced

Senate Bill No. 78, entitled "Supplement to an act entitled 'An act concerning inns and taverns'" (Revision), approved April seventeenth, one thousand eight hundred and forty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 3d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following Concurrent Resolution relative to the passage of a bill by Congress to establish a military and national park upon the Palisades of the Hudson:

WHEREAS, a bill has been introduced and is now pending in the House of Representatives known as House Bill 2187, to establish a military and national park on the Palisades of the Hudson; therefore, be it

1. *Resolved,* by the Senate (the House of Assembly concurring) that the Senators of the United States and Representatives in Congress from New Jersey be respectfully requested to use their influence for and to urge the passage of said bill; and be it

2. *Resolved,* That a copy of this resolution, duly certified by the President of the Senate and Speaker of the House, be sent to each of the Senators and Representatives in Congress from New Jersey.

JAMES PARKER,
Clerk of the House of Assembly.

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 3d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

WHEREAS, His Excellency Charles T. O'Farrall, the Governor of the State of Virginia, and a Committee of the Legislature of said State, are about to visit the State of New Jersey for the purpose of inspecting the system of improved roads in the State thereof.

Resolved (the House of Assembly concurring), That a committee consisting of three members of the Senate and five members of the House of Assembly be appoined to suitably receive Governor O'Farrall and the Committee frotm the State of Virginia.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Daly moved to take from the table the resolution endorsing the position taken by President Clevland in re-affirming the Monroe doctrine, which was disagreed to by the following vote:

In the affirmative was—

Mr. Daly—1.

In the negative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

Mr. Daly moved that the Senate do now adjourn, which was disagreed to.

Senate Bill, No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds, and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That hereafter the Engrossing Clerk be especially requested to strike out the clause "And be it enacted, That" in all bills where the expression occurs except in the first clause.

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Senate Bill, No. 2, entitled "An act to grant and release the title and interest of the people of the state of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

And

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety-four,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 35, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, A. D. one thousand eight hundred and eighty-eight,

Was taken up on second reading.

Mr. Daly moved that the enacting clause of said bill be stricken out,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—

In the negative were—

Messrs. Daly, Gould, Herbert, Hoffman, Johnson, Kuhl, Parry, Staates.

Said bill was then read a second time, considered by sections, amended, agreed to, and ordered to be laid over.

In accordance with the direction of the President, the Secretary carried the following bill to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 1, entitled "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, February 4th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev Frederick A. Smith.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —20.

Journal of Monday was read and approved.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 3d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 1, entitled, "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four.

Without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reports

Senate Bill No. 44, entitled "A further supplement to an act entitled 'A supplement to the act approved May sixth, one thousand eight hundred and eighty-seven, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act for the incorporation of safe deposit and trust companies,"'"'"'" approved April twentieth, one thousand eight hundred and eighty-five, which supplement was approved March thirteenth, one thousand eight hundred and eighty-eight,

Without amendment.

Mr. Ketcham, on leave, introduced

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Without amendment.

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 44, entitled "A further supplement to an act entitled 'A supplement to the act approved May sixth, one thousand eight hundred and eighty-seven, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act for the incorporation of safe deposit and trust companies,"'"'" approved April twentieths one thousand eight hundred and eighty-five, which supplement wa- approved March thirteenth, one thousand eight hundred and eighty, eight,

Were each taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Was taken up on second reading, and laid over until Tuesday morning.

Mr. Stokes, by request, on leave, introduced

Senate Bill No. 80, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act regulating proceedings in criminal proceedings,"'" approved March twenty-fourth, one thousand eight hundred and ninety-two,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

The same Senator, by request, on leave, introduced

Senate Bill No. 81, entitled "An act relative to fences,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

The same Senator, by request, on leave, introduced

Senate Bill No. 82, entitled "An act concerning by-roads and by-ways,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

On motion of Mr. Voorhees the Senate took a recess of fifteen minutes to meet the Governor and officials of the State of Virginia, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Packer, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—13.

The following bill having passed both Houses was this day delivered to the Committee on Passed Bills, with the following indorsement thereon:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 1, entitled "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Said bill was then reported by Mr. Gould, Chairman of the Committee on Passed bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Stokes the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Daly, on leave, introduced

Senate Bill No. 83, entitled "An act relative to contracts by private corporations or persons to supply cities with water,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 84, entitled "An act to prohibit the granting or conveying of lands of the State now or heretofore under tide-water,"

And

Senate Bill No. 85, entitled "An act permitting certain equitable defences and set-offs in district courts established by general or special statutes,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator presented the following resolution:

WHEREAS, A serious doubt exists as to the propriety of State officers receiving free transportation from railroad companies operating within the borders of this State; and, WHEREAS, Officials of said railroad corporations are alleged to have made the assertion that such free transportation is furnished officers of this State in the line of gifts or subsidies, and not as a matter of right; and, WHEREAS, Such condition, if actually existing, would tend to make subservient to said railroad corporations the aforesaid State officers, and would be a menace to good government; therefore be it

Resolved, That a committee of three Senators be appointed to confer with the Attorney-General in reference to the actual status of this case, and report forthwith to this Senate their finding, in order that the alleged abuses of the free pass system if existing may be eliminated.

Which was read and referred to the Committee on the Judiciary.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

With amendments,

Which were read and adopted.

Mr. Johnson, on leave, introduced

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this State whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Hoffman, on leave, introduced

Senate Bill No. 87, entitled "An act to amend an act entitled 'An act respecting executions,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision),

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Daly moved to take from the table the resolution offered by him endorsing the position taken by President Cleveland, in re-affirming the Monroe doctrine, which was disagreed to by the following vote:

In the affirmative were:

Messrs. Daly, Staates—2.

In the negative were—

Messrs. Bradley, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—13.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Without amendment.

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common council-

man or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Bill No. 9, entited "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty first, one thousand eight hundred and seventy-six,

And

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to dispositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety four,

As correctly engrossed.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Without amendment.

Senate Bill No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—14.

In the negative were—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Packer, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—13.

In the negative were—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Skirm, Thompson (President), Vreeland, Ward, Williams—11.

In the negative were—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Stokes moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Stokes the Senate then adjourned.

FRIDAY, February 7th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 10th, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. J. A. Davis.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Tuesday and Friday was read and approved.

Mr. Vreeland, by request, presented a petition from the Northern New Jersey Conference of Congregational Churches asking for further legislation concerning the liquor traffic,

Which was read and referred to the Committee on the Judiciary.

Mr. Hoffman presented the following communication, which was read:

TRENTON, N. J., February 10th, 1896.

To the Senate, State of New Jersey:

Gentlemen—I have the honor to communicate to your honorable body the following resolutions, which were unanimously adopted by the State Board of Education, at a regular meeting held Tuesday, February 4th, 1896:

Resolved, That the township system for the organization and control of the public schools of the State is correct in principle, efficient in practice and a vast improvement upon the district system which formerly existed.

That after careful inquiries in all the townships of the State as to the present operation of the township acts, we are satisfied that the schools of the State were never before in so prosperous a condition as now.

That we should deplore any change in the present law that would in anywise lessen its undoubted benefits.

That the secretary of this Board be instructed to communicate these resolutions to the Governor and to both branches of the Legislature.

Respectfully submitted,

A. B. POLAND,

Secretary of State Board of Education.

Mr. Johnson presented a memorial from the Board of Freeholders of the county of Bergen concerning the Road law,

Which was read and referred to the Committee on Agriculture.

Mr. Daly presented a communication from John Kehoe, of Bergen county, preferring charges against Peter Stagg, Prosecutor of Bergen county,

Which was read and referred to the Committee on the Judiciary.

Mr. Herbert presented a petition from citizens of Middlesex county requesting the revision of the game laws,

Which was read and referred to the Committee on Game and Fisheries.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eight-five,

And

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Without amendment.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Senate Bill No. 61, entitled "An act to prevent the wearing in the public schools of this State by any of the teachers thereof of any dress, insignia, marks or emblems indicating the fact that such teacher is an adherent or member of any religious order, sect or denomination, and imposing a fine upon the board of education of any public school or schools permitting the same,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

And

Senate Bill No. 44, entitled "A further supplement to an act entitled 'A supplement to the act approved May sixth, one thousand eight hundred and eighty-seven, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act for the incorporation of safe deposit and trust companies,"'" approved April twentieth, one thousand eight hundred and eighty-five," which supplement was approved March thirteenth, one thousand eight hundred and eighty-eight,

As correctly engrossed.

The President laid before the Senate an invitation to attend the Trenton Food Exposition,

Which was read and accepted.

Mr. Bradley, on leave, introduced

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

Mr. Ketcham, on leave, introduced

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Herbert, on leave, introduced

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Daly, on leave, introduced

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Mr. Daly, on leave, introduced

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

And

Senate Bill No. 93, entitled "An act relating to sewage disposal and the purification of rivers used for public water-supply,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 94, entitled "An act to provide for the cash surrender of one-half the amount of premiums paid on life-insurance policies under certain conditions,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Daly, on leave, introduced

Senate Bill No. 95, entitled "An act in relation to the tolls or rentals charged by telephone companies in cities of the first class,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 96, entitled "Supplement to an act entitled 'An act to ascertain the rights of the state and of the riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the state,'" approved April eleventh, one thousand eight hundred and sixty-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Williams, on leave, introduced

Senate Bill No. 97, entitled "An act to amend an act entitled 'An act to regulate the practice of law before any law or president judge of the inferior court of common pleas or county judge,'" approved March twenty-fifth, one thousand eight hundred and ninety-five,

And

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Vreeland, on leave, introduced

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Skirm, on leave, introduced

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state,'" approved March twenty-second, one thousand eight hundred and ninety-five.

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Parry, on leave, introduced

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Mr. Johnson, on leave, introduced

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand

eight hundred and seventy-four,'" which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Voorhees presented the following:

To His Excellency George T. Werts, Governor of New Jersey:

The undersigned, appointed by the Governor in pursuance of Joint Resolution No. 3, approved March 25, 1895, as a Commission to investigate the subject of the penal laws of the State and to report at the next session of the legislature in the year one thousand eight hundred and ninety-six, have the honor to submit the following report:

In obedience to the resolution authorizing their appointment, the Commission, during the month of June, 1895, visited the States of Massachusetts and Rhode Island, and in October following, the States of Pennsylvania, Ohio, Illinois and Michigan, carefully examining, in connection with the penal code and prison laws of each of these States, its reformatories and prisons, in order to ascertain the value of the distinctive features of these laws and institutions as practical influence in the protection of society and the diminution of crime. These visits were in each case made by a majority of the Commission. In further pursuit of information on special branches of the subject, repeated visits have been made by one member of the Commission at a time, in behalf of the whole body, to Massachusetts, to investigate the experience of that Commonwealth under the Probation act of 1891, and to learn from the probation officers and Commissioners of Prisons the extent to which that act has proved to be of public utility; and also to the New York State Reformatory at Elmira, to observe the methods adopted in that pioneer institution for the education and reformation of its inmates. Each member of the Commission has supplemented these observations and inquiries, as far as the time granted us would permit, by independent studies of the principal problems suggested by the resolution authorizing their appointment; and we have been gratified, in finally assembling for a comparison of views, to find that the conclusions reached by each one of us as to the recommendations to be made by the Commission are the same, so that the report is in every point unanimous.

In view of the vast importance of the change which it becomes our duty to propose in the methods of dealing with crime, your Commissioners have deemed it wise to embody their recom-

mendations in the form of bills, that their suggestions of necessary and proper legislation may be precise in expression, and that the relation of these proposed changes to the existing laws of the State may be easily intelligible. The accompanying bills, entitled—

I. "An Act Relating to Sentences for Crime,"

and

II. "An Act to Provide for the Appointment of Probation Officers, and to define their duties and powers,"

are, therefore, respectively submitted to the wisdom of the Legislature.

The first measure which we propose is an act to establish, as the form of sentence in all cases of conviction of crime which, by our present laws, are punishable by imprisonment in the State prison, a so-called "indeterminate sentence." The principle of this reform is already familiar to every student of the subject. The theory of our traditional criminal code assumes that punishment can be proportioned to the desert of the defender by a court which is cognizant, from the evidence upon which conviction was obtained, of the circumstances of the offense. The law, therefore, prescribes a maximum, and commonly a minimum, term of imprisonment, and imposes on the court the duty of fixing within these limits the period of confinement appropriate to the particular crime defined or named in the verdict of the jury. In practice this is an impossible task, and the sentence actually imposed often depends upon casual impressions received at the trial or after it, or upon the personal views of the Judge. Moreover, were the term of confinement really and precisely proportioned to the demerit of the particular offense, it would still have no relation to the needs of society for protection, or of the prisoner for restraint or reformation.

Imprisonment, as all admit, can only be justified by one of two considerations—either because it is necessary for the protection of society to confine a dangerous member, or else because it is necessary for the reformation of a bad man to bring him under restraint and discipline. But in either case the duration of the confinement should be determined by the attainment of its purpose. The prisoner should be kept until it is safe for society to enlarge him, or until he is reformed. To fix beforehand the time which will be required for this purpose is impossible. When the the community cannot safely permit one of its members to live in freedom, it is as absurd to commit him for a fixed term as it would be to define the number of days during which the sufferer from a contagious disease shall remain in the hospital. The sensible physician will direct such a patient to stay until he is cured.

It is upon these principles that the Legislature of New York, in founding the State Reformatory at Elmira, in the year 1877, provided that every sentence of confinement in the Reformatory should be a general sentence to the Reformatory, and that the term of detention of each prisoner therein should be determined, within the maximum term assigned by law for the offense of which he is convicted, by his own character and subsequent conduct. The admirable results of this system in stimulating the hopes and endeavors of the young offenders, and in reinforcing the educational and moral influences of the institution, are now generally known, and the system has been adopted with similar success in Massachusetts, in Pennsylvania and in other States. It is an incontestable fact that thousands of men who have served terms of imprisonment for crime in the reformatories of these States, and most of whom, under the rude and heedless system of the traditional code, would probably have been permanently consigned by prison associations and influences to the criminal class, are now industrious and self-supporting citizens. The gain to society at large from this improvement in the method of dealing with young offenders is incalculable.

The same principles have been recognized by our own State in authorizing the erection of a reformatory at Rahway. The successive reports of the Commission appointed by the Governor, in pursuance of Chapter 216 of the Laws of 1889, to consider the reformatory system and to select a site for an intermediate reformatory, and the legislation of 1895, appointing Commissioners to build the institution, clearly contemplate the application of the indeterminate sentence to its inmates; and without this its usefulness would be impaired, and its value to the State largely, if not wholly, destroyed. But the principle is of general application. It is an anomaly and inconsistency to adopt for our prisons fundamentally different principles—to release convicts from one of them when they prove their fitness for freedom, and to release them from another only at the end of a fixed and determined period. This truth has been fully recognized by the students of Massachusetts and Illinois, and the laws of each of these States now apply the principle of an indeterminate sentence to all prisoners confined in State prison.

The full text of these laws is annexed to this report (Exhibit A), and we respectfully submit herewith a draft of a bill, the enactment of which we earnestly recommend as necessary to secure to our own State the full benefit of this most practical reform in criminal law.

During the first seventy years of this century the efforts of the leading students of crime and of its prevention were directed to prison reform. The notion that imprisonment is the proper

punishment for nearly all grave offenses was unquestioned. As penal laws gradually become more humane, confinement, alone or associated with hard labor, has taken more and more the place formerly occupied by the gallows, by mutilations, by the whipping post, by the stocks, or by exile or transportation, in older codes. But during the last twenty-five years this notion has challenged with growing confidence. Experience has shown that in the vast majority of cases imprisonment does no good to the character or habits of the offender; that it is useful only as it temporarily restrains man from crime, while the associations it brings, the destruction by it of self-respect, and the stigma it leaves after discharge, combine to drag down permanently into the criminal class a vast number of men, not necessarily of abandoned character, who have committed offenses under sudden impulses, strong temptation or peculiar circumstances. It is an assured fact, recognized by all inquirers into the sources of the criminal class, that nearly all prisons are schools of crime, and that they are, indeed, the chief agencies by which the army of the habitual enemies of society is recruited. In view of these facts it has even been doubted with some plausibility whether, on the whole, or prison system by its habitual discharge of deteriorated and corrupted inmates, does not work enough harm to society to counterbalance the value of the temporary restraint it imposes. Certainly the most dangerous criminals have been trained, and many of the most flagrant crimes have been planned, within the walls of prisons.

Deeply convinced, then, that prison life is almost uniformly unnatural, degrading and demoralizing, and that imprisonment is justifiable only when the public safety demands it, statesmen of several countries are earnestly inquiring whether an enlightened government may not dispense with it in all other cases, substituting for it some better method of dealing with offenders. Many suggestions have been made, and a number of experiments have been tried on a small scale, with this object in view; but the only practical efforts which have been made by large communities to find substitutes for imprisonment, and which have been tested so far that they can be decisively pronounced successful, are the several applications of the probation system, first proposed in France by the late Emile de Girardin in 1870, and of late years put in practice by the British colony of New Zealand by the kingdom of Great Britain, and most elaborately by the State of Massachusetts.

With the aid of Mr. F. G. Pettigrew, Secretary of the Massachusetts Board of Commissioners of Prisons, and of Colonel Joseph F. Scott, Superintendent of the State Reformatory at Concord, your Commissioners have carefully examined the sys-

tem as practiced in that State. Its efficiency and usefulness depend wholly on the wisdom and faithfulness of the probation officers. These officers, in each criminal court, are appointed by the Judges themselves. The probation officer is required carefully to investigate the character, associations and life of each person arrested for crime, and in each case of conviction to report to the Court whether, in his judgment, the accused may reasonably be expected to reform without punishment. If he recommend the offender for probation, the Court may direct the terms upon which a release shall be granted, having in view his reformation. During the period of probation the probation officer exercises a guardianship over him, receiving from him frequent reports of his life, occupation and habits, and diligently watching his associations and tendencies. Should he again fall into crime, or incur a reasonable suspicion that his freedom is not safe for the public or for himself, the probation officer must bring him again before the Court, to be sentenced for his original offense. But if he fulfills all the conditions of his probation, showing a fixed purpose to live honestly and reputably until the end of the term designated by the Court, he is unconditionally discharged. The concurrent testimony of the authorities administering these laws, which have been in force with gradually widening scope and with successive improvements in detail for fifteen years, is that a large majority of the first offenders thus respited never repeat their offenses, and that multitudes are saved by this system from a career of crime.

In view of this grand result, fully confirmed by the reports we have received of the effects of the partial probation laws of other nations, we are convinced that the time has come to introduce the system in our own State. Our prisons are full. A large proportion of their inmates, as we are convinced by protracted inquiries, would be far more likely to lead self-supporting and law-abiding lives hereafter, if they had never been taken from natural and social influences and from regular occupations and placed in confinement, than they will be after their discharge from prison with the stigma of the jail-bird upon them; especially if the kind and wise supervision of a competent probation officer had assisted and guided their efforts to recover their positions. It is proper to add that this system saves the State the cost of many examinations by grand juries, of many trials by the courts, and of the support of multitudes of criminals in jails and prisons; a saving far in excess of the expense incurred in administering the law for the salaries of probation officers, and the aid rendered by them to their wards.

We therefore earnestly recommend the passage of an act providing for the appointment of probation officers, and defining

their powers and duties, a draft of a bill for which is appended to this report.

It is proper to add in this connection that the purpose of the act passed by the Legislature of New York April 4, 1893, amending the Penal Code, was doubtless designed to secure for that State some of the benefits of the probation system. It confers upon the Court, in passing sentence after a first conviction, the power to suspend sentence during good behavior, but provides no method for the encouragement or superintendence of the offender, and no limit to the term of probation. Thus the principal elements of value in the probation system are wanting, and we are unable to learn that any important end has been attained by this act, although it is certainly, in special cases, an advantage that a casual offender who is in no sense a criminal may, at the discretion of the Court, be preserved from the associations of prison life. A copy of this act is also annexed to the report.

Another subject of vast importance, which is now receiving the earnest attention of the police authorities in all great cities, is that of the identification of criminals. It is universally recognized that the treatment of offenders should be governed by a knowledge of the past career of each, and that no good results can be obtained from the indiscriminate punishment for similar crimes of those who by long habit belong to the criminal class and those whose illegal acts have been single exceptions to the tenor of their lives. In order that proper discrimination may be exercised, it is essential that those who are convicted repeatedly should be identified and their past records examined, but the methods of identification which have been generally used hitherto are entirely inadequate. The skill of criminals, not merely in changing names and inventing stories, but in disguising their appearance, is such that officers who rely upon their own observation and memory are continually deceived. The system of identification devised by Bertillon, the Chief of the Bureau for that purpose of the police of Paris, is scientific and infallible, and at the same time has been found convenient in practice. It is founded upon the measurement of those parts of the body which are practically unchangeable after maturity. It has now been in use in France for many years, with such success that the highest authorities commend it for universal adoption. In England the government has recently taken steps towards its introduction in a slightly modified form. It has been adopted in the State of Illinois, and we have seen it there in operation. No instance of its failure has yet occurred, and scientific men assure us that competent administration of it excludes the possibility of failure. We therefore earnestly recommend the investigation of

this method, and the adoption of the system if it is found on inquiry to be essential to the protection of our State from habitual criminals. The Legislature for the year 1895 appropriated the sum of $1,000 for the purpose of carrying out the provisions of the joint resolution. Of this sum there has been expended $876, leaving an unexpended balance of $124.

CHARLTON I. LEWIS,
Z. K. PANGBORN,
GEORGE C. MADDOCK,
PHILIP P. BAKER,
FRANCIS B. LEE.

I.

AN ACT RELATING TO SENTENCES FOR CRIME.

Be it Enacted by the Senate and General Assembly of the State of New Jersey:

Section 1. That, for the purposes of carrying into effect the provisions of this act, there shall be appointed by the Governor, by and with the advice and consent of the Senate, five persons who shall constitute a State Board of Parole, and to the said Board all applications and recommendations for the parole of any convict under sentence for crime shall be submitted, and the said Board shall have power to release on parole, under the provisions of this act, such convict.

Section 2. That in every case in which a person shall hereafter be convicted of a crime for which any law of this State imposes the penalty of imprisonment in the State prison, the Court, in sentencing the prisoner, may fix the duration of the imprisonment, or, in its discretion, may make the sentence indeterminate, but the term of imprisonment of any such person shall not exceed the maximum term nor be less than the minimum term provided by law for the crime of which he is convicted; but the release of such prisoner shall be determined as hereinafter provided.

Section 3. The presiding Judge of the court in which any prisoner is convicted of crime, and also the prosecutor of the pleas, shall forthwith, upon such conviction, furnish to the said Parole Board all information which they can give concerning the career of the prisoner before his conviction, his character, occupations, associations and disposition, and any other facts tending to show whether or not such prisoner is capable of becoming a good citizen, and said Parole Board shall have power to call for similar information from any police officer or other person.

Section 4. When any prisoner shall be received into the State prison or the State reformatory the warden shall cause to be entered upon a register the date of his admission, the name, age, nativity and nationality of a prisoner, and such other facts as can be ascertained of parentage, education, occupation and social influences as may serve to indicate the prisoner's constitutional or acquired defects and tendencies and an estimate of the prisoner's present condition and of the best means for influencing him. And the physician of such prison or reformatory shall examine each such prisoner when received, and shall enter in a register to be kept by him a statement of the physical characteristics, family history and health of the prisoner, with detailed notice of any peculiarities, deformities, diseases or disabilities, acquired or inherited. Upon the warden's register shall be entered from time to time minutes of observed improvement or deterioration of character and notes as to the influences, occupations and treatment given to the prisoner, and any facts of personal or family history which may be ascertained bearing upon the question of his parole or final release.

Section 5. The said Parole Board shall have power to establish rules and regulations under which prisoners confined in said prison or reformatory may be conditionally released upon parole, after arrangements satisfactory to the said Parole Board shall have been made for his useful employment while upon parole, and for a home free from criminal influences and without expense to the Board; providing that every such prisoner while on parole shall remain in the legal custody of the Parole Board, subject at any time, upon its order, to be taken back to the State prison or reformatory. Full power to enforce such rules and regulations, and to retake and re-imprison any prisoner so released upon parole, is hereby conferred upon the warden of the said prison and upon the warden of the said reformatory, the order of either of whom, certified by the clerk of the prison or reformatory under the seal of the institution, shall be a sufficient warrant to authorize any officer of the peace to take into custody and to return any such parole prisoner, and it is hereby made the duty of all such officers to execute such order in the same manner as an ordinary criminal process.

Section 6. It shall be the duty of the warden of said prison and of the warden of said reformatory to keep in communication, as far as possible, with each prisoner released from such institution on parole, and also with his employers; and when in his judgment any prisoner who has conducted himself worthily during not less than six months of his parole and has given satisfactory evidence that he may remain at liberty without falling into criminal habits, and consistently with the welfare of society, the said

warden shall certify the fact to the Parole Board. And the said Parole Board, at its next meeting thereafter, shall consider the case of such prisoner, and at the same or any subsequent meeting may decide that said prisoner is entitled to his final discharge; and in such event, shall cause a record of the case of said prisoner to be made, showing the date of his commitment, his record during imprisonment, the date of his parole, his record on parole, and their reasons for recommending his discharge. This record, signed by the Board and attested by the secretary under seal of the board, shall be sent to the court in which the prisoner was sentenced, and a judge of that court shall immediately enter an order for the final discharge of the said prisoner. Such order shall constitute a full discharge of such prisoner from further liability under his sentence; but no petition or other form of application for the parole or the final release of any prisoner shall be entertained by the warden or by the Parole Board.

Section 7. When any prisoner shall be released on parole the warden shall provide him with suitable clothing, with ten dollars in money, and with transportation to his place of employment. The warden shall make the same provision for any prisoner discharged at the expiration of his maximum term of imprisonment, save that he shall in this case procure transportation for said prisoner to his home, if within the State, or, if not, to the place of his conviction.

Section 8. If any prisoner shall violate the conditions of his parole as fixed by the Parole Board, he shall be declared a delinquent, and when arrested shall serve out the unexpired term of his maximum imprisonment, and the time from the date at which he is declared a delinquent to the date of his arrest shall not be counted as part of the said term; and any prisoner at large upon parole who shall commit a crime shall, on conviction thereof, be sentenced anew to the State prison for a term to commence at the termination of his liability upon the first or former sentence.

Section 9. Nothing in this act contained shall be construed as impairing, qualifying, or affecting pardoning power as now vested and defined by law.

Section 10. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

II.

AN ACT TO PROVIDE FOR THE APPOINTMENT OF PROBATION OFFICERS, AND TO DEFINE THEIR DUTIES AND POWERS.

Be it Enacted by the Senate and General Assembly of the State of New Jersey:

Section 1. The president judge of the court of general quarter sessions of the peace in and for each county in this State shall appoint one officer to perform the duties of probation officer, as hereinafter defined, under the jurisdiction of the said court, and in any counties of the first or second class the said president judge may appoint as many assistant probation officers, not exceeding three, one of whom may be a woman, as are needed to carry out the purposes of this act. Each such probation officer shall hold office during the pleasure of the court making the appointment.

Section 2. Each probation officer shall, in the execution of his official duty, have all the powers of a police officer, but shall not be required to perform the duties of a member of the ordinary police force. The records of any probation officer may at any time be inspected by the chief of police or city marshal of any city or other municipal government in the State.

Section 3. The probation officer shall carefully inquire into the character and offense of every person arrested for crime within the jurisdiction of the court appointing him, and shall ascertain whether the accused has previously been convicted of any crime, and shall report the facts to the court, together with his opinion whether or not the accused may reasonably be expected to reform without punishment; and upon his recommendation the court may place any prisoner so convicted upon probation under the care of said probation officer, for such time and upon such conditions as the court shall determine.

Section 4. Each person placed upon probation shall be furnished by the probation officer with a written statement of the terms and conditions of his probation. Each probation officer shall keep a full record of every case investigated and of every case placed in his charge by the court, and of any other duties performed by him under this act.

Section 5. The clerk of each court, which shall appoint one or more probation officers, shall forthwith notify the appointment to the Board of Managers of the New Jersey State Reformatory, and each probation officer shall report to said Board of Managers, in such form and at such times as said Board of Managers shall direct, the name, age, sex and offense of each person placed upon

probation by such court, with such other particulars as they may require, and the result in each case when the probation shall have ended.

Section 6. The compensation of the probation officer in each court shall be fixed by the president Judge of the court, and shall be paid from the treasury of the county upon vouchers approved by said Judge.

Section 7. Any officer who refuses or neglects to make returns, or perform any duty required of him by this act, shall forfeit two hundred dollars to the use of the state.

Section 8. In case of the absence or disqualification of any probation officer, the president Judge, as aforesaid, may appoint a probation officer *pro tempore*, who shall receive as compensation for each day's service a sum equal to the rate per day of the salary of the probation office; provided that the compensation so paid for any excess over fourteen days' absence of a probation officer in any one calendar year shall be deducted from the salary of the probation officer.

Section 9. Actual disbursements for necessary expenses incurred by a probation officer in the performance of his duty, not exceeding one hundred and fifty dollars in any one year, shall be reimbursed from the treasury of the county, after approval by the president Judge.

Section 10. When any person has been placed on probation the court may authorize and direct the probation officer to expend for such person's temporary support or transportation such reasonable sum as the court shall determine, and the sum so expended shall be repaid to said probation officer from the county treasuary on vouchers approved by the court. Any sum so expended shall be entered upon the clerk's docket in such case as part of the record thereof.

Section 11. Nothing in this act shall apply to the case of any persons held under sentence of a court of the United States.

Section 12. If any person convicted of crime and released upon probation shall violate the conditions of his probation, he shall, on satisfactory proof thereof, be sentenced for his original offense; and in computing the period of his confinement the time between his release upon probation and his re-arrest shall not be reckoned as part of the term.

CHAPTER 279.

AN ACT TO AMEND SECTION TWELVE OF THE PENAL CODE RELATING TO PUNISHMENT FOR CRIMES.

Approved by the Governor April 4, 1893. Passed, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section twelve of the penal code is hereby amended so as to read as follows:

Section 12. The several sections of this code which declare certain crimes to be punishable as therein mentioned devolve a duty upon the court authorized to pass sentence to determine and impose the punishment prescribed; but such court may in its discretion suspend sentence, during the good behavior of the person convicted, where the maximum term of imprisonment prescribed by law does not exceed ten years and such person has never before been convicted of felony.

Section 2. This act shall take effect immediately.

AN ACT RELATIVE TO SENTENCES TO THE STATE PRISON.

Be it enacted, etc., as follows:

Section 1. When a convict is sentenced to the State prison otherwise than for life, or as an habitual criminal, the Court imposing the sentence shall not fix the term of imprisonment, but shall establish a maximum-minimum term for which said convict may be held in said prison. The maximum term shall not be longer than the longest term fixed by law for the punishment of the offense of which he is convicted, and the minimum term shall not be less than two and one-half years.

Section 2. At any time after the expiration of the minimum term for which a convict may be held in the said prison under a sentence imposed as aforesaid, the commissioners of prisons may issue to him a permit to be at liberty therefrom, upon such terms and conditions as they shall deem best, and they may revoke said permit at any time previous to the expiration of the medium term for which he may be held under said sentence. No such permit shall be issued without the approval of the Governor and Council, nor unless said Commissioners shall be of the opinion that the person to whom it is issued will lead an orderly life if set at liberty. The violation by a holder of a permit issued as aforesaid of any of the terms or conditions thereof, or the viola-

tion of any law of this commonwealth, shall of itself make void such permit.

Section 3. When any permit issued as aforesaid has been revoked, or has become void, said Commissioners may issue an order authorizing the arrest of the holder of said permit and his return to said State prison. The holder of said permit, when returned to said prison, shall be detained therein according to the terms of the original sentence; and in computing the period of his confinement, the time between his release upon said permit and his return to the prison shall not be taken to be any part of the term of the sentence.

Section 4. This act shall take effect upon the first day of January, in the year eighteen hundred and ninety-six. Approved June 5, 1895.

Acts and resolves of Massachusetts, 1895, Page 624, Chap. 504. Exhibit A.

AN ACT IN RELATION TO THE SENTENCE OF PERSONS CONVICTED OF CRIME AND PROVIDING FOR A SYSTEM OF PAROLE.

Section 1. Be it enacted by the People of the State of Illinois, represented in the General Assembly, That every person over twenty-one years of age who shall be convicted of a felony or other crime punishable by imprisonment in the penitentiary, excepting treason and murder, shall be sentenced to the penitentiary, but the court imposing such sentence shall not fix the limit or duration of the sentence, and the term of imprisonment of any person so convicted and sentenced shall not exceed the maximum term nor be less than the minimum term provided by law for the crime for which the person was convicted and sentenced, making allowance for good time as now provided by law. The release of such prisoner to be determined as hereinafter provided.

Section 2. The commissioners of any penitentiary in this State shall constitute a prison board for the purposes hereinafter specified.

Section 3. It shall be the duty of the judge before whom the prisoner is tried and convicted, and also of the State's Attorney, to furnish such prison board, together with the warrant of commitment, all information they can give in regard to the career of the prisoner before the committal of the crime for which he was sentenced, stating to the best of their knowledge whether the prisoner was industrious or not; of good character or not; what his associates were; what his disposition was, and all other facts and circumstances that may tend to throw any light upon the question as to whether such prisoner is capable of again becom-

ing a good citizen, and the said prison board shall also have the power to call upon any other official or person for similar information, and where practicable shall procure such information from the people who have known the prisoner.

Section 4. It shall be the duty of said prison board to adopt such rules concerning all prisoners committed to their custody as shall prevent them from returning to criminal courses, best secure their self-support, and accomplish their reformation. When any prisoner shall be received into said penitentiary, the warden shall cause to be entered into a register the date of such admission, the name, age, nativity, nationality, with such other facts as can be ascertained of parentage, education, occupation and early social influences as seen to indicate the constitutional and acquired defects and tendencies of the prisoner, and based upon these, an estimate of the present condition of the prisoner, and the best probable plan of treatment. And the physician of said penitentiary shall carefully examine each prisoner when received, and shall enter in a register to be kept by him the name, nationality or race, the weight, stature and family history of each prisoner, also a statement of the condition of the heart, lungs and other leading organs, the rate of the pulse and respiration, the measurement of the chest and abdomen, and any existing disease or deformity or other disability, acquired or inherited. Upon the warden's register shall be entered from time to time minutes of observed improvement or deterioration of character, and notes as to the method and treatment employed; also all alterations affecting the standing or situation of such prisoner, and any subsequent facts or personal history which may be brought officially to his knowledge bearing upon the question of the parole or final release of the prisoner.

Section 5. The said Prison Board shall have power to establish rules and regulations under which prisoners within the penitentiary may be allowed to go upon parole outside the penitentiary building and enclosure, but to remain while on parole in the legal custody and under control of the Prison Board, and subject at any time to be taken back within the enclosure of said penitentiary, and full power to enforce such rules and regulations and to retake and re-imprison any inmate so upon parole, is hereby conferred upon the warden, whose order, certified by the clerk of the prison, with the seal of the penitentiary attached thereto, shall be sufficient warrant for the officer named in it to authorize such officer to return to actual custody any conditionally released or paroled prisoner, and is hereby made the duty of all officers to execute said order the same as ordinary criminal process; provided, that no prisoner shall be released or paroled until the said Prison Board shall have arrangements, or shall have satis-

factory evidence that arrangements have been made for his honorable and useful employment while upon parole, in some suitable occupation, and also for a proper or a suitable home, free from criminal influences and without expense to the Board.

Section 6. It shall be the duty of the warden to keep in communication as far as possible with all prisoners who are on parole, and also with their employers, and when, in his opinion, any prisoner who has served not less than six months of his parole acceptably, has given such evidence as is deemed reliable and trustworthy that he will remain at liberty without violation of the law, and that his final release is not incompatible with the welfare of society, the warden shall make certificate to that effect to the Prison Board, and the Board at its next meeting thereafter consider the case of the prisoner so presented, and when said Board shall decide that said prisoner is entitled to his final discharge, said Board shall cause a record of the case of said prisoner to be made, showing the date of his commitment to the penitentiary, his record while detained therein, the date of his parole, his record while on parole and their reason for recommending his final discharge. Said record shall be signed by the Board and attested by the Secretary, with the seal of the penitentiary, and sent to the Judge of the court that sentenced said prisoner to the penitentiary. Said Judge shall enter an order for the final discharge of said prisoner from further liability under his sentence. On being approved by the Governor said order shall constitute a full discharge of said prisoner from further liability under his sentence. But no petition or other form of application for either the parole or final release of any prisoner shall be entertained by the warden or Prison Board. Nothing in this act shall be construed as impairing the power of the Governor to grant a pardon or commutation in any case.

Section 7. Upon the release of any prisoner upon parole from the penitentiary, the warden shall provide him with suitable clothing, with ten dollars in money, and shall procure transportation for him to his place of employment. The warden shall make the same provisions for any prisoner discharged from the penitentiary by expiration of his maximum sentence, save that he shall procure transportation for said prisoner to his home, if within the state; if not, to the place of his conviction.

Section 8. If any prisoner shall violate the conditions of his parole or release, as fixed by the Prison Board, he shall be declared a delinquent, and shall thereafter be treated as an escaped prisoner, owing service to the State, and shall be liable, when arrested, to serve out the unexpired term of his maximum possible imprisonment, and the time from the date of his declared delinquency to the date of his arrest shall not be counted as any

portion or part of time served. And any prisoner at large upon parole or conditional release, who shall commit a fresh crime, and upon conviction thereof shall be sentenced anew to the penitentiary, shall be subject to serve the second sentence after the first sentence is served or annulled, said second sentence to commence from the termination of his liability upon the first or former sentence.

Section 9. All laws or parts of laws in conflict with provisions of this act are hereby repealed.

Approved June 15, 1895.

Laws of Illinois, 1895, page 158.

Exhibit A.

Which was read and reported to the Committee on the Judiciary.

Mr. Voorhees, on leave, introduced

Senate Bill No. 103, entitled "A further supplement to an act entitled 'An act concerning juries'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

The same Senator, on leave, introduced

Senate Bill, No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

And

Senate Bill, No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Daly, on leave, introduced

Senate Joint Resolution No. 2, relative to the arbitration of the claims of William Brumaker against the State of New Jersey,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this state,'" approved April seventh, one thousand eight hundred and eighty-five,

And

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"' approved April twenty-first, one thousand eight hundred and seventy-six," which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That all bills be printed as introduced, and to conform to style as prescribed in Senate Bill No. 1.

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Seuate had passed the same, and requests its concurrence therein.

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Rogers offered the following:

Resolved (the House of Assembly concurring), That a joint committee be appointed, to be composed of three members of the Senate and five members of the House, who shall consider and report such bill making appropriations as in their judgment they may deem proper.

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—17.

In the negative—None.

Senate Bill No. 44, entitled "A further supplement to an act entitled 'A supplement to the act approved May sixth, one thousand eight hundred and eighty-seven, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act for the incorporation of safe deposit and trust companies,"'"'" approved April twentieth, one thousand eight hundred and eighty-five, which supplement was approved March thirteenth, one thousand eight hundred and eighty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Daly, Herbert, Hoffman, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Voorhees, Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 10th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 82, entitled "An act concerning by-roads and by-ways,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Said bill was read for the first time by its title, ordered to have a second reading, without reference.

The rules were suspended, and said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Asssembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm Staates, Stokes, Thompson (President), Voorhees, Vreeland Ward, Williams—21.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

The rules were suspended, and

The Secretary was directed by the President to carry said bill at once to the House of Assembly and inform that body that the Senate had passed the same, without amendment.

Mr. Rogers, on leave, introduced

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions.

Mr. Herbert, on leave, introduced

Senate Bill No. 108, entitled "An act providing for the appropriation of funds for the improvement of the state reform school for boys,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

The President announced that he had appointed as the committee on the part of the Senate to revise the laws concerning boroughs, Messrs. Voorhees, Johnson and Kuhl.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Daly offered the following resolution:

Resolved (the House of Assembly concurring), That we affirm our allegiance to the Monroe doctrine as originally promulgated by President Monroe, and request the Congress of these United States to take such legislative action upon this subject as the members thereof may deem wise in accordance with existing conditions.

On motion of Mr. Stokes said resolution was laid over until Monday evening.

Mr. Daly offered the following resolution:

Resolved by the Senate (the House of Assembly concurring), That the Senate and General Assembly of the State of New Jersey does hereby endorse the action of Senator Smith, a Representative of this State in the Congress of the United States, in defense of the Monroe Doctrine, and believe that in such action he truly represented the sentiment of the people of this State.

On motion of Mr. Stokes said resolution was laid on the table.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs, Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 9, entitled "An act to further provide for the formation of a quorum in boards of trustees of incorporated orphan asylums,"

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings (Revision),'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill, No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Also, that the Senate had passed, without amendment,

Senate Bill No. 82, entitled "An act concerning by-roads and by-ways."

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, February 11th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Edward G. Read.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

The Journal of Monday was read and approved.

Mr. Hoffman, on leave, introduced

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Voorhees, on leave, introduced

Senate Bill No. 110, entitled "An act to govern the care of destitute children,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Skirm, on leave, introduced

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Johnson, on leave, introduced

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways.

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

The same Senator, by request, on leave, introduced

Senate Bill No. 113, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,"' approved April fifth, one thousand eight hundred and seventy-eight.

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

As correctly engrossed.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,"

Without amendment.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Without amendment.

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Thompson (President), Vreeland—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Was taken up and read a third time.

Upon the question, "Shall this engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Favorably.

Mr. Daly, on leave, introduced

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Voorhees, on leave, introduced

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Skirm, on leave, introduced

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Senate Bill No. 61, entitled "An act to prevent the wearing in the public schools of this state by any of the teachers thereof of any dress, insignia, marks or emblems indicating the fact that such teacher is an adherent or member of any religious order, sect or denomination, and imposing a fine upon the board of education of any public school or schools permitting the same,

Was taken up and read a second time.

Mr. Daly moved that the enacting clause be stricken out, which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Skirm, Voorhees, Vreeland, Williams—11.

In the negative were—

Messrs. Bradley, Engle, Hoffman, Packer, Rogers, Ross, Staates, Ward—8.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

And

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —20.

On motion of Mr. Stokes five hundred additional copies of the report concerning epileptics was ordered printed.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests it concurrence therein:

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Bill No. 3, entitled "A supplement to an act entitled 'A futher supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnessess,'" approved May ninth, one thousand eight hundred and ninety-four,

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants."

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Hoffman, Packer, Parry, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

Without amendment.

Mr. Parry, on leave, introduced

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of olemargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this state,'" approved April seventh, one thousand eight hundred and eighty-five,

And

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

As correctly engrossed.

On motion of Mr. Ketcham,

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

And

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having, by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Were referred to the Attorney-General and his opinion requested thereon.

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state," approved April thirtieth, one thousand eight hundred and ninety-four,'"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Hoffman, Johnson, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees moved that when the Senate adjourn it be to meet Thursday morning at 10 o'clock,

Which was agreed to.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same,' approved March first, one thousand eight hundred and ninety-three," and a supplement to said act,

Without amendment.

Said bill was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed and to have a third reading.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,'" passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

Favorably.

On motion of Mr. Voorhees, the Senate then adjourned.

THURSDAY, February 13th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. W. Walton.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Journal of Tuesdaywas read and approved.

Mr. Stokes, on behalf of the Committee on Education, reported

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Favorably.

Mr. Voorhees, on behalf of the Committee on the Judiciary, on leave, introduced

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Skirm, by request, on leave, introduced

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"' approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Parry, on leave, introduced

Senate bill No. 121, entitled "An act respecting the compensation of the chancellor, vice-chancellors and the justices of the supreme court,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Parry, by request, for the Board of Fish and Game Commission, on leave, introduced

Senate bill No. 122, entitled "An act to protect fish in the inland tide waters of this state,"

Senate Bill No. 123, entitled "An act to regulate fishing with pound nets within three miles of the ocean coast line of this state and to require a license for the erection and maintenance of such pound nets,"

Senate Bill No. 124, entitled "An act for the protection of lobsters,"

Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey and to require a license for such fishing,"

Senate bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

Senate Bill No. 130, entitled "An act to provide means for the payment of expenses and services of fish and game wardens,"

And

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state,"

Which were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Mr. Herbert, on leave, introduced

Senate Bill No. 132, entitled "An act to provide for the election of collectors or receivers of taxes in certain cities of this state and to prescribe their duties and limit their compensation,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Williams, on leave, introduced

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Voorhees, on leave, introduced

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, by request, on leave, introduced

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Senate Bill No. 56, entitled "An act concerning corporations" (Revision of one thousand eight hundred and ninety-six),

Was taken up and read a second time.

Mr. Voorhees offered a substitute for said bill, which was read and adopted, and the usual number of copies ordered to be printed.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Without amendment.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infections diseases of domestic animals,"

Without amendment.

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Was taken up, read a second time, and, on motion of Mr. Daly, laid over.

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

And

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The President announced that he had appointed as the members of the Joint Committee on Appropriations, on the part of the Senate, Messrs. Rogers, Ross and Gould.

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals,"

Were taken up, read a second time, and laid over until Monday evening.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs," approved March twenty-eighth, one thousand eight hundred and ninety-two,

And

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

As correctly engrossed.

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in

boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—14.

In the negative was—

Mr. Daly—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on to-morrow morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this State for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three.

And

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, February 14th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 17th, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. E. A. Hamilton, of Deckertown.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—19.

Journal of Thursday and Friday was read and approved.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Favorably.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state," approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,

Without amendment,

And

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic Ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,

With amendments, which were read and adopted.

On motion of Mr. Ketcham,

Senate Bill No. 25, entitled "An act to authorize the school trustees of any school district, or the board of education of any munici-

pality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes,"

Was recommitted.

Mr. Parry offered the following resolution, which was read and adopted:

Resolved, That four hundred extra copies of Senate bill No. 122 be printed and delivered as soon as possible.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,' approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled 'An act concerning idiots and lunatics,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

And

Assembly Joint Resolution No. 2, relative to commission to make investigation on the subject of penal laws, &c.,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business;

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high school purposes in such cities,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Education;

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance;

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries;

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled 'An act concerning idiots and lunatics,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

Senate Joint Resolution No. 2, Relative to the arbitration of the claims of William Brumaker against the State of New Jersey,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Hoffman, on leave, introduced

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and

otherwise improve tho same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporation.

Mr. Stokes, for the President, on leave, introduced

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Herbert, on leave, introduced

Senate Bill No. 138, entitled "A further supplement to an act entitled 'An act concerning corporations,'" approved April seventh, in the year one thousand eight hundred and seventy-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Skirm, on leave, introduced

Senate Bill No. 139, entitled "A supplemement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Mr. Packer, on leave, introduced

Senate Bill No. 140, entitled "An act to set over a portion of Clayton township into Monroe township, and to set over a portion of Clayton township into Clayton borough,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Borough and Borough Commissions.

Mr. Daly, on leave, introduced

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall

be payable in full or in installments at the option of the property owners,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Williams, on leave, introduced

Senate Bill No. 143, entitled "A further supplement to 'An act for the better preservation of the early records of the state of New Jersey,'" passed March twenty-ninth, one thousand eight hundred and seventy-two,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Bradley, on leave, introduced

Senate Bill No. 144, entitled "An act for the formation or reorganization and government of boroughs,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

With amendments, which were read and adopted.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Without amendment.

Mr. Johnson, on leave, introduced

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions.

And

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 147, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

The same Senator, on leave, introduced

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

The same Senator, on leave, introduced

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same, approved March first, one thousand eight hundred and ninety-three," and a supplement to said act,

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,'" passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

And

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,

As correctly engrossed.

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic Ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, on leave, introduced

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

As a substitute for Senate Joint Resolution No. 2,

Which was read, adopted and ordered printed.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

And

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Without amendment.

Said bills

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Was taken up and read a third time.

Upon the question, "Shall this engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same,'" approved March first, one thousand eight hundred and ninety-three, and a supplement to said act,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Asssembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

On motion of Mr. Stokes, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—19.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 87, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Said bill was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

On motion of Mr. Stokes the Senate then adjourned.

TUESDAY, February 18th, 1896.

At 10 o'clock A. M. the Senate met.

The session was opened by prayer by the Rev. W. S. Cramner, of Somerville.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —19.

Journal of Monday was read and approved.

Mr. Johnson, by request, on leave, introduced

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

And

Senate Bill No. 152, entitled "An act concerning railroad corporations of an adjoining state having lines of railroad connecting with lines lying within this state, against which corporations a decree of foreclosure and sale has been or shall be entered and executed,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 3, entitled "An act to repeal an act entitled 'Supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplemental act was approved March twenty-second, one thousand eight hundred and ninety-five,"

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street light commissioners in said district,'" approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 81, entitled "An act continuing the New Jersey Chickamauga National Military Park Commission, and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle fields, and also for the expenses of said commission, etc.,"

And

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 3, entitled "An act to repeal an act entitled 'Supplement to an act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six, which supplemental act was approved March twenty-second, one thousand eight hundred and ninety-five,'"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance;

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street lighting districts, and the erection and maintenance of street-lights therein, and the election of street-light commissioners in said district,'" approved May twenty-fifth, one thousand eight hundred and ninety-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 81, entitled "An act continuing the New Jersey Chickamauga National Military Park Commission, and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle-fields, and also for the expenses of said commission," etc.,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia;

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Voorhees, on leave, introduced

Senate Bill No. 153, entitled "An act to legitimate children born out of lawful wedlock,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The same Senator, by request, on leave, introduced

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Senate took a recess for one hour, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—18.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Without amendment.

Mr. Williams, on leave, introduced

Senate Concurrent Resolution No. 6, entitled "Proposed amendments to the constitution,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Stokes, on leave, introduced

Senate Bill No. 155, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"' approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,"

With amendments,

Which were read and adopted.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,' approved March twenty-fourth, one thousand eight hundred and eighty-one,"

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"' approved April first, one thousand eight hundred and eight-four, approved March twenty-first, one thousand eight hundred and ninety-five,"

And

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

As correctly engrossed.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct

public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Without amendment.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Without amendment.

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals,"

Was taken up, and pending consideration of amendments offered by Mr. Parry, was laid over.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Without amendment.

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 56, entitled "An act concerning corporations" (Revision of one thousand eight hundred and ninety-six),

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same,' approved March first, one

thousand eight hundred and ninety-three," and a supplement to said act,

Senate Bill No. 64, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninty-two,

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Also that the Senate had passed

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,

Without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —20.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 87, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

With amendments,

Which were agreed to.

Said bill

Was taken up, read a second time, considered by sections, amended, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Williams, Chairman of the Committee of Revision of the Laws, reported

Senate Bill No. 26, entitled, "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

With amendments,

Which were agreed to.

Mr. Herbert, on leave, introduced

Senate Bill No. 156, entitled "An act to amend 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Without amendment.

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 87, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

As correctly engrossed.

The rules were suspended, and said bill

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—17.

In the negative—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 136, entitled "A further supplement to an act entitled, 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

As correctly engrossed.

The rules were suspended, and said bill

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—17.

In the negative—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Voorhees, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Voorhees, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Packer, Rogers, Thompson (President), Ward—7.

In the negative were—

Messrs. Herbert, Ketcham, Skirm, Staates, Voorhees, Vreeland, Williams—7.

Mr. Ketcham moved to reconsider the vote by which said bill was lost.

Mr. Voorhees moved to lay that motion on the table,

Which was agreed to.

Mr. Vreeland asked and obtained unanimous consent to withdraw

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

From the files of the Senate.

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Packer, Vreeland—2.

In the negative were—

Messrs. Gould, Herbert, Johnson, Kuhl, Rogers, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—11.

Said bill was declared lost.

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Was taken up, read a second time, and, on motion, laid over.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

And

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to

acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

As correctly engrossed.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 3, entitled "An act to repeal an act entitled 'Supplement to an act entitled "An act concerning taxes,"' approved April fourteenth, one thousand eight hundred and forty-six, which supplemental act was approved March twenty-second, one thousand eight hundred and ninety-five,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Militia, reported

Assembly Bill No. 81, entitled "An act continuing the New Jersey Chickamauga National Military Park Commission, and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle-fields, and also for the expenses of said commission, etc.,"

Without amendment.

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward—14.

In the negative was—

Mr. Voorhees—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staats, Stokes, Thompson (President), Voorhees, Vreeland—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 3, entitled "An act to repeal an act entitled 'Supplement to an act entitled "An act concerning taxes,"' approved April fourteenth, one thousand eight hundred and forty-six, which supplemental act was approved March twenty-second, one thousand eight hundred and ninety-five,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, without amendment.

Mr. Williams, Chairman of the Committee on Elections, reported

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Without amendment.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President the Secretary called the Senate, when the following Senator appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland—17.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

And

Senate Bill No. 152, entitled "An act concerning railroad corporations of an adjoining state having lines of railroad connecting with lines lying within this state, against which corporations a decree of foreclosure and sale has been or shall be entered and executed,"

Without amendment.

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals,"

Was taken up on second reading.

Mr. Voorhees offered the following amendment:

Amend section one by striking out all thereof to the word "shall," in line three, as follows: "The governor, by and with the advice and consent of the Senate, shall appoint five persons, citizens and taxpayers of this state, who, together with the president of the state board of agriculture and the secretary thereof,"

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Gould, Packer, Skirm, Voorhees, Vreeland—5.

In the negative were—

Messrs. Bradley, Engle, Parry, Rogers, Stokes, Thompson (President) —6.

Said bill was then amended and laid over.

In accordance with the direction of the President, the Secretary carried the following bill to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine.

Assembly Bill No. 87, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

With amendments.

On motion of Mr. Voorhees the Senate then adjourned.

WEDNESDAY, February 19th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. E. J. Foote, of Trenton.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

Journal of Tuesday was read and approved.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill, No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

And

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Without amendment.

Mr. Parry asked and obtained unanimous consent to withdraw amendment offered by him to

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals."

Mr. Stokes moved to reconsider the vote by which

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Was ordered to have a third reading,

Was lost,

Which was agreed to.

Said bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees moved to take from the table the motion to reconsider the vote by which

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Was lost,

Which was agreed to.

The motion to reconsider was then adopted by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Voorhees, Vreeland—12.

In the negative—None.

The bill was then laid over until Monday evening.

Mr. Daly, on leave, introduced

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expense of the two cities,'" approved March eighteeth, one thousand eight hundred and ninety,

And

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 160, entitled "An act authorizing and directing the state board of health to make examinations and report upon plans for the purification of rivers and river-valleys in this state where such purification is requisite for the protection of public water-supplies and the public health,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Kuhl, on leave, introduced

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding,' (Rivision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

Which was read for the first time by its title, ordered to have a secand reading, and referred to the Committee on the Judiciary.

Mr. Johnson, on leave, inoroduced

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

And,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 164, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The same Senator, on leave, introduced

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is chapter three hundred and thirty-five of the laws of one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Vreeland, on leave, introduced

Senate Bill No. 166, entitled "An act to repeal an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,' approved March twenty-second, one thousand eight hundred and ninety-five,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property-owners,' approved March twenty-second, one thousand eight hundred and ninety-five,"

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Without amendment.

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"' approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,"

Senate Bill No, 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm, on leave, introduced

Senate Bill No. 167, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act for the formation and govern-

ment of boroughs,"'" approved April second, one thousand eight hundred and ninety-one, which supplement was passed February twenty-eighth, one thousand eight hundred and ninety-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Johnson, Kuhl, Rogers, Stokes, Thompson (President), Voorhees, Vreeland, Ward—11.

In the negative—

Mr. Staates—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

Mr. Herbert presented a communication from the Hudson County Republican Committee asking for recognition for their Legislative Committee.

Which was read and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 19th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the House of Assembly concurring), That a joint committee be appointed, to be composed of three members of the Senate and five members of the House, who shall consider and report such bill making appropriations as in their judgment they may deem proper.

JAMES PARKER,
Clerk of the House of Assembly.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

With amendments, which were read and adopted.

Said bill

Was then taken up, read a second time, considered by sections, agreed to, amendments ordered to be engrossed, and to have a third reading.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill, No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Senate Bill, No. 15, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic Ocean to lay out, construct, repair or

enlarge and maintain board-walks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

And

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five;

Also,

That the Senate had passed

Assembly Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Without amendment.

FRIDAY, February 21st, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 24th, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. J. A. Dilts, Princeton, N. J.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Wednesday and Friday was read and approved.

Mr. Ketcham presented a petition from the Mayor and Council of Newark, asking for the passage of

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,"

Which was read and referred to the Committee on Education.

Mr. Ketcham offered the following resolution, which was read and adopted:

Resolved (the House of Assembly concurring), That Senate Bill 89 be returned to the Senate for further consideration.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Without amendment.

Mr. Stokes, on leave, introduced

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Williams, on leave, introduced

Senate Bill No. 169, entitled "An act to authorize the boards of chosen freeholders in counties of the second class to acquire lands for approaches to bridges and to acquire lands to widen approaches to bridges and to grade and maintain the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Rogers asked and obtained unanimous consent to withdraw

Senate Bill No. 78, entitled "Supplement to an act entitled 'An act concerning inns and taverns'" (Revision), approved April seventeenth, one thousand eight hundred and forty-six,

From the files of the Senate.

Mr. Rogers, on leave, introduced

Senate Bill No. 170, entitled "An act respective to granting of licenses to keep an inn or tavern, or to sell spirituous, vinous, malt or brewed liquors in quantities less than a quart,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The same Senator, on leave, introduced

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Engle, on leave, introduced

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Mr. Kuhl, on leave, introduced

Senate Bill No. 173, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 174, entitled "An act to prevent fraud by the employers of labor other than incorporated companies,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries.

The same Senator, on leave, introduced

Senate Bill No. 175, entitled "A supplement to an act entitled 'Supplement to an act entitled "An act to regulate elections'" (Revision), approved April eighteenth, one thousand eight hundred and seventy-six, said supplement approved March twenty-fifth, one thousand eight hundred and eighty-one,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

Mr. Vreeland, on leave, introduced

Senate Bill No. 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such city,' approved March twenty-second, one thousand eight hundred and ninety-five,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Staates, on leave, introduced

Senate Bill No. 177, entitled "An act in regard to the employment of honorably-discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions.

Mr. Skirm, on leave, introduced

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,

And

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

And

Senate Bill No. 182, entitled "An act relating to street railroads,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Daly, on leave, introduced

Senate Bill No. 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions.

Mr. Voorhees, on leave, introduced

Senate Bill No. 184, entitled "An act concerning the practice in courts of law,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 185, entitled An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

And

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Mr. Stokes, for the President, on leave, introduced

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Mr. Stokes, by request, on leave, introduced

Senate Bill No. 188, entitled "An act to amend an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance;

The same Senator, by request, on leave, introduced

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

And

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Bradley, on leave, introduced

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture.

Mr. Ross, on leave, introduced

Senate Bill No. 192, entitled "An act to prevent prize-fighting,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expenses of the two cities,'" approved March eighteenth, one thousand eight hundred and ninety,

Senate Bill No. 159, entitled "An act to enable cities of the second-class in this state to repave streets and to issue bonds in payme therefor,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Militia, reported

Senate Bill No. 139, entitled "A supplemement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

With amendments, which were read and adopted.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

With amendments,

Which were read and adopted.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing

line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

Assembly Bill No. 137, entitled "A supplement to an act entitled 'An act concerning evidence,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 52, entitled "An act to amend an act entitled 'A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 125, entitled "An act to amend an act entitled an act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Assembly Bill No. 52, entitled "An act to amend an act entitled 'A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

And

Assembly Bill No. 137, entitled "A supplement to an act entitled 'An act concerning evidence,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following resolution:

Resolved (the House of Assembly concurring), That the House of Assembly be requested to return to the Senate Senate Bill No, 89, for further consideration,

And bill is herewith returned.

JAMES PARKER,
Clerk of the House of Assembly.

On motion of Mr. Ketcham,

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Was recommitted.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"'" approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,

And amendments to

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

As correctly engrossed.

Mr. Voorhees, on leave, introduced

Senate Concurrent Resolution No. 7, "Proposed amendments to the constitution,"

Which was read for the first time by its title, ordered to have a recond reading, and referred to the Committee on the Judiciary.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

With amendments, which were read and adopted.

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Senate Bill No. 157, entitled "An act to amend an act, entitled 'An act to amend the law relating to the property of married women" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Substitute for

Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Without amendment.

Senate Bill No. 26, entitled "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 138, entitled "A further supplement to an act entitled 'An act concerning corporations,'" approved April seventh, in the year one thousand eight hundred and seventy-five,

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property owners,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Senate Bill No. 139, entitled "A supplement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

And

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Substitute for

Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,"

And

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Was severally taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, and laid over until to-morrow morning.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 137, entitled "A supplement to an act entitled 'An act concerning evidence,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Daly, on leave, introduced

Senate Concurrent Resolution No. 8, "Proposed amendments to the constitution, providing for re-organizing the higher courts,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Voorhees, on leave, introduced

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Senate Bill No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Was taken up and read a third time.

Upon the question, "Shall this engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Assembly Bill No. 81, entitled "An act continuing the New Jersey Chickamauga National Military Park Commission, and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle fields, and also for the expenses of said commission, etc.,"

Was taken up, and laid over until to-morrow.

Mr. Kuhl moved that the Senate do now adjourn, which was disagreed to.

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The following bill having passed both Houses was this day delivered to the Committee on Passed Bills, with the following indorsement thereon:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 136, entitled "A further supplement to an act entitled 'An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine.

Said bill was then reported by Mr. Gould, Chairman of the Committee on Passed bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, February 25th, 1896.

At 10 o'clock A. M. the Senate met.

The session was opened by prayer by the Rev. R. G. Hamilton.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Monday was read and approved.

Mr. Williams, Chairman of the Committee on Elections, reported

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Without amendment.

Mr. Ketcham, on leave, introduced

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Mr. Johnson, on leave, introduced

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Senate Bill No. 196, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Mr. Voorhees, on leave, introduced

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Without amendment.

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill, No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative was—

Mr. Daly—1.

In the negative were—

Messrs. Bradley, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

So the bill was declared lost.

The following communication was read and accepted:

Hon. Lewis A. Thompson:

My Dear Mr. President—An exercise in physical training will be given in the gymnasium of the State normal school, Tuesday evening, February 25th, at eight o'clock. We would deem it a great honor to have yourself and the members of the Senate visit us. We shall extend this invitation to the House of Assembly, and will reserve seats for the various members of the Legislature. Hoping we may see you at that time, I am,

Yours very truly,

February 24, 1896. J. M. GREEN.

Mr. Rogers presented a petition from Woman's Christian Temperance Union, asking for the passage of the bill requiring the signature of twelve freeholders upon all license applications,

Which was read and refered to the Committee on Miscellaneous Business.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Senate Bill No. 139, entitled "A supplement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

As correctly engrossed.

Mr. Hoffman, on leave, introduced

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill' providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of olemargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,"

With amendments, which were read.

Mr. Daly moved that the consideration of said amendment be postponed and made a special order for next Tuesday, which was disagreed to.

The same Senator moved that the same be made the special order for next Monday evening, which was disagreed to by the following vote:

In the affirmative was—

Mr. Daly—1.

In the negative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—14.

The amendments were then agreed to.

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Hoffman, Chairman of the Committee on Education, reported

A substitute for

Senate Bill No. 108, entitled "An act providing for the appropriation of funds for the improvement of the state reform school for boys,"

Which was read and adopted.

Also

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eight-four, approved March twenty-first, one thousand eight hundred and ninety-five,

With amendments, which were read and adopted;

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any

judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Without amendment.

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June tenth, one thousand eight hundred and ninety,

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Assembly Bill No. 46, entitled "A supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading rooms,'" approved March fourteenth, one thousand eight hundred and seventy-nine,"

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Assembly Bill No. 61, entitled "An act concerning elections,"

Assembly Bill No. 71, entitled "An act to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use,"

Assembly Bill No. 73, entitled "An act concerning taxes in cities in this state,"

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Assembly Bill, No. 113, entitled "An act to prevent the unlawful use of the shield of the Union Veteran Legion in the State of New Jersey,"

And

Assembly Bill No. 121, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably-discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June tenth, one thousand eight hundred and ninety,

Assembly Bill No. 73, entitled "An act concerning taxes in cities of this state,"

And

Assembly Bill No. 121, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 46, entitled "A supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading rooms,'" approved March fourteenth one thousand eight hundred and seventy-nine,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education;

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 61, entitled "An act concerning elections,"

And

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Were each read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Elections;

Assembly Bill No. 71, entitled "An act to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 113, entitled "An act to prevent the unlawful use of the Shield of the Union Veteran Legion in the State of New Jersey,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same,"

With amendments, which were read and adopted.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No, 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks."

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—15.

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Williams—13.

In the negative was—

Mr. Staates—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventy, one thousand eight hundred and seventy-four, which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

And

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction" ' " (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is Chapter CCCXXXV of the laws of one thousand eight hundred and ninety-four,

Without amendment.

Mr. Hoffman, on leave, introduced

Senate Bill No. 199, entitled " An act concerning cities,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 200, entitled " An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the State normal school,

And

Senate Bill No. 201, entitled "An act to provide for additional accommodations and necessary repairs and improvements to the grounds and buildings of the New Jersey school for deaf-mutes,"

Which were read for the first time by thier titles, ordered to have a second reading, and referred to the Committee on Education.

Wr. Ward, on leave, introduced

Senate Bill No. 202, entitled " A supplement to the act entitled 'An act to amend an act entitled "An act to provide a system of public instruction" ' " (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

The same Senator, on leave, introduced

Senate Bill No. 203, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases' " (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The same Senator, on leave, introduced

Senate Bill No. 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,' "

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, on leave, introduced

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Stokes, on leave, introduced

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

Mr. Voorhees, on leave, introduced

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Without amendment.

Senate Bill No. 139, entitled "A supplement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams —14.

In the negative was—

Mr. Staates—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The rules were suspended, and the Secretary was directed to carry

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

To the House of Assembly at once.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

Without amendment.

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Thompson (President), Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketchum, Kuhl, Packer, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

On motion of Mr. Voorhees said bill was recommitted.

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"' " approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,

Was taken up, read a third time, and on motion of Mr. Skirm was indefinitely postponed.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Without amendment.

Mr. Skirm, by request, on leave, introduced

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Appropriations.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Senate request of Messrs. Thomas N. McCarter, Samuel H. Grey, Gilbert Collins, Frank Bergen, Frederick W. Stevens, J. Frank Fort, Garret D. W. Vroom, Eugene Stevenson and David J. Pancoast, that they formulate and submit to the Senate at the session on Tuesday next, March 3d, a draft of an amendment to the Judiciary article of the State Constitution, and also an amendment to Article IV relative to the election of members of the Senate and Assembly looking to an apportionment of members of the House of Assembly to the several counties, and to the division of the counties into Assembly districts.

Resolved, That a copy of the foregoing resolution be sent to each of the persons named therein by the Secretary of the Senate.

Mr. Ketcham, for the President, on leave, introduced

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the

transaction of the business of insurance in this state by individuals, except as provided in said act,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,'" passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Johnson, Stokes, Thompson (President), Voorhees, Vreeland, Ward—6.

In the negative were—

Messrs. Bradley, Daly Engle, Gould, Ketcham, Kuhl, Rogers, Skirm, Staates, Williams—10.

Said bill was declared lost.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 25, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain board walks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Without amendment;

Assembly Bill No. 66, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus, and the issuing of bonds for said purposes in cities and towns of this state,"

Assembly Bill No. 84, entitled "A further supplement to an act entitled 'An act entitled "An act for the formation and government of boroughs,"'" approved April second, one thousand eight hundred and ninety-one,

Assembly Bill No. 134, entitled "An act to enable cities to open streets, highways and alleys, and to regulate and accept the same,"

Assembly Bill No. 140, entitled "An act relating to district courts in this state,"

Assembly Bill No. 148, entitled "An act approving of the union, consolidation and merger of the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey),"

Assembly Bill No. 178, entitled "A supplement to an act entitled "An act for the organization of the national guard of New Jersey,"

approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 66, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus, and the issuing of bonds for said purposes in cities and towns of this state,"

And

Assembly Bill No. 134, entitled "An act to enable cities to open streets, highways and alleys, and to regulate and accept the same,"

Were each read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 84, entitled "A further supplement to an act entitled 'An act entitled "An act for the formation and government of boroughs,"'" approved April second, one thousand eight hundred and ninety-one,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 140, entitled "An act relating to district courts in this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 148, entitled "An act approving of the union, consolidation and merger of the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey),"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 178, entitled "A supplement to an act entitled 'An act for the organization of the national guard of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations,"

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 25th, 1896.

Mr. President:

Im directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Without amendment;

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

For further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read, and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Mr. Voorhees, on leave, introduced

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Which was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Agriculture.

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—15.

In the negative were—

Messrs. Daly, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up on second reading.

Mr. Daly moved that said bill be laid over until Monday evening, which was disagreed to by the following vote:

In the affirmative were:

Messrs. Daly, Thompson (President)—2.

In the negative were:

Messrs. Bradley, Engle, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Ward, Williams—11.

Said bill was then laid over.

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,'" which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

And

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is Chapter CCCXXXV of the Laws of one thousand eight hundred and ninety-four,

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 140, entitled "An act relating to district courts in this state,"

Favorably.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Was ordered to have a third reading,

Which was agreed to.

Said bill was taken up, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expense of the two cities,'" approved March eighteenth, one thousand eight hundred and ninety,

And

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Were ordered to have a third reading,

Which was agreed to.

Said bills were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding" (Rivision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

And

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,' " approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up, read a second time, amended and, pending consideration of further amendments, laid over temporarily.

The President laid before the Senate the following communication:

STATE OF NEW JERSEY,
ATTORNEY GENERAL'S OFFICE,
TRENTON, February 25th, 1896.

To the Honorable Lewis A. Thompson, President of the Senate of the State of New Jersey:

MR. PRESIDENT—I am in receipt of Senate Bills Nos. 4 and 5, with the request that I give an opinion as to their constitutionality.

Both bills are by their terms limited in their application to townships of this state which have a population of fifteen thousand or more inhabitants. No. 5 authorizes the purchase of a proper piece of land and the erection thereon of a suitable public building for township purposes, and No. 4 authorizes the board of education of such townships to purchase all necessary land for school purposes to erect

al necessary school buildings thereon, and to authorize the issuance of bonds pledging the property of the whole township for the payment thereof, &c.

The question submitted to me seems to be whether the attempt to classify municipalities by a standard of population in this case is substantial, or whether it violates the constitutional prohibition against special legislation.

In some instances such a classification has been adjudged to be bad. On the other hand there are cases in which the classification has been sustained. The question is, does a difference in the size of a municipality in respect to population have any connection with the need or propriety of the legislative grant or regulation? If so, has the Legislature selected for legislation those municipalities for which the legislation might be more appropriate?

If the exclusive fitness of the group selected is in a substantial degree apparent, then the policy of so grouping the cities is for the Legislature.

In the case of Lewis *vs.* Moore, the Supreme Court applied this rule of classification to an act authorizing the construction of water works for the purpose of supplying cities, towns and villages with water supplies only to municipalities having not more than fifteen thousand and not less than five hundred inhabitants. It was held in this case that for the purpose of legislation the classification by population was sufficient to meet the constitutional requirement of generality.

See opinion of Justice Depue in Warner *vs.* Hoagland, 22d Vroom, page 62.

Whether townships containing over fifteen thousand inhabitants need special enactments and a classification in order to authorize them to put up public buildings and school-houses is a question which, under the decision above referred to, would seem to be partly a legislative one. Justice Reed concludes that case in these words: "A degree of propriety in the exclusive application of the legislation to these cities can be perceived." (25 Vroom, p. 125.)

I do not feel at liberty to pronounce these acts unconstitutional. I can conceive of reasons why the application of the proposed legislation should be limited by population.

I am, your obedient servant,

JOHN P. STOCKTON.

Which was read and ordered spread on the minutes.

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,"

On motion of Mr. Skirm recommitted.

In accordance with the direction of the President, the Secretary carried the following bill to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon."

On motion of Mr. Voorhees, the Senate then adjourned.

WEDNESDAY, February 26th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. S. M. Studdiford.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson, (President), Voorhees, Vreeland, Ward, Williams—18.

Journal of Tuesday was read and approved.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arreages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Assembly Bill No. 66, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of firr apparatus, and the issuing of bonds for said purposes in cities and towns of this state,"

Assembly Bill No. 73, entitled "An act concerning taxes in cities of this state,"

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage of cities in this state,'" approved April seventh, one thousand eight hundred and ninety,

Assembly Bill No. 52, entitled, "An act to amend an act entitled 'A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto,'" approved fourth, one thousand eight hundred and eighty-two,

And

Assembly Bill No. 134, entitled "An act to enable cities to open streets, highways and alleys, and to regulate and accept the same,"

Severally without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 71, entitled, "An act to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Militia, reported

Assembly Bill No. 113, entitled "An act to prevent the unlawful use of the shield of the Union Veteran Legion in the State of New Jersey,"

And

Assembly Bill No 178, entitled "A supplement to an act entitled 'An act for the organization of the national guard of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto,

Without amendment.

Mr. Bradley, on leave, introduced

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Daly, by request, on leave, introduced

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson land and improvement company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

And

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

As correctly engrossed.

Mr. Skirm, Chairman of the Committee on Militia, reported

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Without amendment.

Mr. Skirm, on leave, introduced

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities, and her public men,'"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Educatien.

Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey, and to repeal certain acts now relating to the same,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm moved that the vote by which

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Was lost be reconsidered,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative was—

Mr. Daly—1.

The bill was then laid over.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 55, entitled "Supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property owners, approved March twenty-second, one thousand eight hundred and ninety-five,'"

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

And

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five.

As correctly engrossed.

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or valley within the limits and jurisdiction of any such city,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty-three,

Favorably.

On motion of Mr. Parry,

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preseve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Senate Bill No. 101, entitled "An act to establish a state board of animal industry and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals,"

Were recommitted.

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,' passed March thirtieth, one thousand eight hundred and eighty-six,"

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four,"

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

And

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,' approved March twenty-third, one thousand eight hundred and eighty-three,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having, by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative were—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate had passed the same, and requests its concurrence therein.

On motion of Mr. Stokes,

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Was laid over until Monday evening.

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Was taken up on third reading and re-committed.

Mr. Stokes moved to reconsider the vote by which said bill,

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,' approved March twenty-third, one thousand eight hundred and eighty-three,

Was ordered to have a third reading,

Which was agreed to.

Said bill

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property-owners,' approved March twenty-second, one thousand eight hundred and ninety-five,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messsr. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Senate Bill No. 174, entitled "An act to prevent fraud by the employers of labor other than incorporated companies,"

Without amendment.

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Assembly Bill No. 148, entitled "An act approving of the union, consolidation and merger of the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey),

Without amendment.

Mr. Voorhees moved to reconsider the vote by which

Substitute for

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, have a third reading and to be reported.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways, or railroads operated as street railways, whose tracks run through the streets or roads of any city, town, borough, village, township or other municipality in this state, from carrying freight or express matter,"

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Without amendment.

Assembly Bill No. 140, entitled "An act relating to district courts in this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 73, entitled "An act concerning taxes in cities of this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative was—

Mr. Hoffman—1.

In the negative were—

Messrs. Engle, Gould, Johnson, Kuhl, Parry, Rogers, Skirm, Thompson (President), Vreeland, Ward, Williams—11.

So the bill was declared lost.

Assembly bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Was taken up on second reading and recommitted.

Assembly Bill No. 71, entitled "An act to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Skirm, Stokes, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 134, entitled "An act to enable cities to open streets, highways and alleys, and to regulate and accept the same,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Stokes, Thompson (President) Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 113, entitled "An act to prevent the unlawful use of the Shield of the Veteran Union Legion in the state of New Jersey,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and recommitted.

Assembly Bill No. 178, entitled "A supplement to an act entitled 'An act for the organization of the national guard of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 148, entitled "An act approving of the union, consolidation and merger of the Pennsylvania and New Jersey Rail road Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey),"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Was taken up, and on motion recommitted.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 100, entitled "Supplement to the act entitled 'An act to provide for the permanent improvement of the public roads of this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 139, entitled "A supplement to an act entitled 'An act for the organization of the national guard of the state of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto,

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Senate Bill No. 135, entitled "A supplement to an act entitled 'A general act concerning taxes,'" approved March nineteenth, one thousand eight hundred and ninety-one,

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes."

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 58, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act,

Senate Bill No. 98, entitled "An act for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof,"

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Hoffman, Ketcham, Kuhl, Parry, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

Mr. Parry offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate Senate Bill No. 42 for further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Engle, Hoffman, Johnson, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

Mr. Johnson offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate Senate Bill No. 17 for further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Engle, Hoffman, Johnson, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 61, entitled "An act concerning elections,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

With amendments,

Which were read and adopted;

Also,

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Without amendment.

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Was taken up on second reading and laid over until Monday evening.

Mr. Stokes, on leave, introduced

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Daly, on leave, introduced

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Daly also presented petition accompanying said bill, which was referred to the Committee on Municipal Corporations.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,' approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Assembly Bill No. 46, entitled "A supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading rooms,' approved March fourteenth, one thousand eight hundred and seventy-nine,"

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Severally, without amendment.

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack improvement commission,'" approved April first, one thousand eight hundred and sixty-eight,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

And

Senate Bill No. 174, entitled "An act to prevent fraud by the employers of labor other than incorporated companies,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

For further consideration.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Daly moved to reconsider the vote by which

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Was ordered to have a third reading, be ordered back on second reading,

Which was agreed to.

Mr. Parry, on leave, introduced

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of Congress of August thirtieth, one thousand eight hundred ninety, and the acts of the Legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Assembly Bill No. 52, entitled "An act to amend an act entitled 'A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Was taken up on second reading;

Mr. Skirm moved that the consideration of said bill be indefinitely postponed,

Which was agreed to.

Assembly Bill No. 61, entitled "An act concerning elections,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ketcham offered amendment to

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Which was read and adopted, and said bill ordered a third reading.

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Was taken up on second reading.

Mr. Skirm moved that said bill be recommitted to the Committee on Municipal Corporations.

Assembly Bill No. 46, entitled "A supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading rooms,'" approved March fourteenth, one thousand eight hundred and seventy-nine,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Parry, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees offered the following resolution:

Resolved, That there be printed 400 copies of all concurrent resolutions relating to the proposed amendments to the constitution relating to judiciary collated form.

Which was read and adopted

Mr. Voorhees, on leave, introduced

Senate Bill No. 217, entitled "A further supplement to an act entitled 'An act authorizing the establishment of hospitals in cities of this state,'" approved February twenty-third, one thousand eight hundred and eighty-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 218, entitled "An act concerning the extraordinary legal remedies,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Voorhees moved to reconsider the vote by which a resolution was passed that 400 copies of bills be printed,

Which was agreed to.

A message was received from the Governer by the hands of Mr. Tuttle, his Private Secretary, returning

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve

and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

In compliance to a concurrent resolution.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty-three,

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Senate Bill No. 26, entitled, "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is chapter CCCXXXV of the laws of one thousand eight hundred and ninety-four,

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance, and regulating the annual report to be made by such commissioner,"

Correctly engrossed.

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

As amended in the Senate,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly Engle, Johnson, Ketcham, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is chapter three hundred and thirty-five of the laws of one thousand eight hundred and ninety-four,

Was taken up and read a third time,

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Parry, Stokes, Thompson (President), Voorhees, Vreeland, Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
February 26, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eighty hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
February 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

Resolved (the Senate concurring), That the Senate be requested to return to this House

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

For the correction of an error in the engrossed bill,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Was concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—15.

In the negative—None.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland —12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 26, entitled "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up on third reading and laid over.

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, February 28th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Skirm.

As there was no quorum present, the Senate then adjourned.

MONDAY, March 2d, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. Albert Erdman, of Morristown, N. J.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Wednesday and Friday was read and approved.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Without amendment.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Ross, on leave, introduced

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs," approved March twenty-eighth, one thousand eight hundred and ninety-two,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Ketcham, on leave, introduced

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Mr. Voorhees, on leave, introduced

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy four, approved April fifth, one thousand eight hundred and seventy-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, on leave, introduced

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Rogers, on leave, introduced

Senate Bill No. 223, entitled "An act to provide for the requirement of turnpike roads for free public use,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson Land and Improvement Company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

Without amendment,

And

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

With amendment,

Which were read and adopted.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill, No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Without amendment.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Senate Bill No. 177, entitled "An act in regard to the employment of honorably-discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

And

Senate Bill No. 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing

appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Without amendment.

Mr. Parry offered the following resolution, which was read and adopted:

Resolved, That two hundred copies of Senate Bill No. 129 be printed and delivered to the Senate, soon as possible.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 2d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Without amendment;

Assembly Bill No. 2, entitled "A supplement to an act entitled 'An act to secure to operatives in manufactories, and other employees, their wages,'" approved March thirteenth, one thousand eight hundred and fifty-six,

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Assembly Bill No. 78, entitled "An act respecting the term of office of the collector of taxes, town assessor and town clerk in towns,"

Assembly Bill No. 79, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed

March thirtieth, one thousand eight hundred and eighty-six, and the operation thereof,

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 129, entitled "An act to amend an act entitled 'An act concerning recognizances,'" approved April first, one thousand eight hundred and seventy-eight,

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 139, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act respecting licenses in the boroughs of this state,"'" approved May first, one thousand eight hundred and ninety-four, which act was approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

And

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 2, entitled "A supplement to an act entitled 'An act to secure to operatives in manufactories, and other employees, their wages,'" approved March thirteenth, one thousand eight hundred and fifty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries;

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Federal Relations;

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia;

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions;

Assembly Bill No. 78, entitled "An act respecting the term of office of the collector of taxes, town assessor and town clerk in towns,"

And

Assembly Bill No. 139, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act respecting licenses in the boroughs of this state," approved May first, one thousand eight

hundred and ninety-four,'" which act was approved March twenty-second, one thousand eight hundred and ninety-five,

Were each read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions:

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Assembly Bill No. 192, entitled "An act fixing the rates of ferriage for transporting foot-passengers over any ferry having a terminus at any point in any county of the first class,"

Without amendment.

Assembly Bill No. 79, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six, and the operation thereof,

And

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Were each read for the first time by thier titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Assembly Bill No. 129, entitled "An act to amend an act entitled 'An act concerning recognizances,'" approved April first, one thousand eight hundred and seventy-eight,

And

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act representing the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Herbert, on leave, introduced

Senate Bill No. 224, entitled "An act to authorize borough commissions to purchase lands, erect and maintain buildings thereon for borough purposes and issue bonds for the payment of the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Herbert offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate Senate Bill No. 11, for further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates Stokes, Thompson (President), Voorhees, Vreeland, Ward —20.

In the negative—None.

Mr. Voorhees, on leave, introduced

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall he qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

With amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Without amendment.

Substitute for

Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson land and improvement company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 192, entitled "An act to prevent prize-fighting,"

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

And

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed and to have a third reading.

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Was taken up and pending consideration, was laid over until to-morrow.

Mr. Ketcham, on leave, introduced

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Herbert, on leave, introduced

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,' approved April eighteenth, one thousand eight hundred and ninety-four,"

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expense of the two cities,' approved March eighteenth, one thousand eight hundred and ninety,"

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

Senate Bill No. 174, entitled "An act to prevent fraud by the employers of labor other than incorporated companies,"

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,' passed March thirtieth, one thousand eight hundred and eighty-six,"

And

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four,"

As correctly engrossed.

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Was taken up on third reading, and laid over until to-morrow morning.

Senate Bill 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—18.

In the negative were—

Messrs. Daly, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Vreeland, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messsr. Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Was taken up and read third time.

Mr. Rogers moved that said bill be recommitted, which was disagreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Packer, Rogers—4.

In the negative were—

Messrs. Engle, Gould, Herbert, Hoffman, Johnson, Kuhl, Stokes, Thompson (President), Vreeland, Williams—10.

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Ross, Skirm, Stokes, Thompson (President), Vreeland Williams—15.

In the negative were—

Messrs. Rogers, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 2, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

Resolved, That this Senate be requested to transmit to the House, in compliance with the joint rules of the Senate and House, all papers and documents in the possession of any, relating to Senate Bill No. 111, and particularly the proofs relating to the publication of the notice of intention to apply for the passage of said bill required by the laws of this state.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—18.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 2d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate Senate Bill No. 11, for further consideration.

JAMES PARKER,
Clerk of the House of Assembly.

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Thompson (President), Vreeland, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expense of the two cities,'" approved March eighteenth, one thousand eight hundred and ninety,

Was taken up and read a third time,

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Ketcham, Kuhl, Packer, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—14.

In the negative was—

Mr. Williams—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward—14.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Ross offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration,

Senate Bill No. 63,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketchum, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

On motion of Mr. Voorhees

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Was recommitted.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety five,

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is Chapter CCCXXXV of the laws of one thousand eight hundred and ninety-four,

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,"

Senate Bill No. 99, entitled "An act to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled 'An act to amend an act entitled "An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,"'" approved February twenty-second, one thousand eight hundred and eighty-eight,

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property-

owners,' approved March twenty-second, one thousand eight hundred and ninety-five,"

And

Assembly Bill No. 6, entitled "An act regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled 'An act to establish a system of public instruction,' approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Assembly Bill No. 46, entitled "A supplement to an act entitled 'An act to authorize cities to establish and maintain free public libraries and reading rooms,'" approved March fourteenth one thousand eight hundred and seventy-nine,

Assembly Bill No. 54, entitled "A supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

With amendments;

Also, that the Senate had passed

Assembly Bill No. 71, entitled "An act to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use,"

Assembly Bill No. 96, entitled "An act concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof,"

Assembly Bill No. 134, entitled "An act to enable cities to open streets, highways and alleys, and to regulate and accept the same,"

Assembly Bill No. 140, entitled "An act relating to district courts in this state,"

Assembly Bill No. 148, entitled "An act approving of the union, consolidation and merger of the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey),"

Assembly Bill No. 61, entitled "An act concerning elections,"

Assembly Bill No. 178, entitled "A supplement to an act entitled 'An act for the organization of the national guard of New Jersey,'" approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto,

Severally, without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, March 3d, 1896.

At 10 o'clock A. M. the Senate met.

The session was opened by prayer by the Rev. Elvin S. Taylor.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Monday was read and approved.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 200, entitled "An act to authorize the board of directors, trustees or manager of any cemetery or burial ground to deposit all moneys received by them and invest all surplus funds belonging to them,"

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment, and a substitute for

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Which was read and adopted.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 196, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Without amendment.

Mr. Stokes, on leave, introduced

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Williams, on leave, introduced

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state," approved April sixteenth, one thousand eight hundred and forty-six,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

With amendments, which were read and adopted.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Substitute for

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Which was read and adopted, and, on motion of Mr. Daly, ordered printed.

Substitute for Senate Bill No. 108, entitled "A further supplement to an act entitled 'An act to establish and organize the state reform school for juvenile offenders,'" approved April sixth, one thousand eight hundred and sixty-five,

And

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" ap-

proved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Senate Bill 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

And

Senate Bill No. 200, entitled " An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the State normal school,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

In accordance with the request by concurrent resolution

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was returned to the Senate from the Governor by the hands of Mr. Tuttle, his Private Secretary.

Mr. Skirm moved to reconsider the vote by which

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Was ordered to have a third reading,

Which was agreed to.

The bill was then taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, on leave, introduced

Senate Bill No. 230, entitled "An act to constitute commissioners of county sinking funds,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Senate Bill No. 157, entitled "An act to amend an act, entitled 'An act to amend the law relating to the property of married women" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Thompson (President), Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Gould, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than

two hundred thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was taken up on third reading, and, on motion of Mr. Skirm, recommitted.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 3, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration Senate Bill No. 63.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 71, entitled "An act to authorize grading, paving curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Without amendment.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Daly, on leave, introduced

Senate Bill No. 231, entitled "An act to authorize the state board of education to provide school books and prescribe a uniform course or courses of study to be pursued in the public schools,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Ross, on leave, introduced

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Mr. Voorhees offered the following resolution:

Resolved (the House of Assembly concurring), That the members of both Houses of this Legislature hold a joint meeting in the Assembly Chamber on Wednesday, March 11th, 1896, at twelve o'clock,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 28, entitled "An act to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same,"

Senate Bill No. 43, entitled "An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover,"

Senate Bill No. 109, entitled "An act to authorize the dissolution of railroad corporations under certain circumstances,"

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—15.

In accordance with request by concurrent resolution

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Was returned by the Governor, by the hands of Mr. Tuttle, his Private Secretary.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June tenth, one thousand eight hundred and ninety,

Without amendment.

Mr. Skirm, on leave, introduced

Senate Bill No. 223, entitled "An act to provide for the requirement of turnpike roads for free public use,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Voorhees, on leave, introduced

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Now in possession of the Senate, be returned to the Governor.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

And

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Without amendment.

Mr. Williams, on leave, introduced

Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

And

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed and to have a third reading.

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen,

common council, township committee or other municipal board or body,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Skirm, Staates, Stokes, Voorhees, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Stokes, from the Committee on Engrossed Bills, reported:

Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey, and to repeal certain acts now relating to the same,"

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

And

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack improvement commission,'" approved April first, one thousand eight hundred and sixty-eight,

As correctly engrossed.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, on behalf of a majority of said Committee, reported

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

With amendments,

Which were read and laid over.

Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Voorhees, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill passed?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Ketcham, Kuhl, Packer, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Engle, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Ross moved to reconsider the vote by which

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,

Was ordered to have a third reading,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams—16.

In the negative—None.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Mr. Voorhees, on leave, introduced

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June tenth, one thousand eight hundred and ninety,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 196, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety five,

Was ordered to have a third reading,

Which was agreed to by the following vote:

In the affirmative were:

Messrs. Daly Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Thompson (President), Voorhees, Vreeland—14.

In the negative was—

Mr. Williams—1.

The bill was then recommitted to the Committee on Revision of the Laws.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Assembly Bill No. 2, entitled "A supplement to an act entitled 'An act to secure to operatives in manufactories, and other employes, their wages," approved March thirteenth, one thousand eight hundred and fifty-six,"

Without amendment.

Said bill

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Ketcham, on leave, introduced

Senate Bill No. 237, entitled "An act relating to policies of fire insurance."

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Said bill

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Williams, Chairman of the Committee of Revision of the Laws, reported

Assembly Bill No. 79, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six and the operation thereof,

Without amendments.

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 192, entitled "An act to prevent prize-fighting,"

And

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

As correctly engrossed.

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Voorhees, Williams—11.

In the negative were—

Messrs. Daly, Johnson—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Williams—11.

In the negative were—

Messrs. Daly, Johnson—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 3d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

With amendment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The amendments made in the House of Assembly to

Senate Bill, No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty second, one thousand eight hundred and ninety-five,

Were taken up and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Ward, Williams—14.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Was taken up on second reading.

Mr. Stokes offered a substitute for said bill,

Which was read and adopted;

Said bill was then taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 130, entitled "An act to provide means for the payment of expenses and services of fish and game wardens,"

Without amendment,

And

Substitute for

Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey and to require a license for such fishing,"

Which was read, adopted and ordered printed.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Senate Bill No. 158, entitled "A supplement to an act entitled 'An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expenses of the two cities,'" approved March eighteenth, one thousand eight hundred and ninety,

Senate Bill No. 161, entitled "A further supplement to an act entitled 'An act relating to sales of land under a public statute and by virtue of any judicial proceeding'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto,

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty-three,

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico."

The following bill having passed both Houses was this day delivered to the Committee on Passed Bills, with the following indorsement thereon:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four.

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval, in in accordance with resolution adopted.

On motion of Mr. Voorhees, the Senate then adjourned.

WEDNESDAY, March 4th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. W. McNair.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

Journal of Tuesday was read and approved.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Assembly Bill No. 129, entitled "An act to amend an act entitled 'An act concerning recognizances,'" approved April first, one thousand eight hundred and seventy-eight,

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the powers and

duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment,

And

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled 'An act concerning idiots and lunatics,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

With amendments, which were read and adopted.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,"

And

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

Without amendment.

Mr. Voorhees, on leave, introduced

Senate Bill No. 238, entitled "An act to regulate the embalmment of dead human bodies,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,"

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

And

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

And

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed and to have a third reading.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 79, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six, and the operation thereof,

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment,

And

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street-light commissioners in said district,'" approved May twenty fifth, one thousand eight hundred and ninety-four,

With amendments, which were read and adopted.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 153, entitled "An act to legitimate children born out of lawful wedlock,"

Without amendment.

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Was taken up an read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm Stokes, Thompson (President), Voorhees, Ward—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 164, entitled An act to amend an act entitled "An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default," approved March third, one thousand eight hundred and forty-eight,

Without amendment,

And

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

With amendments,

Which were read and adopted.

Mr. Voorhees moved to reconsider the vote by which

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was passed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Voorhees, Williams—13.

In the negative—None.

Mr. Voorhees moved to reconsider the vote by which said bill

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state," approved April twenty-eighth, one thousand eight hundred and eighty-six,"

Without amendment.

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

In the negative were—

Messrs. Daly, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees, on leave, introduced

Senate Bill No. 239, entitled "An act to regulate the alienation or demise of lands held by incorporated towns adjoining public school buildings,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Without amendment.

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 201, entitled "An act to provide for additional accommodations and necessary repairs and improvements to the grounds and buildings of the New Jersey school for deaf-mutes,"

Without amendment.

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Pocker, Parry, Ross, Skirm, Thompson (President), Voorhees, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 129, entitled "An act to amend an act entitled 'An act concerning recognizances,'" approved April first, one thousand eight hundred and seventy-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Voorhees, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge and maintain board walks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

And Senate amendments to

Assembly Bill 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

And

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy six,

As correctly engrossed.

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street lighting districts, and the erection and maintenance of street-lights therein, and the election of street-light commissioners in said district,'" approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled, 'An act concerning idiots and lunatics,' approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order to the court,"

Were taken up, read a second time, considered by sections, amended, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 139, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act respecting licenses in the boroughs of this state,"'" approved May first, one thousand eight hundred and ninety-four, which act was approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, without amendment.

Senate Bill No. 63, enitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain board-walks, or other sidewalks and streets and other public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

With amendments, which were read and adopted.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain acts now relating to the same,"

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commisstoners or improvement commissions,"

And

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack improvement commission," approved April first, one thousand eight hundred and sixty-eight.

Also that the Senate had passed

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June Tenth, one thousand eight hundred and ninety,

And

Assembly Bill No. 79, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six, and the operation thereof,

Without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Friday morning at 10 o'clock, and that when it then adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

Mr. Daly, on leave, introduced

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

Which was read for the first time by its title, ordered to have a recond reading, and referred to the Committee on the Judiciary.

Mr. Voorhees, on leave, introduced

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson Land and Improvement Company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

And

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

As correctly engrossed.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 199, entitled "An act concerning cities,"

With amendments,

Which were read and adopted.

Senate Bill No. 17, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Parry, Ward—3.

In the negative were—

Messrs. Daly, Engle, Gould, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Williams—14.

So the bill was declared lost.

Mr. Skirm moved to reconsider the vote by which said bill was lost.

Mr. Williams moved to lay that motion on the table,

Which was agreed to.

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 164, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight,

And

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees asked and obtained unanimous consent to withdraw

Senate Bill No. 239, entitled "An act to regulate the alienation or demise of lands held by incorporated towns adjoining public school buildings,"

From the files of the Senate.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 4, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill, No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this state,'" approved April seventh, one thousand eight hundred and eighty-five,

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Without amendment,

Assembly Bill No. 33, entitled "An act to amend the act entitled 'A further supplement to an act entitled "An act for the formation of borough government,"'" approved April fifth, one thousand eight hundred and seventy-eight, approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Assembly Bill No. 68, entitled "An act to amend an act entitled 'An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes,'"

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,

Assembly Bill No. 109, entitled "An act to amend the borough act,"

Assembly Bill No. 160, entitled "An act to establish the rate of interest on arrears of taxes and assessments in cities of this state,"

Assembly Bill No. 205, entitled "An act for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny,"

Assembly Joint Resolution No. 3, entitled "Joint resolution authorizing the purchase of land for the burial of the bodies of deceased soldiers, and erecting a monument thereon,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 33, entitled "An act to amend the act entitled 'A further supplement to an act entitled "An act for the formation of borough government,"'" approved April fifth, one thousand eight hundred and seventy-eight, approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 68, entitled "An act to amend an act entitled 'An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes,'"

And

Assembly Bill No. 109, entitled "An act to amend the borough act,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

And

Assembly Bill No. 160, entitled "An act to establish the rate of interest on arrears of taxes and assessments in cities of this state,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture,

Assembly Bill No. 205, entitled, "An act for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny,"

And

Assembly Joint Resolution No. 3, entitled "Joint resolution authorizing the purchase of land for the burial of the bodies of deceased soldiers, and erecting a monument thereon,"

Were read for the first time by their their titles, ordered to have a second reading and referred to the Committee on Claims and Pensions.

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 78, entitled "An act respecting the term of office of the collector of taxes, town assessor and town clerk in towns,'

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading.

Under a suspension of rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland—14.

In the negative—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once, and inform that body that the Senate had passed the same, without amendment.

Senate Bill No. 177, entitled "An act in regard to the employment of honorably-discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Kuhl, Packer, Parry, Rogers, Staates, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 192, entitled "An act to prevent prize-fighting,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland, Ward—11.

In the negative was—

Mr. Daly—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

With amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

And

Senate Bill No. 233, entitled "An act concerning municipalities,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Substitute for Senate Bill No. 108, entitled "A further supplement to an act entitled 'An act to establish and organize the state reform school for juvenile offenders,'" approved April sixth, one thousand eight hundred and sixty-five,

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

And

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

As correctly engrossed.

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Williams —13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street-light commissioners in said district,'" approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled 'An act concerning idiots and lunatics,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

As correctly engrossed.

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

On motion of Mr. Voorhees the rules were suspended and the Secretary directed to carry all bills passed this afternoon to the Assembly at once.

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled 'An act concerning idiots and lunatics,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams —13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill passed?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 2, entitled "A supplement to an act entitled 'An act to secure to operatives in manufactories, and other employes, their wages,'" approved March thirteenth, one thousand eight hundred and fifty-six,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

Was taken up, read a second time, considered by sections, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Mr. Rogers asked and obtained unanimous consent to withdraw all amendments offered by him to said bill.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messsr. Bradley, Daly, Engle, Gould, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams —13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

And

Senate Bill No. 233, entitled "An act concerning municipalities,"

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported a substitute for

Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read, adopted, and ordered printed.

Mr. Daly, on leave, introduced

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

And

Assembly Bill No. 112, entitled "An act to amend an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

With amendment;

Also that the Senate had passed

Assembly Bill No. 30, entitled "An act concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities,"

Assembly Bill No. 78, entitled "An act respecting the term of office of the collector of taxes, town assessor and town clerk in towns,"

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Assembly Bill No. 129, entitled "An act to amend an act entitled 'An act concerning recognizances,'" approved April first, one thousand eight hundred and seventy-eight,

Assembly Bill No. 139, entitled "An act to amend an act entitled An act to amend an act entitled "An act respecting licenses in the boroughs of this state,"'" approved May first, one thousand eight hundred and ninety-four, which act was approved March twenty-second, one thousand eight hundred and ninety-five,

Severally without amendment.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 15, entitled "An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified,"

Senate Bill No. 18, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 39, entitled "An act to repeal an act entitled 'An act to authorize the election of a city treasurer in cities of the second class for a longer term than two years,'" approved March seventeenth, one thousand eight hundred and ninety-one,

Senate Bill No. 59, entitled "An act to repeal an act entitled 'An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state,'" passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act,

Senate Bill No. 69, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks."

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, March 6th, 1896.

At 10 o'clock A. M. the Senate met.

The session was opened by prayer by the Rev. John H. Boswell, of Trenton.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

Journal of Wednesday was read and approved.

Mr. Vreeland offered a petition from citizens of Morris county in behalf of a law prohibiting screens in saloons to prevent a full view of the interior,

Which was read and referred to a Committee on the Judiciary.

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 153, entitled "An act to legimate children born out of lawful wedlock,"

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four,"

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,' " approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill, No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

Senate Bill No. 182, entitled "An act relating to street railroads,"

And

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm, Chairman of the Committee on Militia, reported

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,' " approved March twenty-third, one thousand eight hundred and eighty-eight,

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' " passed May ninth, one thousand eight hundred and ninety-four,

Favorably, without amendment;

Assembly Bill 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,' " approved April seventh, one thousand eight hundred and ninety,

And

Assembly Bill No. 160, entitled "An act to establish the rates of interest on arrears of taxes and assessments in cities of this states,"

Without amendment.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Favorably, without amendment.

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,' approved April sixteenth, one thousand eight hundred and forty six,

Was taken up on second reading.

Mr. Daly moved to lay said bill over,

Which motion was lost.

Said bill was then considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,' approved March fourteenth, one thousand eight hundred and ninety-three,

Without amendment.

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Favorably, without amendment.

Substitute for Senate Bill No. 108, entitled "A further supplement to an act entitled 'An act to establish and organize the state reform school for juvenile offenders,'" approved April sixth, one thousand eight hundred and sixty-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 62, entitled "An act to provide for the incorporation of associations for the advancement of medical and surgical science,"

Was taken up, read a second time, amended, read, and, on motion of Mr. Voorhees, referred to the Committee on the Revision of the Laws.

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act representing the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Daly, Herbert, Johnson, Packer, Ross, Skirm, Stokes, Vreeland, Williams—9.

In the negative were—

Messrs. Gould, Kuhl, Parry, Staates, Thompson (President), Ward —6.

So said bill was declared lost.

Senate Bill No. 233, entitled "An act concerning municipalities,"

Was then taken up.

Mr. Skirm moved to reconsider the vote by which said bill

Was ordered to have a third reading,

Which motion was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 5th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That a committee be appointed, consisting of two member of the House and one member of the Senate, to revise and consolidate the statutes relating to district courts in this state, said committee to report as speedily as possible,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 5th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the members of both Houses of this Legislature hold a joint meeting in the Assembly chamber on Wednesday, March 11th, at 12 o'clock noon.

JAMES PARKER,
Clerk of the House of Assembly.

Which was concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading,

And, on motion, laid over.

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Was taken up, read a second time, and, on motion, laid over till Monday.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 6th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Skirm moved to take from the table a motion to reconsider the vote by which

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was lost,

Which motion was agreed to by the following vote:

In the affirmative were:

Messrs. Daly, Gould, Herbert, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

Mr. Skirm then moved to reconsider the vote by which said bill was laid on the table,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Mr. Skirm then moved to refer said bill to the Committee on Revision of the Laws.

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up on second reading.

Mr. Daly moved said bill be laid over until Monday,

Which motion was lost.

Mr. Daly then moved the consideration of said bill be made a special order for next Tuesday,

Which said motion was lost by the following vote:

In the affirmative—

Mr. Daly—1.

In the negative were—

Messrs. Gould, Johnson, Packer, Pary, Rogers, Skirm, Thompson (President), Vreeland, Ward, Williams—10.

Mr. Daly then moved to amend said bill by the following amendment:

BE IT ENACTED *by the Senate and General Assembly*, That no person, by himself or his agents or servants, nor as an agent or servant, shall render or manufacture, sell, offer for sale, expose for sale or have in his possession with intent to sell, any article, product or compound made wholly or partially out of any fat, oil or oleaginous substance or compound thereof not produced from unadulterated milk or cream from the same, or any natural butter that is colored, stained or mixed with annatto or any other coloring or substance.

Which amendment was lost by the following vote:

In the affirmative were—

Messrs. Daly, Herbert, Packer, Rogers, Ross—5.

In the negative were—

Messrs. Gould, Johnson, Parry, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—9.

Mr. Daly then moved that said bill be further amended,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Herbert, Kuhl, Packer, Rogers, Ross, Stokes—7.

In the negative were—

Messrs. Gould, Johnson, Parry, Skirm, Thompson (President), Ward—6.

Said bill was then further amended, which amendment was read and bill laid over.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

Without amendment;

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Herbert, Johnson, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Skirm then moved a recess of fifteen minutes, upon the conclusion of which,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 238, entitled "An act to regulate the embalmment of dead human bodies,"

With amendments,

Which were read and adopted.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Daly, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy five,

Without amendments.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations,"

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Senate Bill No. 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Senate Bill No. 199, entitled "An act concerning cities,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum," approved March twentieth one thousand eight hundred and ninety five,"

Senate Bill No. 119, entitled "An act respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks,"

Senate Bill No. 233, entitled "An act concerning municipalities,"

And Senate amendment

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

As correctly engrossed.

Senate Bill, No. 238, entitled "An act to regulate the embalmment of human dead bodies,"

With Senate amendments,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Stokes, on leave, introduced

Senate Bill No. 244, entitled, "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware, and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Was taken up, read a second time, and, on motion, laid over till Monday.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 6th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Skirm moved to take from the table a motion to reconsider the vote by which

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was lost,

Which motion was agreed to by the following vote:

In the affirmative were:

Messrs. Daly, Gould, Herbert, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

Mr. Skirm then moved to reconsider the vote by which said bill was laid on the table,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 6th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 4, entitled "An act relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants,"

Senate Bill No. 63, entitled "An act to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided,"

Senate Bill No. 88, entitled "An act respecting the granting of licenses to sell spirituous, vinous or malt or brewed liquors in certain places in this state,"

Senate Bill No. 90, entitled "Supplement to an act entitled 'An act concerning the condemnation of lands,'" approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 111, entitled "An act to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon,"

Senate Bill No. 141, entitled "A supplement to an act entitled 'An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same, and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property owners,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Without amendment;

Also,

Assembly Bill No. 22, entitled "An act to provide for the appointment of clerks of the grand jury in counties of the third class in this State,"

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,' approved March ninth, one thousand eight hundred seventy-seven,

Assembly Bill No. 99, entitled "An act for the protection of tongers of clams and oysters under the tidal waters of Delaware Bay and tributaries,"

Assembly Bill No. 103, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,"' approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety three,"

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Assembly Bill No. 124, entitled "An act relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class,"

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty three of the public laws of the year eighteen hundred and ninety-two,"

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class," passed May eighteenth, one thousand eight hundred and ninety-four,'" approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,'"

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

And

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 22, entitled "An act to provide for the appointment of clerks of the grand jury in counties of the third class in this State,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 99, entitled "An act for the protection of tongers of clams and oysters under the tidal waters of Delaware Bay and tributaries,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries;

Assembly Bill No. 103, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,"'" approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety-three,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries;

Assembly Bill No. 124, entitled "An act relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class,"

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

And

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year one thousand eight hundred and ninety-two,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education;

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

And

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class,"'" passed May eighteenth, one thousand eight hundred and ninety-four, approved March seventh, one thousand eight hundred and ninety-five,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions;

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections;

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,"

And

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitu-

tion,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Kuhl, Packer, Skirm, Thompson (President), Voorhees, Ward, Williams—8.

In the negative was—

Mr. Johnson—1.

So the bill was declared lost.

Mr. Johnson moved to reconsider the vote by which said bill was lost,

Mr. Voorhees moved to lay that motion on the table, which motion was adopted.

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Daly, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

Was taken up.

Mr. Stokes asked unanimous consent to amend said bill, which was agreed to.

The amendments were read and adopted.

Said bill was ordered to be re-engrossed and have a third reading.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,"

Favorably.

Mr. Rogers, Chairman of the Committee on Appropriations, reported

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Favorably.

Mr. Parry, Chairman of the Committee on Finance, reported

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,

Without recommendation;

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

And

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes," ' " approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Favorably.

Senate Bill No. 233, entitled "An act concerning municipalities,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Johnson, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Vreeland, Williams—11.

In the negative was—

Mr. Johnson—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

With Senate amendment, was taken up, and on motion laid over until Tuesday, 11 A. M.

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others, payment for their labor and materials in erecting any building,"

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,"

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Vreeland, on leave, introduced

Senate Bill No. 245, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 192, entitled "An act to prevent prize-fighting,"

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Senate Bill No. 210, entitled, "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state,'" approved May twenty-second, one thousand eight hundred and ninety-four,

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

And

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled, 'An act concerning idiots and lunatics,' approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,"

With amendments;

Also, had passed

Assembly Bill No. 2, entitled "A supplement to an act entitled 'An act to secure to operatives in manufactories, and other employees, their wages,'" approved March thirteenth, one thousand eight hundred and fifty-six,

Without amendment.

On motion of Mr. Voorhees, the Senate then adjourned to Monday evening at 8 o'clock.

MONDAY, March 9th, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. Chas. P. Glover, of Trenton.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Friday was read and approved.

Mr. Ketcham presented a petition from the Building and Loan Association League of New Jersey protesting against the passage of Senate Bill No. 27, as it is not for the best interests of the building loan interests of this state.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

And

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Without amendment.

Mr. Williams, Chairman of the Committee of Revision of the Laws, reported

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

Without amendment.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 68, entitled "An act to amend an act entitled 'An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes,'"

Assembly Bill No. 109, entitled "An act to amend the borough act,"

Without amendment.

And

Assembly Bill No. 33, entitled "An act to amend the act entitled 'A further supplement to an act entitled "An act for the formation of borough government,"' approved April fifth, one thousand eight hundred and seventy-eight," approved March seventh, one thousand eight hundred and ninety-five,

With amendments,

Which were read and adopted.

Mr. Bradley, Chairman of the Committee on Federal Relations, reported

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

Without amendment.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 151, entitled "An act to repeal an act entitled 'An act concerning taxes,'" approved March twenty-eighth, eighteen hundred and ninety-five,

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

Without amendment.

Mr. Daly, on leave, introduced

Senate Bill No. 246, entitled "An act providing for the establishment and maintenance of a normal school in Jersey City, and for the erection and funishing of a building or buildings for the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Kuhl, on leave, introduced

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a recond reading, and referred to the Committee on the Judiciary.

Mr. Johnson, on leave, introduced

Senate Bill No. 248, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation thereof,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

The same Senator, for the President, on leave, introduced

Senate Bill No. 249, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Voorhees, on leave, introduced

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

The same Senator, on leave, introduced

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries.

The same Senator, on leave, introduced

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

The same Senator, on leave, introduced

Senate Bill No. 253, entitled "An act respecting conveyances";

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Williams, on leave, introduced

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Ms. Voorhees offered the following resolution:

WHEREAS, our sister State, Tennessee, is preparing to appropriately celebrate the one hundredth anniversary of her admission to the American Union, and also, in connection therewith, to hold an extensive industrial and international exhibition, and has, through its representatives, requested the appointment of Commissioners from the state of New Jersey; therefore, be it

Resolved (the House of Assembly concurring), That the governor be requested and is hereby authorized to appoint five or more commissioners to represent the state, who shall serve without pay, and whose duty shall be to promote and encourage a full and complete exhibit of the commercial, industrial, educational, artistic and other interests of the State by its citizens.

Which was read, and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

In the negative—None.

Mr. Johnson offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 29, for the purpose of amendment,

Which was read, and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams —19.

In the negative—None.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

Without amendment.

Mr. Voorhees presented the following majority and minority report of proposed amendments to the Constitution relating to the judiciary, which were read and four hundred copies of each ordered to be printed:

To the Senate:

The committee of nine appointed by the resolution of the Senate of February 25th, 1896, to formulate certain amendments to the Constitution of the State, relative to Judiciary and the apportionment by districts of the members of the House of Assembly in the several counties, herewith present their report:

In the matter of the revision of the Judiciary article of the Constitution, we have carefully considered the report of the Constitutional Commission of 1894, and the several propositions pending at this time in the Senate.

At the outset it was deemed wise not to attempt any unnecessary or radical change in the jurisdiction or construction of the existing courts.

We believe the one universal reform demanded is a modification, or the entire abolition, of the present method of constituting our Court of Errors and Appeals. Those who do not favor an absolute independent Appellate Court all agree that the present Court should be reconstructed.

Two methods only present themselves to accomplish this end.

First—An independent court, composed of five judges, who shall not be judges of any other court.

Second—A court composed wholly, or partly, of judges designated to sit in the Court of Appeals from time to time by

selection from among the present judges by the Governor or by rotation among themselves.

After full discussion, a majority of your committee agreed upon the first method.

The importance and magnitude of the litigated business in this State makes an independent Court of Appeals, with ample time for careful hearing and the consideration of causes, an absolute necessity. The Court of Appeals, as now constituted, with limited time for its important duties, is not satisfactory to the bar or the people of the State.

The Appellate Court provision, which is herewith presented, is practically the same as that presented by the Constitutional Commission of 1894. It is an independent court of five judges.

The Court of Chancery we have left untouched, as at present organized, only suggesting to the Legislature that in case any action is taken as to that court, that the amendment presented by the Constitutional Commission of 1894, which we attach hereto, and which simply gives the Vice Chancellors Constitutional recognition, leaving the business of the court under the direction of the Chancellor, be adopted, rather than the amendment as passed by the Legislature of 1895, as this latter amendment we fear might result in conflict of judicial authority. The retention of the Court of Chancery to be constituted of the Chancellor is deemed the wiser policy. Its injunction powers seem to demand a single head, of a directory and controlling character, to avoid conflicting action.

Appeals from the Court of Chancery have always gone directly to the Court of Appeals. They, of course, will continue to so do to the newly constituted court. By the amendments herewith we have provided for all writs of error from the Circuit as well as the Supreme Court to be returned directly into the Court of Errors and Appeals. We have also provided for the review of applications for new trials which have been granted or refused by the Supreme or Circuit Court, by the Court of Errors and Appeals.

These provisions will relieve the Supreme Court of about all its work in banc except in the matter of the prerogative writs, which writs, it is believed, can in the first instance be, under proper provisions of statute, heard by a single justice at the circuits, thus still further reducing the work of the Supreme Court in banc. If a statute of this character be adopted it will greatly expedite the decisions in certiorari, quo warranto, mandamus and like cases, and give to the Supreme Court judges much additional time for the trial of causes at the circuits.

The Circuit Courts are left as at present, except that they can only be held by a justice of the Supreme Court. Circuit judges

specially appointed are abolished after the expiration of the terms of the present judges. The administration of justice demands the best ability in the trial court. The litigant is entitled to have the highest judicial capacity in the court of first impression. We have provided for a Supreme Court of seven—one chief and six associate justices; this reduces the present court by two—the first two vacancies occurring after the adoption of this Constitution it is provided shall not be filled by appointment of any successors to the justices whose terms expire, unless the Legislature otherwise provide by law.

The system, if adopted, will not increase the expenses of the court. The saving of the six judges of the present Court of Errors, the two justices of the Supreme Court and the three circuit judges will cover the cost of the five new judges of the Court of Appeals, and at the same time give to the people a judicial system much more speedy in its final results and of greater simplicity in its operation.

The amendment as to the Court of Pardons has been accepted in the manner suggested by the Constitutional Commission and by the last Legislature, viz., to be composed of the Governor, Chancellor, Chief Justice and Attorney-General.

An amendment has been drafted as to the division of counties into Assembly districts, which it is believed will operate to prevent unjust or unequal division of the territory or population of a county and which gives to the court full review for the purpose of correcting the same, if illegal, or in violation of the constitutional requirement as to equality of population or contiguity or compactness of territory. It is firmly believed by all the committee that the adoption of this amendment will prove beneficial in its results to the people of the State. The suggested amendments duly formulated are herewith presented.

Respectfully submitted for the Committee,

THOMAS N. McCARTER, *Chairman.*

PROPOSED AMENDMENT TO THE CONSTITUTION RELATING TO THE JUDICIARY.

(2.) Strike out paragraphs 1, 2, 3, 5 and 6 of Section II of Article VI and substitute the following:

1. The Court of Errors and Appeals shall consist of a President Judge and four other judges, any four of whom shall form a quorum, and the concurrence of three shall be necessary to a decision. They shall be counselors-at-law of this State of at least ten years' standing.

2. In case the whole number of Judges shall be reduced below four, by reason of the disqualification or inability of one or more of them to sit, the Governor shall designate a sufficient number of the Justices of the Supreme Court to make a quorum, and such Justice or Justices shall discharge the duties of the office until the disqualification or inability of such Judge or Judges shall cease.

3. When a writ of error shall be brought, any judicial opinion in the cause in favor of or against any error complained of, shall be assigned to the court in writing.

5. Final judgments in the Circuit Courts and the inferior Courts of Common Pleas, and upon all indictments, shall be brought by writ of error directly into the Court of Errors and Appeals.

(5) Change paragraph 3 of Section IV of Article VI so as to read as follows:

3. All persons aggrieved by any order, sentence or decree of the Prerogative Court or the Orphans' Court may appeal from the same or from any part thereof to the Court of Errors and Appeals; but such order, sentence or decree shall not be removed into the Supreme Court, or Circuit Court, if the subject matter thereof be within the jurisdiction of the Orphans' Court.

(6.) Strike out paragraph 3 of Section V of Article VI and substitute the following:

3. The Legislature shall have power to provide for the review by the Court of Errors and Appeals, of orders of the Supreme or Circuit Court, granting or refusing a new trial.

(7.) Change paragraph 1 of Section II of Article VII so as to read as follows:

1. The Judges of the Court of Errors and Appeals, Justices of the Supreme Court, the Chancellor and Vice-Chancellors shall be nominated by the Governor, and appointed by him, with the advice and consent of the Senate.

The Judges of the Court of Errors and Appeals, the Justices of the Supreme Court, and the Chancellor shall hold their offices for the term of seven years; they shall, at stated times, receive for their services a compensation which shall not be diminished during the term of their appointment, and they shall hold no other office under the government of this State or of the United States; the Justices of the Supreme Court and Chancellor, now in office, shall remain therein during the terms for which they have been appointed respectively.

(8.) Strike out paragraphs 2 and 8 of Section II of Article VII and re-number the paragraphs of said section correctly.

(9.) Strike out paragraph 10 of Article V and substitute the following:

10. The Governor, or person administering the government, the Chancellor, the Chief Justice and the Attorney-General, or any three of them, may remit fines and forfeitures and grant pardons and paroles, after conviction, in all cases except impeachment.

(10.) Amend paragraphs 1 and 2, of Section V., of Article VI., to read as follows:

1. The Supreme Court shall consist of a Chief Justice and six Associate Justices; the number of Associate Justices may be increased or decreased by law, but shall never be less than four. Justices in office at the adoption hereof shall continue therein until the expiration of their terms. No Justices shall be appointed to succeed the two Associate Justices whose offices first became vacant, unless the Legislature shall otherwise provide.

2. The Circuit Courts shall be held in every county of this State, by one or more Justices of the Supreme Court, which courts may be held in separate parts, sitting in the same county at the same time, and shall in all cases within the county, except in those of a criminal nature, have common law jurisdiction concurrent with the Supreme Court, and any final judgment of a Circuit Court may be docketed in the Supreme Court, and shall operate as a judgment obtained in the Supreme Court from the time of such docketing. Circuit Judges in office at the adoption hereof may continue therein until the expiration of their respective terms, unless the Legislature shall otherwise provide.

(11.) Amend Article V, Section XII, by adding to the end thereof the following:

No person who shall have been nominated to the Senate by the Governor for any office of trust or profit under the government of this State, and shall not have been confirmed before the recess of the Legislature, shall be eligible for appointment to such office during the continuance of such recess.

(12.) Amend Article IV, Section III, by striking out the proviso and inserting the following:

And the Legislature shall, once in ten years, immediately after each United States decennial census, and not oftener, divide the counties of this State into districts for the election therein of members of the General Assembly. Each Assembly district so constituted shall contain, as nearly as practicable, an equal number of inhabitants, and shall consist of convenient and contiguous territory, in a compact form; provided that each county shall, at all times, be entitled to one member, and the whole number of members shall never exceed sixty.

The Court of Errors and Appeals is hereby invested with exclusive original jurisdiction and with full power (under such

procedure as it may by rules prescribe) to review any apportionment made by the Legislature for the purpose of determining whether such apportionment, or any part thereof, is in accordance or in conflict with this section, and if in conflict herewith, to adjudge the same, or such part thereof as may be in conflict herewith, null and void. In case said Court shall determine such apportionment, or any part thereof, to be null and void, the Legislature shall proceed to make a new apportionment, entire or partial, as the action of the Court may require.

(13.) Change paragraph 12 of Article X so as to read as follows:

11. The Legislature shall pass all laws necessary to carry into effect the provisions of this Constitution and all amendments thereto.

If any revision of the Court of Chancery is made, the following is suggested as a suitable amendment:

Amend Article VI, Section IV, Paragraph 1, by adding thereto the following words:

"There shall be two or more Vice-Chancellors, each of whom may, under the direction of the Chancellor, separately exercise the jurisdiction of the Court. Until otherwise provided by law, there shall be four Vice-Chancellors. The Chancellor shall make the rules governing the practice of the Court, where the same is not regulated by statute."

MINORITY REPORT OF PROPOSED AMENDMENTS TO THE CONSTITUTION RELATING TO THE JUDICIARY.

TRENTON, March 9, 1896.

TO THE SENATE:

I am not able to agree to the report signed by a majority of the members of the bar who were appointed to propose amendments to the Constitution, in so far as their report relates to the judiciary; and the importance of the subject seems to justify a statement of the reasons that lead me to dissent.

Our judicial system consists of two classes of courts: (1) courts established or sustained by the Constitution, and (2) inferior courts which may be altered or abolished by the Legislature, The so-called constitutional courts are the Court of Pardons, Court of Errors and Appeals, Court for the Trial of Impeachments, Court of Chancery, Prerogative Court, Supreme Court and Circuit Courts. The inferior courts over which the Legislature has control are the Courts of Oyer and Terminer and General Jail Delivery, General Quarter Sessions of the Peace, Orphans' Courts,

inferior Courts of Common Pleas, District Courts, Justices Courts, Courts for the Trial of Small Causes, courts of two justices of the peace and Police Courts.

Some of these courts are parts of the original civil institutions of New Jersey when a colony; others were established shortly after the Revolution, and none within recent years except the district courts. Each of these various courts has exclusive jurisdiction over certain subjects, and some of them have jurisdiction concurrent with others. They administer two systems of jurisprudence—law and equity—derived originally from England. These courts are the most pervading department of the government of the State. They constitute a system of closely related parts and are firmly fixed in the framework of the government. Any change of importance requires numerous other changes that cannot be foreseen without a careful study of our whole judicial establishment, and for this reason a proposition or objection hastily made is of but little value.

Efforts have been made within recent years, both by legislation and constitutional amendment, to re-organize our judicial system, or at least to eliminate some of its defects, but, as yet, without material success. Members of the bar differ widely; both as to the essential changes that have been proposed, and as to matters of minor importance. Some advocate radical changes, similar to those made in other States of this country and in England. Others insist that nothing more should be done than remove some department or feature which, in their experience, has seemed to be a defect. Recently the general dissatisfaction with the condition of our courts has found expression in a demand for an independent Court of Errors and Appeals. It is assumed that this single change will eradicate the grave defects of an antiquated system. The proposition at a glance seems plausible, but I am convinced that reflection will show that it is unwise.

It is proposed to create a Court of Last Resort, consisting of five judges, who shall sit in no other court, and shall see and hear nothing of litigation, except printed book and briefs and arguments on propositions which to them would be entirely abstract. No man in such a position ever became or remained a great judge. The great judges of England and America were those who, throughout their career, sat in trial courts, hearing witnesses testify, charging juries, and taking an active part in actual business transactions, thereby acquiring and retaining the faculty of applying the principles of law in a practical manner to living issues. A judge, in order to administer justice wisely, must not only possess the learning of the books, but must be saturated with the common sense of the community in which he holds court. I do not mean by this that he should decide cases accord-

ing to the current notions of the hour, but in accord with common sense, as defined by Everett, viz.: "The final judgment on great practical questions to which the mind of the community is pretty sure, eventually, to arrive."

A judge cannot apprehend or appreciate this common sense who is separated from his fellow-citizens by the Constitution, forced to sit apart in an isolated tribunal and get his knowledge of the way men feel and think from printed books alone. A court, such as it is proposed to establish, would no doubt write logical opinions, make fine distinctions, cite numerous precedents, discover many technical errors, and be a source of intolerable annoyance to practical men. To those who think that extra-statute or case law is an exact science of pure ethics, such a court would seem a desirable institution; but those who agree with the statement of Judge Holmes, in his acute analysis of the common law, that "the substance of law at any given time pretty nearly corresponds, as far as it goes, with what is then understood to be convenient," will understand the necessity of allowing, and even requiring, the minds of judges to be parts of the common mind of the community in which they sit.

The three greatest judicial establishments in the countries where the English language is spoken, and the English systems of jurisprudence administered are: (1) The courts of England, as established under the judicature act, passed by Parliament in 1873, and its supplements; (2) the federal judicial system of this country, and (3) the courts of Massachusetts. In the laws under which each of these systems was established careful provision was made requiring judges who sit in the appellate courts to take part in the actual trial of causes in the first instance. Each of the five departments of the division of original jurisdiction of the English Supreme Court is presided over by a judge of the appellate division. The members of the Supreme Court of the United States have always been assigned to circuits and have presided over actual trials, and a disposition to omit this part of their duties was censured by an act of Congress passed in 1869, as follows: "It shall be the duty of the chief justice and of each associate justice of the Supreme Court to attend at least one term of the Circuit Court in each district of the circuit to which he is alloted, during every period of two years." The decisions made at the circuits are subject to review by the Federal Supreme Court, and the fact that the judge who sits at the circuit is a member of the Supreme Court, has never been regarded as an objection to the federal system.

In Massachusetts, members of the court of last resort were required to preside at the trial of cases both at law and in equity, subject to review by the court sitting in banc. Of course the

judge whose decision is under review does not sit at the hearing of the appeal in that case. Such is not the practice in courts so constituted.

It is true that in recent years judges who sit in courts of last resort have exhibited a disinclination to take part in the actual trial of causes in the first instance. They prefer to study cases in libraries and at their chambers from printed books, and write opinions in seclusion. Statutes have been passed allowing cases of the utmost importance to be handed down to inferior courts for trial while judges of the higher courts are studying at chambers. This is said to be necessary because of the increase of legal business, but I think it is certain that as this practice has increased the reputation of the higher courts has declined. This is manifestly so in Massachusetts, and since the same inclination has been followed by the judges of the higher courts of this State the fame of Jersey justice has steadily faded. The plan proposed by my associates would no doubt aggravate this evil.

In answer to this line of argument it is sometimes said that independent courts of last resort exist in other States without exhibiting the defects here apprehended. But it will be found that where such a court exists the judges are elected by the people, thus reinforcing the bench at frequent intervals with members fresh from participation in the actual management of business affairs and inspired by the public policy of the time. But the court which my associates propose to establish is to consist of judges appointed nominally for a term of years, but practically for life, for experience throughout the country has shown that a reason to prevent re-appointment must be almost, if not quite, sufficient to justify impeachment. The business enterprises and civil rights of the people, in an era that promises to be most versatile and progressive, should not be subjected to the final judgment of gentlemen educated in a bygone generation and placed in a position where they cannot clearly apprehend or appreciate the practical spirit of the age.

There are other objections to the plan proposed still more serious. It not only provides for a court of last resort that cannot be satisfactory, but it will degrade and impair the usefulness of other courts that are of more importance in the practical administration of justice. Not one case in thirty that are tried in this State is ever taken to the court of last resort. The great volume of legal business in which the people are interested is conducted and terminated in the lower courts, and it must be conceded that the judges most capable of administering law and equity should sit in the courts where the masses of the people go to seek protection for their rights.

Until recently every important case at law, either civil or criminal, could be tried before a justice of the Supreme Court, who is *ex officio* a member of nearly every important court in the State, except the Court of Chancery, and may sit on appeals from that court. This valuable right has been much impaired by recent statutes and by judicial appointments made under a dormant provision of the Constitution. The result is public discontent and a demand for a reform of our judicial system. Until the real cause of this discontent is generally perceived it may easily be led to support unwise movements that promise relief.

An independent court of last resort would deprive the present Supreme Court of much of its dignity (by which I mean useful character and position in the State) and many of its useful functions, and degrade it towards, if not to, the condition of the Common Pleas. Under the plan proposed nearly all the litigation in this State would be conducted before judges cringing under the censorship of a court debarred from practical knowledge of such matters and proceedings as it would be required to review. The change in the constitution and efficiency of the Supreme Court, which would be effected by the plan, is a radical and very serious matter. It cannot be justified by any compensating advantage that has been offered or that can be predicted with confidence. The reason sometimes mentioned for degrading the Supreme Court in the manner proposed is, I am confident, utterly unfounded, and I have endeavored to ascertain the truth from every source open to proper inquiry. The Constitution at present expressly declares that no Justice of the Supreme Court who has given an opinion in a cause in favor of or against any error complained of, shall sit as a member of the court of last resort while the case is under review or have a voice on the hearing, and this provision has always been carefully regarded. It certainly is not an act of prudent statesmanship to amend one of the most important articles of the Constitution to gratify a suspicion that has no basis in fact.

A year ago, when the matter of reforming our judicial system was before the Senate, the chairman of the Judiciary Committee requested a few members of the bar to formulate amendments to the Constitution for that purpose. The same differences of opinion which now exist were then encountered, and it was found that no plan that could be devised providing for a complete re-organization of the courts would be generally approved. There were, however, four objects upon which there seemed to be a general agreement, viz.: (1) Removal of the lay judges from the court of last resort; (2) the creation of a new Court of Pardons; (3) a provision giving to the Vice-Chancellors unquestionable authority to exercise equity jurisdiction; and (4) a division of the Supreme

Court. Amendments to accomplish these objects were formulated and proposed unanimously by both houses of the Legislature. Each of the changes provided for by those amendments would no doubt be an improvement on the present system. A complete reform must go further, but any other step in the same direction seemed barred by objections.

The plan embodied in Senate Concurrent Resolution No. 7, prepared by Messrs. Collins and Corbin, will, I think, if changed in one or two particulars, provide an admirable judicial system.

That plan provides for a merger of law and equity as far as practicable, and imposes upon one court jurisdiction to administer the entire body of the law of the State. The court is to be divided into three divisions, viz., a law division, an equity division, and an appelate division, the appelate division to consist of five judges assigned by the Governor. As the plan now stands, the judges assigned to hold the appellate division would remain there during the terms for which they were appointed to the Supreme Court, and in all probability would remain in that division while they remained members of the court. This plan, in my opinion, would be very much improved if the judges assigned to hold the appellate division should not remain there permanently. I think that one should be assigned for five years, another for four years, another for three years, another for two and another for one year, and each year thereafter another judge should be assigned to take the place of the one whose term of service in that division expires. I have prepared a new draft of the proposed amendments contained in Senate Concurrent Resolution No. 7, changing the method of assigning judges to the appellate division as indicated above. A change has also been made in the provision for the Court of Pardons, and in a few minor particulars. I beg to submit the draft herewith.

FRANK BERGEN.

Be it Resolved (the House of Assembly concurring), That the following amendments to the constitution of this State be and the same are hereby proposed, and when the same shall be agreed to by a majority of the members elected to the Senate and House of Assembly, the said amendments shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the President of the Senate, the Speaker of the House of Assembly, and the Secretary of State.

1. Article IV, Section VII. Strike out paragraph 10.

2. Article V. (Executive.) Change paragraph 10 so as to read as follows:

10. The governor, or person administering the government, the president judge of the supreme court and the attorney-general, or any two of them, may remit fines and forfeitures, and grant pardons and paroles, after conviction, in all cases except impeachment.

3. Article VI. (Judiciary.) Change Section I so as to read as follows:

SECTION I.

The judicial power shall be vested in a court for the trial of impeachments, a supreme court, a prerogative court, circuit courts, and such inferior courts as now exist and as may be hereafter established by law; the prerogative court, the inferior courts now existing and such as may be hereafter established by law, may be altered or abolished by the legislature as the public good shall require.

Strike out all of Section II.

Change the number of Section III to Section II.

Strike out all of Sections IV, V and VI and insert the following:

SECTION III.

Supreme Court.

1. The supreme court shall consist of such number of judges as the legislature shall determine, but there shall never be less than fifteen; the justices of the supreme court as heretofore constituted, and the chancellor and vice-chancellors in office when this provision takes effect shall become judges of the court, and continue as such until the expiration of the respective terms of office for which they shall have been appointed.

2. The supreme court so constituted shall have all the jurisdiction and powers which are now possessed and exercised by the court of errors and appeals, the present supreme court, the chancellor, the court of chancery and the prerogative court, which jurisdiction and powers shall be exercised in divisions; such divisions shall be:

First, law division, in which shall be exercised the jurisdiction and powers of the supreme court now existing; two or more judges sitting together may have and excercise such jurisdiction and powers.

The clerk of the supreme court as heretofore constituted shall be the clerk of this division.

Second, chancery division, in which shall be exercised the jurisdiction and powers of the chancellor and the court of chancery now existing; one or more judges may have and exercise such jurisdiction and powers.

The clerk of the court of chancery as heretofore constituted shall be the clerk of this division.

Third, appellate division, in which shall be exercised the jurisdiction and powers of the court of errors and appeals now existing. Five judges, of whom four shall be a quorum, may exercise such jurisdiction and powers, and the concurrence of three shall be necessary to a decision.

The judge of the appellate devision longest in commission shall be president of this division and of the court when sitting as whole.

The secretary of state shall be the clerk of this division and keep the minutes of the court when sitting as a whole.

3. The appellant division shall be composed of judges, assigned thereto by the governor. The first judges of said division shall be assigned to sit therein for the following terms respectively: One for five years, one for four years, one for three years, one for two years, and one for one year. Vacancies thereafter occurring shall be filled in the same manner, but for the unexpired terms only, and no judge shall be assigned to said division more than once in five years; *provided*, that during the absence or disability of a judge of this division, any judge of the court may be temporarily assigned to his place by the governor; a judge assigned to this division shall not, during his term of service therein, sit in any other division or court.

4. The judges of the court not serving in the appellate division shall from time to time be assigned by the court sitting as a whole to service in the law and chancery divisions, respectively.

5. On the hearing of a writ of error or appeal, a judge who has given a judicial opinion in the cause in favor of or against the judgment, order or decree under review, shall not sit as a member of the appellate division or have a voice in the hearing.

6. In all causes in which a writ of error could heretofore issue out of the supreme court, such writ shall issue only out of the appellate division.

7. The court shall convene at the call of the president judge, and when sitting as a whole may prescribe rules not inconsistent with statutes, and appoint masters and examiners in chancery.

SECTION IV.

1. One of the judges of the law or chancery division of the supreme court shall be assigned by the court from time to time to be the ordinary or surrogate-general and judge of the prerogative court.

2. The secretary of state shall be clerk to the ordinary or surrogate-general, and register of the prerogative court.

3. From any order or decree of the prerogative court an appeal may be taken to the appellate division of the supreme Court; and all appeals now cognizable in the prerogative court shall hereafter be made directly to the appellate division of the supreme court.

SECTION V.

1. Causes and proceedings may be commenced and prosecuted either in the law or chancery division of the supreme court according to the facts, and may be transferred from one of said divisions to the other.

2. Circuit courts shall be held in every county of this State by one or more judges assigned to the law division of the supreme court, and shall in all cases within the county, except in those of a criminal nature, have common law jurisdiction concurrent with the law division of the supreme court; and any final judgment of the circuit court may be docketed in the law division of the supreme court, and shall operate as a judgment obtained in the supreme court in such division from the time of such docketing.

3. Orders refusing new trials in the circuit courts may be reviewed by appeal in the appellate division of the supreme court.

4. The legislature may vest in the circuit court chancery powers, to be exercised subject to appeal to the appellate division of the supreme court.

ARTICLE VII, SECTION II (*Civil Officers*).

(4) Change paragraph 1 so as to read as follows:

1. Judges of the supreme court shall be nominated by the governor and appointed by him with the advice and consent of the senate; they shall hold their offices for a term of seven years;

they shall, at stated times, receive for their services an equal compensation, which shall not be diminished during the term of their appointments, and they shall hold no other office under the government of this state or of the United States.

Strike out paragraph 2.

Change the number of paragraph 3 to 2.

Change paragraph 4 so as to read as follows:

3. The attorney general, prosecutors of the pleas, clerk of the law division of the supreme court, clerk of the chancery division of the supreme court, secretary of state, and keeper of the state prison, shall be nominated by the governor and appointed by him with the advice and consent of the Senate; they shall hold their offices for five years.

Change paragraph 5 so as to read as follows:

4. One or more reporters of judicial decisions shall be appointed by the supreme court and shall hold office for five years.

Change the number of the succeeding paragraphs so as to make each bear the preceding number to that it now bears.

5. Article 10, strike out paragraph 11.

Change paragraph 12 so as to read as follows:

11. The legislature shall pass all laws necessary to carry into effect the provisions of this constitution and the amendments hereof.

Mr. Johnson moved to take from the table the motion to reconsider the vote by which

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was lost, which was agreed to.

The motion to reconsider was then agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Ross, Skirm, Thompson (President), Vreeland, Ward, Williams—13.

In the negative—None.

Moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was then laid over.

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

And

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing,"

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm moved to reconsider the vote by which said bill,

Substitute for

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was ordered to have a third reading,

Which was agreed to.

The bill was then laid over.

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

And

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Was taken up, read a second time, amended, and, on motion of Mr. Skirm, ordered reprinted.

Mr. Ketcham asked and obtained unanimous consent to withdraw

Senate Bill No 26, entitled "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

From the files of the Senate.

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Daly asked and obtained unanimous consent to withdraw

Senate Bill No. 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

From the files of the Senate.

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties, and to repeal the charters of game protective societies and associations,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Hoffman, Ketcham, Packer, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative were—

Messrs. Gould, Johnson, Kuhl, Rogers, Skirm, Staates—6.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 9th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House of Assembly, Assembly Bill No. 256, for further consideration;

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreland, Ward, Willliams—17.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 9th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be and he is hereby requested to return to the House of Assembly, in which it originated,

Assembly Bill No. 32, entitled "An act to amend an act entitled 'An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state,'" approved June tenth, one thousand eight hundred and ninety,

For further consideration.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Was taken up on second reading.

Mr. Johnson offered the following amendments:

Amend by adding to the end of section 1 as follows: "No work shall be done or contract entered into under authority of this act until a specific appropriation be made thereof;"

Strike out section 2 and change number of section 3 to 2.

Which were read and adopted by the following vote:

In the affirmative were—

Messrs. Engle, Gould, Johnson, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—14.

In the negative were—

Messrs. Bradley, Daly, Ketcham, Kuhl, Williams—5.

The bill was then agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm offered the following resolution:

Resolved, By the Senate (the House of Assembly concurring), That the Governor be and is hereby requested to return to the Senate Senate Bill No. 150, for further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Mr. Williams, Chairman of Committee on Elections, reported

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Without amendment.

Mr. Bradley, by request, on leave, introduced

Senate Bill No. 256, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties in this state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ross moved to reconsider the vote by which

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Was ordered to have a third reading,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third readings.

Mr. Kuhl moved to reconsider the vote by which

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act representing the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messsr. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Staates, Voorhees, Vreeland, Williams—14.

In the negative—None.

The bill was then laid over.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Senate Bill No. 153, entitled "An act to legitimate children born out of lawful wedlock,"

Senate Bill No. 164, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight,

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four,"

Senate Bill No. 182, entitled "An act relating to street railroads,"

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,"

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Senate Bill No. 238, entitled "An act to regulate the embalmment of dead human bodies,"

And

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

As correctly engrossed.

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 33, entitled "An act to amend the act entitled 'A further supplement to an act entitled "An act for the formation of borough government," approved April fifth, one thousand eight hundred and seventy-eight,'" approved March seventh, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Williams—11.

In the negative was—

Mr. Staates—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 109, entitled "An act to amend the borough act,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative were—

Messrs. Engle, Staates—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

And

Senate Bill No. 244, entitled, "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware, and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Without amendment,

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Without amendment.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Substitute for Senate Bill No. 108, entitled "A further supplement to an act entitled 'An act to establish and organize the state reform school for juvenile offenders,'" approved April sixth, one thousand eight hundred and sixty-five,

Also that the Senate had passed

Assembly Bill No. 183, entitled "A supplement to an act entitled 'An act for the punishment of crimes,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 256, entitled "An act concerning the number of commissioners of deeds in and for the cities of the first class in this state,"

Without amendment.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Assembly Bill No. 63, entitled "A further supplement to an act entitled 'An act for the formation of borough commissions,'" approved March seventh, one thousand eight hundred and eighty-two,

Assembly Bill No. 88, entitled "A supplement to an act entitled 'An act to authorize the sale of land limited over to infants or in contingency in cases where such sale would be beneficial,'" approved March twentieth, eighteen hundred and fifty-seven (Laws 1857, Chapter CXCIII).

Assembly Bill No. 90, entitled "An act relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class,"

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school-houses and to issue bonds for such purposes,"

Assembly Bill No. 141, entitled "An act concerning the sale of lands and real estate in fee, where the same have been purchased by the township committee of any township in this state, or by any legally-authorized officer, for the use and benefit of any township, for unpaid taxes and assessments,"

And

Assembly Bill No. 150, entitled "An act relative to the publication of the laws of this state in newspapers,"

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

TUESDAY, March 10th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Dr. Johnson.

Under the direction of the President, the Secretary called the Senate when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Williams—15.

Journal of Monday was read and approved.

Mr. Skirm presented two petitions asking for laws prohibiting the duplication of names on applications for liquor license,

Which were read and referred to the Committee on the Judiciary.

Mr. Williams, Chairman of Committee on Revision of the Laws, reported

Assembly Bill No. 103, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,"'" approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety-three,

Without amendment.

And

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class," passed May eighteenth, one thousand eight hundred and ninety-four,'" approved March seventh, one thousand eight hundred and ninety-five,

With amendments,

Which were read and adopted.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,"

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate Bill No. 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such city,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Without recommendation;

And

Senate Bill No. 230, entitled "An act to constitute commissioners of county sinking funds,"

With amendments,

Which were read and adopted.

On motion of Mr. Voorhees said bill was ordered printed.

Mr. Skirm, on leave, introduced

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,'"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Without amendment,

Mr. Ketcham, on leave, introduced

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor," approved March twenty-first, one thousand eight hundred and ninety-five,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Daly, on leave, introduced

Senate Bill No. 260, entitled "An act relating to dressing and carving stones used on state or municipal works,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Staates, on leave, introduced

Senate Bill No. 261, entitled "An act to secure to veteran soldiers and sailors who may be inmates of the state's soldiers' and sailors' home the full payment of their pensions,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions.

On motion of Mr. Voorhees

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was recommitted.

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

And

Senate Bill No. 244, entitled "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Was taken up on second reading.

Mr. Parry offered the following amendment:

Strike out the words "first day January" and insert the words "fifteenth December," wherever they appear,

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Engle, Kuhl, Packer, Parry, Ross, Staates—6.

In the negative were—

Messrs. Bradley, Daly, Herbert, Johnson, Ketcham, Rogers, Stokes, Thompson (President), Ward—9.

Mr. Parry moved to reconsider the vote by which section 33 of said bill was stricken out,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Engle, Parry, Rogers, Staates, Thompson (President), Vreeland, Williams—7.

In the negative were—

Messrs. Daly, Herbert, Johnson, Ketcham, Ross, Skirm, Stokes, Ward—8.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

On motion of Mr. Vreeland, four hundred copies of said bill were ordered printed.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 9th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the governor be requested to return to the Senate

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

For the purpose of amendment.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 9th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the governor be requested to return to the Senate

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

For further consideration.

JAMES PARKER,
Clerk of the House of Assembly.

In accordance with concurrent resolution, said bill was returned by the Governor by the hands of Mr. Tuttle, his Private Secretary.

Mr. Johnson moved to reconsider the vote by which

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing,"

Was passed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

Mr. Johnson moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was then laid over.

On motion of Mr. Voorhees

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson Land and Improvement Company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

And

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Were recommitted to the Committee on Municipal Corporations.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Assembly Bill No. 205, entitled "An act for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny,"

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

And

Assembly Joint Resolution No. 3, entitled "Joint resolution authorizing the purchase of land for the burial of the bodies of deceased soldiers, and erecting a monument thereon,"

Without amendment.

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Ketcham, Packer, Parry, Ross, Skirm, Vreeland, Ward, Williams—11.

In the negative was—

Mr. Staates—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Senate Bill, No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy four, approved April fifth, one thousand eight hundred and seventy five,

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others, payment for their labor and materials in erecting any building,"

With Senate amendments,

And

Assembly Bill No. 160, entitled "An act to establish the rate of interest on arrears of taxes and assessments in cities of this states,"

As correctly engrossed.

Mr. Daly moved that

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or valley within the limits and jurisdiction of any such city,"

Be indefinitely postponed,

Which motion was agreed to by the following vote:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Herbert, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Williams —13.

In the negative was—

Mr. Johnson—1.

Senate Bill No. 153, entitled "An act to legitimate children born out of lawful wedlock,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 164, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Voorhees, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Was read a third time and laid over until Thursday.

On motion of Mr. Skirm

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Was recommitted.

Mr. Voorhees moved that when the Senate adjourn it be to meet to-morrow morning at 10 o'clock,

Which was agreed to.

On motion of Mr. Voorhees the Senate then adjourned.

WEDNESDAY, March 11th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Tuesday was read and approved.

Mr. Herbert, on leave, introduced

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

The same Senator, on leave, introduced

Senate Bill No. 263, entitled "An act to amend an act entitled 'An act relating to social clubs,'" approved March twentieth, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

The same Senator, on leave, introduced

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Parry, on leave, introduced

Senate Bill No. 265, entitled "An act to repeal an act to amend an act entitled "An act concerning sheriffs'" (Revision), passed April eighteenth, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Johnson, on leave, introduced

Senate Bill No. 266, entitled "A supplement to an act entitled "An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson," approved April twenty-sixth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Mr. Voorhees, on leave, introduced

Senate Bill No. 267, entitled "An act to provide for the appointment of probation officers, and to define their duties and powers,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Daly, on leave, introduced

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 170, entitled "An act respective to granting of licenses to keep an inn or tavern, or to sell spirituous, vinous, malt or brewed liquors in quantities less than a quart,"

Without amendment;

On motion of Mr. Daly said bill was referred to the Committee on the Judiciary.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 6, entitled "An act relative to the opening, widening, vacating, or straightening of stree's in certain townships in this state,"

Senate Bill No. 169, entitled "An act to authorize the boards of chosen freeholders in counties of the second class to acquire lands for approaches to bridges and to acquire lands to widen approaches to bridges and to grade and maintain the same,"

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,"

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 66, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus, and the issuing of bonds for said purposes in cities and towns of this state,"

With amendments,

Which were read and adopted.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

With amendments,

Which were read and adopted.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 10th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Assembly Bill No. 149, entitled "An act to repeal section four of an act entitled 'A further supplement to an act entitled "An act to provide for the incorporation and regulation of insurance companies,"'" approved April ninth, one thousand eight hundred and seventy-five, which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two,

Assembly Bill No. 204, entitled "A supplement to an act entitled 'An act for the better protection of fish in the Raritan river and its tributaries,'" approved March seventeenth, one thousand eight hundred and seventy-five,

Assembly Bill No. 216, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Assembly Bill No. 226, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight (Revision, § 294),

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 10th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

Assembly Bill No. 244, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, eighteen hundred and seventy-six,

Asssembly Bill No. 259, entitled "An act placing Charles S. Barnard, late a captain in the national guard of this state, on the retired list with the rank of major."

Assembly Bill No. 262, entitled "A supplement to an act entitled 'An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six,

And

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Without amendment,

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

With amendment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries;

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 149, entitled "An act to repeal section four of an act entitled 'A further supplement to an act entitled "An act to provide for the incorporation and regulation of insurance companies," approved April ninth, one thousand eight hundred and seventy-five,'" which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two,

And

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Banks and Insurance;

Assembly Bill No. 204, entitled "A supplement to an act entitled 'An act for the better protection of fish in the Raritan river and its tributaries,'" approved March seventeenth, one thousand eight hundred and seventy-five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries;

Assembly Bill No. 216, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

And

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 226, entitled "An act to amend an act entitled 'An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default,'" approved March third, one thousand eight hundred and forty-eight (Revision, § 294),

And

Assembly Bill No. 262, entitled "A supplement to an act entitled 'An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 244, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections;

Assembly Bill No. 257, entitled "An act to amend an act entitled 'An act respecting executions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Mr. Rogers moved to reconsider the vote by which

Senate Bill No. 170, entitled "An act respective to granting of licenses to keep an inn or tavern, or to sell spirituous, vinous, malt or brewed liquors in quantities less than a quart,"

Was referred to the Committee on the Judiciary,

Which was disagreed to.

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants to be incorporated as a city, after a vote of the people, and providing for the government and powers of such city,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed and to have a third reading.

Senate Bill No. 201, entitled "An act to provide for additional accommodations and necessary repairs and improvements to the grounds and buildings of the New Jersey school for deaf-mutes,"

Was taken up on second reading, and laid over until next Monday.

Mr. Vreeland offered the following resolution, which was read and adopted:

Resolved, That the House of Assembly be and it hereby is requested to return to Senate, Senate Bill No. 99 for further consideration.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Without recommendation.

On motion of Mr. Voorhees, the Senate took a recess of ten minutes, on the conclusion of which, and

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 11th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

Resolved, The hour of twelve having arrived, the time appointed for a joint meeting of the two Houses,

Resolved, That the Clerk inform the Senate the House now awaits their presence in the Assembly Chamber.

JAMES PARKER,
Clerk of the House of Assembly.

On motion of Mr. Voorhees, the Senate proceeded to the Assembly Chamber to unite with the House of Assembly in joint meeting, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Senate Bill No. 148, entitled "A further supplement to an act entitled 'An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six,

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Senate Bill No. 233, entitled "An act concerning municipalities,"

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 164, entitled An act to amend an act entitled "An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default," approved March third, one thousand eight hundred and forty-eight,

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations,"

And

Senate Bill No. 153, entitled "An act to legimate children born out of lawful wedlock;"

Also, that the Senate had passed

Assembly Bill No. 33, entitled "An act to amend the act entitled 'A further supplement to an act entitled "An act for the formation of borough government,"'" approved April fifth, one thousand eight hundred and seventy-eight, approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 109, entitled "An act to amend the borough act,"

And

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Severally without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,"

Without amendment,

And

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

With amendments, which were read and adopted.

Mr. Stokes, on leave, introduced

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Senate Bill No. 6, entitled, "An act relative to the opening, widening, vacating, or straightening of streets in certain townships in this state,"

And

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey and to require a license for such fishing,"

And

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

On motion of Mr. Parry,

Senate Bill No. 169, entitled "An act to authorize the boards of chosen freeholders in counties of the second class to acquire lands for approaches to bridges and to acquire lands to widen approaches to bridges and to grade and maintain the same,"

Was referred to the Committee on Agriculture.

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Stokes, Thompson (President), Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same and requests its concurrence therein.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy-five,"

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Senate Bill No. 244, entitled "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purposes,"'" passed November twenty sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

And Senate amendments to

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

As correctly engrossed.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 216, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Without amendment.

Mr. Johnson moved to reconsider the vote by which

Senate Bill No. 182, entitled "An act relating to street railroads,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Daly, on leave, introduced

Senate Bill No. 270, entitled "A supplement to an act entitled 'An act to empower cities to acquire land and other property for public use by condemnation,'" approved April first, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations.

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships, and providing for the representation of new townships in the management thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

The amendments made in the House of Assembly to

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Were taken up and severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Williams—15.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—14.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 238, entitled "An act to regulate the embalmment of dead human bodies,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees moved to reconsider the vote by which said bill,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Mr. Skirm, on leave, introduced

Senate Bill No. 271, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to regulate the practice of pharmacy in the state of New Jersey,"' " approved April fifth, one thousand eight hundred and eighty-six, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Vreeland moved to reconsider the vote by which

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"' " approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Was ordered to have a third reading,

Which was agreed to.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 11th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Senate be requested to return Assembly Bill No. 226, the same having been delivered through mistake.

Also,

Resolved, That the Senate be requested to return to the House Senate Bill No. 150, for correction in engrossing.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Staates, Stokes, Thompson (President), Voorhees—13.

In the negative—None.

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Johnson, Staates—2.

In the negative were—

Messrs. Bradley, Daly, Engle, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Voorhees, Vreeland, Williams—13.

So said bill was declared lost.

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams—17.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 11th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved, That the Senate be requested to return to this House, Assembly Bill No. 232 and Assembly Bill No. 77 for further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Parry, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams—15.

In the negative—None.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie Railroad company,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

As correctly engrossed.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Without amendment.

Senate Bill No. 244, entitled, "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware, and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative was—

Mr. Daly—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Skirm, Staates, Stokes, Vreeland, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 11th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 11th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Parry, Skirm, Stokes, Thompson (President), Vreeland, Williams —12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five.

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 216, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams —12.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, without amendment.

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, amended, agreed to, and laid over.

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

And

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,'"

Were taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Joint Resolution No. 2, "Relative to commission to make investigation on the subject of penal laws, &c.,"

With amendments,

Which were read and adopted.

Said resolution

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the resolution to have a third reading.

Mr. Voorhees, by request, on leave, introduced

Senate Bill No. 272, entitled "An act for the improvement of roads and sidewalks in certain townships in this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The same Senator, on leave, introduced

Assembly Bill No. 273, entitled "An act regulating the admission of attorneys and counselors at law of this state, and allowing them to practice before the courts of the same, and providing for the admission of attorneys to the degree of counselors in certain cases,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 205, entitled "An act for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Ketcham, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey."

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees, the Senate then adjourned.

THURSDAY, March 12th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Geo. W. S. Wenrick, Ringoes.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

Journal of Wednesday was read and approved.

Mr. Voorhees, on leave, introduced

Senate Bill No. 274, entitled "A supplement to an act entitled 'An act constituting courts for the trial of small causes'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,"

Without amendment,

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 124, entitled "An act relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class,"

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year eighteen hundred and ninety-two,"

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Without amendment,

And

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

And

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

With amendments;

Which were read and adopted.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Assembly Bill No. 149, entitled "An act to repeal section four of an act entitled 'A further supplement to an act entitled "An act to provide for the incorporation and regulation of insurance companies,"'" approved April ninth, one thousand eight hundred and seventy-five, which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two,

Without amendment.

Mr. Williams, Chairman of Committee on Revision of the Laws, reported

Senate Bill No. 196, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Unfavorably, and

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment.

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of olemargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

And

Senate Bill No. 130, entitled "An act to provide means for the payment of expenses and services of fish and game wardens,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Was taken up and read a third time.

The rules were suspended, and said bill was amended and laid over.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,'"

Without amendment.

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Skirm, Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following Concurrent Resolution:

WHEREAS, the method by which the practical and permanent solution of the question of the taxation of railroads can be accomplished with justice to all parties and all localities is subject to great importance, upon which there exists wide diversity of opinion and a great conflict of evidence; and

WHEREAS, it is not possible for this legislature, without a more thorough examination of the subject, to arrive at a fair determination of the matter, except at the risk of jeopardizing the efficient law passed in 1884, under which the state has been able to dispense with direct tax on the property of its citizens;

Resolved (the Senate concurring), That the Governor be and is hereby empowered to appoint a commission, to consist of five persons, to be by him selected, to investigate the whole subject of the assessment of taxation of property in this state, and report to the next session of the legislature result of such investigation with recommendation of such legislation as such commission shall deem proper; such commission, when appointed, shall have full power to use any process of the courts of this state to compel the attendance of witnesses and the production of books, papers and documents,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. Speaker:

I am directed by the Senate to inform the House of Assembly that the Senate has passed the following bills:

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"' " approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five,

Senate Bill No. 102, entitled "An act to repeal an act entitled 'A supplement to an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,' " which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety-five,

Senate Bill No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,' " approved April seventh, one thousand eight hundred and eighty-eight,

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

JAMES PARKER,
Clerk of the House of Assembly.

A message was received from the Senate, by the hands of its Secretary, as follows:

STATE OF NEW JERSEY,
SENATE CHAMBER,
March 12th, 1896.

Mr. Speaker:

I am directed by the Senate to inform the House of Assembly that the Senate has passed the following bills:

Assembly Bill No. 55, entitled "An act relating to adjustments heretofore made by the township committees of claims presented by township officers,"

Assembly Bill No. 85, entitled "An act to postpone the day when taxes become delinquent,"

Assembly Bill No. 94, entitled "An an act to incorporate trustees of political county committees,"

Reprint of Assembly Bill No. 106, entitled "An act concerning marriage licenses,"

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

Assembly Bill No. 120, entitled "An act to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same,"

Assembly Bill No. 143, entitled "An act to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department,"

And

Assembly Bill No. 164, entitled "A further supplement to an act entitled 'An act for suppressing vice and immorality'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

A message was received from the Senate by the hands of its Secretary, as follows:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. Speaker:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 235, entitled "An act to amend an act entitled 'A further supplement to an act entitled "A further supplement to an act entitled 'An act respecting bridges'"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Assembly Bill No. 258, entitled "A Supplement to an act entitled "An act concerning executors and the administration of intestates' estate'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school-houses and to issue bonds for such purposes,"

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Assembly Bill No. 224, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably-discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

And

Assembly Bill No. 249, entitled "A supplement to an act entitled 'An act concerning the making and collecting of assessments for benefits conferred by the construction of sewers and drains,'" approved February nineteenth, one thousand eight hundred and ninety-five,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 55, entitled "An act relating to adjustments heretofore made by the township committees of claims presented by township officers,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 85, entitled "An act to postpone the day when taxes become delinquent,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance;

Assembly Bill No. 94, entitled "An act to incorporate trustees of political county committees,"

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

Assembly Bill No. 120, entitled "An act to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same,"

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Assembly Bill No. 258, entitled "A supplement to an act entitled 'An act concerning executors and the administration of intestates' estate'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 106, entitled "An act concerning marriage licenses,"

And

Asssembly Bill No. 235, entitled "An act to amend an act entitled 'A further supplement to an act entitled "A further supplement to an act entitled 'An act respecting bridges'"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five,

Were read for the first time by thier titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 143, entitled "An act to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department,"

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school houses and to issue bonds for such purposes,"

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located

upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

And

Assembly Bill No. 249, entitled "A supplement to an act entitled 'An act concerning the making and collecting of assessments for benefits conferred by the construction of sewers and drains,'" approved February nineteenth, one thousand eight hundred and ninety-five,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 164, entitled "A further supplement to an act entitled 'An act for suppressing vice and immorality'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business;

Assembly Bill No. 224, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Claims and Pensions.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to this House Assembly Bill No. 206, for the purpose of amendment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams —12.

In the negative—None.

Mr. Herbert moved that

Assembly Bill No. 66, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus, and the issuing of bonds for said purposes in cities and towns of this state,"

Be referred to the Committee on Revision of the Laws.

Mr. Stokes moved that said bill be indefinitely postponed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

Assembly Bill No. 68, entitled "An act to amend an act entitled 'An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes,'"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 103, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,"'" approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety-three,

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 106 entitled "An act relative to promissory notes,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate Bill No. 266, entitled "A supplement to an act entitled 'An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson,'" approved April twenty-sixth, one thousand eight hundred and ninety-four,

Without amendment,

And

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state,"

With amendment,

Which was read and adopted.

Mr. Stokes, on leave, introduced

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved ninth, one thousand eight hundred and seventy seven,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Ketcham, Kuhl, Parry, Rogers, Thompson (President), Vreeland, Williams—11.

In the negative were—

Messrs. Gould, Johnson, Skirm, Stokes, Voorhees—5.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 173, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

With amendments,

Which were read and adopted, and the bill ordered reprinted.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 231, entitled "An act to authorize the state board of education to provide school books and prescribe a uniform course or courses of study to be pursued in the public schools,"

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

And

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Mr. Rogers, Chairman of the Committee on Appropriations, reported

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 263, entitled "An act to amend an act entitled 'An act relating to social clubs,'" approved March twentieth, one thousand eight hundred and ninety-one,

Senate Bill No. 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,'"

Without amendment.

Mr. Herbert, on leave, introduced

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison."

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up and read a second time, and, pending consideration of amendments offered, was recommitted to Committee on Elections.

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—15.

In the negative was—

Mr. Ward—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Without amendments.

Mr. Skirm, Chairman of the Committee on Militia, reported

Asssembly Bill No. 259, entitled "An act placing Charles S. Barnard, late a captain in the national guard of this state, on the retired list with the rank of major,"

Without amendment.

Assembly Bill No. 124, entitled "An act relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Ketcham, Kuhl, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year eighteen hundred and ninety-two,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Staates, Thompson (President), Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Mr. Stokes, Chairman of the Committee on Corporations, reported

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved

April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 271, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to regulate the practice of pharmacy in the state of New Jersey,"'" approved April fifth, one thousand eight hundred and eighty-six, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

With amendments, which were read and adopted.

On motion of Mr. Skirm,

Senate Bill No. 199, entitled " An act concerning cities,"

Was recommitted to the Committee on the Judiciary.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported a substitute for

Senate Bill No. 138, entitled "A further supplement to an act entitled 'An act concerning corporations,'" approved April seventh, in the year one thousand eight hundred and seventy-five,

Which was read, adopted and ordered printed.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Senate Bill No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construc-

tion and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum," approved March twentieth one thousand eight hundred and ninety-five,"

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

Senate Bill No. 226, entitled "An act to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state,"

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Senate Bill No. 238, entitled "An act to regulate the embalmment of dead human bodies,"

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

Senate Bill No. 244, entitled "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Also that the Senate had passed

Assembly Bill No. 216, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Mr. Herbert, on leave, introduced

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes in towns of this state incorporated under a special act,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 22, entitled "An act to provide for the appointment of clerks of the grand jury in counties of the third class in this state,"

Without amendment.

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street-light commissioners in said district,' " approved May twenty-fifth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Parry, Skirm, Staates, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Ketcham, Parry, Rogers, Skirm, Staates, Stokes, Vreeland, Ward, Williams —14.

In the negative were—

Messrs. Kuhl, Thompson (President).

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 18, entitled "An act to regulate the sale of bread and to secure its purity,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Ketcham, Kuhl, Parry, Skirm, Staates, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under the act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Kuhl, Parry, Skirm, Staates, Stokes, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 160, entitled "An act to establish the rate of interest on arrears of taxes and assessments in cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messsr. Bradley, Engle, Hoffman, Ketcham, Kuhl, Parry, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle. Gould, Hoffman, Ketcham, Kuhl, Parry, Skirm, Stokes, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Was taken up on third reading;

The rules were suspended and said bill was amended, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Was taken up, read a second time, considered by sections, agreed to ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Packer, Skirm, Thompson (President), Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees offered the following resolution:

Resolved (the House concurring), That the Governor be requested to return to the Senate for further consideration

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Without amendment.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Mr. Skirm offered the following resolution:

Resolved (the House of Assembly concurring), That

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Be returned to the Senate for further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Kuhl, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams —13.

In the negative—None.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 262, entitled "A supplement to an act entitled 'An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six,

Without amendment.

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,"

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Johnson, Rogers, Vreeland, Williams—5.

In the negative were—

Messrs. Engle, Gould, Kuhl, Parry, Staates, Thompson (President), Voorkees, Ward—8.

So the bill was declared lost.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Was ordered to have a third reading,

Which was agreed to.

A substitute was then offered for said bill, which was read and ordered printed.

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

Senate bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state.

Senate Bill No 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,'"

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,"

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,'"

And

Senate Bill No. 266, entitled "A supplement to an act entitled "An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson," approved April twenty-sixth, one thousand eight hundred and ninety-four,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward Chairman of the Committee on Engrossed Bills, reported

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

And Senate amendments to

Assembly Joint Resolution No. 2, "Relative to commission to make investigation on the subject of penal laws, &c.,"

As correctly engrossed,

And

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

As correctly re engrossed.

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

And

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Were taken up, read, and found to have been correctly re-engrossed.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

With amendments,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The adverse report of the Committee on

Senate Bill No. 196, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, concurred in, and the bill indefinitely postponed.

Mr. Ketcham moved to reconsider the vote by which

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Was ordered to have a third reading,

Which was agreed to;

An amendment was then offered to said bill, which was read and disagreed to;

The bill was then agreed to and ordered to have a third reading.

On motion of Mr. Voorhees

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was recommitted to the Committee on Appropriations.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 12th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to this House

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

For further consideration,

In which the concurrence of the Senate is requested

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Parry, Rogers, Staates, Thompson (President), Voorhees—11.

In the negative—none.

The rules were suspended, and

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Parry, Rogers, Staates, Thompson (President), Voorhees—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

With House amendments,

Which were read and adopted.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Staates, Stokes, Thompson (President), Voorhees—13.

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

And

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Stokes, Thompson (President), Voorhees—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees, chairman of the Committee on the Judiciary, reported

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand, eight hundred and ninety five,

Without amendment.

Senate Joint Resolution No. 2,

Was taken up and read a third time.

Upon the question, "Shall this Senate joint resolution pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Stokes, Thompson (President), Voorhees—11.

In the negative—None.

The Secretary was directed by the President to carry said resolution to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Thompson (President), Voorhees—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'"

Assembly Bill No. 5, entitled "An act to amend an act entitled 'An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street-light commissioners in said district,'" approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 18, entitled "An act to regulate the sale of bread to secure its purity,"

And

Assembly Bill No. 160, entitled "An act to establish the rate of interest on arrears of taxes and assessments in cities of this state,"

With amendments;

Also, that the Senate had passed

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Assembly Bill No. 161, entitled "An act to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities,"

Assembly Bill No. 51, entitled "An act to extend the time for building and putting in operation certain street railways incorporated under an act entitled 'An act to provide for the incorporation of street railway companies and to regulate the same,'" approved April sixth, one thousand eight hundred and eighty-six,

Assembly Bill No. 228, Substitute for 104, entitled "An act authorizing the raising of money for the construction of bicycle and foot-paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers,'"

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Assembly Bill No. 124, entitled "An act relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class,"

Assembly Bill No. 205, entitled "An act for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny,"

Assembly Bill No. 68, entitled "An act to amend an act entitled 'An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes,'"

Severally without amendment.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 105, entitled "An act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder,"

Senate Bill No. 159, entitled "An act to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor,"

Senate Bill No. 142, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 89, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five.

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, March 13th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. D. R. Foster.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—18.

Journal of Thursday was read and approved.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

Without amendment,

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

Senate Bill No. 263, entitled "An act to amend an act entitled 'An act relating to social clubs," approved March twentieth, one thousand eight hundred and ninety-one,

And

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the State of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand eight hundred and ninety-five,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Johnson moved to reconsider the vote by which

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Staates, Stokes, Thompson (President), Ward—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Herbert, Packer, Rogers, Ross, Vreeland, Williams—6.

In the negative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Parry, Staates, Thompson (President), Voorhees, Ward—11.

So said bill was declared lost.

Mr. Parry moved to reconsider the vote by which said report was lost;

Mr. Voorhees moved to lay that motion on the table,

Which was agreed to.

Mr. Williams, Chairman of Committee on Elections, reported

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

With amendments, which were read and adopted.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey and to require a license for such fishing,"

Senate Bill No. 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such city,'" approved March twenty-seventh, one thousand eight hundred and ninety-five,

Senate Bill No. 182, entitled "An act relating to street railroads,"

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,"

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh, day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

And

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

As correctly engrossed.

Mr. Voorhees moved to reconsider the vote by which

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Vreeland, Ward—14.

In the negative—None.

The bill was then laid over.

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Voorhees asked and obtained unanimous consent to withdraw

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

From the files of the Senate.

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Ross, Stokes, Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Assembly Bill No. 19, entitled "An act to provide for the payment of challengers on election day, 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 41, entitled "An act to reduce annual salaries of public officers under this state when such annual salaries exceed two thousand dollars,"

Assembly Bill No. 196, entitled "A further supplement to an act entitled 'An act to enable counties which have no county hospital to assist in maintaining hospitals located in such county,'" approved April twenty-ninth, one thousand eight hundred and eighty-six,

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 246, entitled "An act to enable persons who have heretofore organized as an association or company under the provisions of 'An act incorporating homestead or building companies,' February twenty-fifth, one thousand eight hundred and fifty-two, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them,"

In which the concurrence of the Senate is requested.

Also the following bills:

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having, by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same,'" approved March first, one thousand eight hundred and ninety-three, and a supplement to said act,

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this state for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety four, and is Chapter CCCXXXV of the Laws of one thousand eight hundred and ninety-four,

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Severally without amendment;

Also that the House of Assembly has concurred in the following Concurrent Resolution:

Resolved (the House concurring), That the Governor be requested to return to the Senate for further consideration

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union."

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 19, entitled "An act to provide for the payment of challengers on election day, 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance;

Assembly Bill No. 41, entitled "An act to reduce annual salaries of public officers under this state when such annual salaries exceed two thousand dollars,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance;

Assembly Bill No. 196, entitled "A further supplement to an act entitled 'An act to enable counties which have no county hospital to assist in maintaining hospitals located in such county,'" approved April twenty-ninth, one thousand eight hundred and eighty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 246, entitled "An act to enable persons who have heretofore organized as an association or company under the provisions of 'An act incorporating homestead or building companies,' February twenty-fifty, one thousand eight hundred and fifty-two, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations;

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

For further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Thompson (President), Voorhees, Vreeland, Ward, Willliams—17.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House of Assembly

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

For further consideration.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Packer, Parry, Rogers, Ross, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 188, entitled "An act to amend an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

Adversely,

Which report was concurred in and the bill indefinitely postponed.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Be returned to the Senate for correction,

And said bill is herewith returned.

JAMES PARKER,
Clerk of the House of Assembly.

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six,

which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Packer, Stokes—2.

In the negative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Rogers, Staates, Vreeland—9.

So the bill was declared lost.

On motion of Mr. Stokes,

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

Was indefinitely postponed.

Mr. Parry moved to take from the table the motion to reconsider the vote by which

Assembly Bill No. 23, entitled "An act to provide for the release of sureties in certain cases,"

Was lost,

Which was agreed to.

The motion to reconsider was then agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Mr. Parry moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, the amendment ordered to be engrossed, and the bill to have a third reading.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Assembly Bill No. 224, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Without amendment.

Senate Bill No. 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such city,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Herbert, Hoffman, Ketcham, Kuhl, Rogers, Ross, Staates, Vreeland, Williams—11.

In the negative were—

Messrs. Bradley, Gould, Johnson, Packer, Thompson (President)—5.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to

the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Was taken up an read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Kuhl, Rogers, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

On motion of Mr. Voorhees

Senate Bill No. 138, entitled "A further supplement to an act entitled 'An act concerning corporations,'" approved April seventh, in the year one thousand eight hundred and seventy-five,

Was recommitted to the Committee on Railroads and Canals.

Senate Bill No. 230, entitled "An act to constitute commissioners of county sinking funds,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Voorhees, Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

And

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five.

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Ross, Voorhees, Vreeland, Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Was taken up and read a third time.

The rules were suspended, and said bill was amended.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Staates, Stokes, Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Ketcham, of the Committee on Municipal Corporations, reported

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Without recommendation.

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Engle, Herbert, Johnson, Packer, Parry, Rogers, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

In accordance with request concurrent resolution

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died siezed, in the city of Rahway, in the county of Union,"

Was returned by the Governor by the hands of Mr. Tuttle, his private secretary.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Without amendment.

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 22, entitled "An act to provide for the appointment of clerks of the grand jury in counties of the third class in this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Stokes, Thompson (President), Voorhees, Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 258, entitled "A supplement to an act entitled 'An act concerning executors and the administration of intestates' estate'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes, in towns of this state incorporated under a special act,"

Without amendment.

Assembly Bill No. 149, entitled "An act to repeal section four of an act entitled 'A further supplement to an act entitled "An act to provide for the incorporation and regulation of insurance companies,"'" approved April ninth, one thousand eight hundred and seventy-five, which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Ketcham, Rogers, Ross, Thompson (President), Voorhees, Vreeland, Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 262, entitled "A supplement to an act entitled 'An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution,'" approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Rogers, Stokes, Thompson (President), Vreeland, Ward, Williams—14.

In the negative was—

Mr. Ross—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Mr. Voorhees moved that the rules be suspended and the vote by which

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Was passed, be reconsiered,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—17.

In the negative —None.

Mr. Voorhees moved that the rules be suspended and that the vote by which said bill was ordered to have a third reading be reconsidered,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees moved that when the Senate adjourn, it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

Assembly Bill No. 131, enttiled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Staates, Thompson (President), Voorhees, Vreeland, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Mr. Ketcham, on leave, introduced

Senate Bill No. 278, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Staates, Stokes, Ward, Williams —15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further snpplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No 176, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants to be incorporated as a city, after a vote of the people, and providing for the government and powers of such city,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No, 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Senate Bill No. 221, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to amend the laws relating to the property of married women,"'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five,

Senate Bill 230, entitled "An act to constitute commissioners of county sinking funds,"

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

And

Assembly Joint Resolution No. 2, Relative to commission to make investigation on the subject of penal laws, &c.,

With amendments;

Also, that the Senate had passed

Assembly Bill No. 22, entitled "An act to provide for the appointment of clerks of the grand jury in counties of the third class in this state,"

Assembly Bill No. 131, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 149, entitled "An act to repeal section four of an act entitled 'A further supplement to an act entitled "An act to provide for the incorporation and regulation of insurance companies,"'" approved April ninth, one thousand eight hundred and seventy-five, which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two,

Assembly Bill No. 210, entitled "An act to amend an act entitled 'An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 259, entitled "An act placing Charles S. Barnard, late a captain in the national guard of this state, on the retired list with the rank of major,"

Assembly Bill No. 262, entitled "A supplement to an act entitled 'An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution," approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six,

Severally, without amendment.

On motion of Mr. Voorhees, the Senate then adjourned.

MONDAY, March 16th, 1896.

At 8 o'clock the Senate met.

The session was opened by prayer by the Rev. Wm. Hollinshead.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

Journal of Friday was read and approved.

Mr. Williams, Chairman of the Committee on Elections, reported

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Without amendment.

Mr Williams, on leave, introduced

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Without amendment.

Senate Bill No. 38, entitled "An act relating to the designation of official papers in cities of the first class in this state,"

With amendment,

Which was read and adopted.

Mr. Staates offered the following resolution:

Resolved (the House concurring), That the governor be requested to return to the Senate

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

For further consideration,

Which was read, and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreelands—15.

In the negative—None.

Mr. Bradley offered the following resolution:

PROPOSED SENATE CONCURRENT RESOLUTION.

Preamble and resolutions setting forth and acknowledging the claims of William A. Newell as the originator of the system of life-saving service of the United States, and thanking him for his agency therein.

WHEREAS, William A. Newell, a representative in Congress from the Second Congressional district of this state to the thirtieth Congress of the United States did, on the third day of January, one thousand eight hundred and forty-eight, introduce the following resolutions, viz.:

"*Resolved*, That the Committee on Commerce be instructed to inquire whether any plan can be devised whereby the dangerous navigation along the coast of New Jersey, between Sandy Hook and Little Egg Harbor, may be furnished with additional safeguards to life and property, and that they report to the House by bill or otherwise," which was passed without opposition, and

WHEREAS, The Committee made no report whatever upon said resolution, and William A. Newell did, on the third day of August, 1848, make a carefully prepared speech detailing his system at length, as is recorded in the appendix to the "Congressional Globe" of that date, and on the ninth day of the same month did offer the following amendment to the Light House bill, to wit:

"For providing surf-boats, life-boats, rockets, carronades and other necessary apparatus for the better preservation of life and property from shipwreck along the coast of New Jersey between Sandy Hook and Little Egg Harbor, $10,000, the same to be expended under the supervision of such officer as may be designated by the Secretary of the Treasury," which passed unanimously; and

WHEREAS, William A. Newell, at the second session of the thirtieth Congress, introduced and secured the passage of an amendment appropriating $20,000 for the extension of the system from Little Egg Harbor to Cape May and the Atlantic coast of Long Island, Fire Island and Montauk Point; and did, on

July the 14th, 1866, when again in Congress, deliver a speech in the House of Representatives calling for an additional appropriation of $20,000 and strongly urging the justice of paying the life-saving crews, which propositions were adopted; and

WHEREAS, It is thus made clearly apparent that William A. Newell did, while a Representative from this State, originate the system which has been instrumental in saving many thousands of human lives from shipwreck, and an untold amount of property from destruction; therefore, be it

Resolved by the Senate and House of Assembly of the State of New Jersey, That we do hereby recognize William A. Newell as the true author and originator of the life-saving service, and that the thanks of this Legislature be and are hereby extended to him for his agency in establishing this most successful instrumentality in the cause of humanity.

Resolved, That these resolutions be spread upon the minutes, and that the Governor of this State be requested to forward to the Honorable William A. Newell an original copy of the same.

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

In the negative—None.

Mr. Stokes, Chairman of the Committee on Corporations, reported

Assembly Bill No. 246, entitled "An act to enable persons who have heretofore organized as an association or company under the provisions of 'An act incorporating homestead or building companies,' February twenty-fifth, one thousand eight hundred and fifty-two, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them,"

Favorably.

On motion of Mr. Stokes

Senate Bill No. 218, entitled "An act concerning the extraordinary legal remedies,"

Was recommitted.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 94, entitled "An act to incorporate trustees of political county committees,"

Without amendment.

Mr. Voorhees, on leave, introduced

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

And

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

On motion of Mr. Skirm,

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

And

Senate Bill No. 182, entitled "An act relating to street railroads,"

Were recommitted.

Mr. Rogers offered the following resolution, which was read and adopted:

WHEREAS, there has been submitted to the Committee on Labor and Industries, to whom Assembly Bill No. 123 was referred, a legal opinion that the bill is unconstitutional, therefore be it resolved that the Attorney-General be respectfully requested to give to the Senate his opinion on the constitutionality of the bill in question.

On motion of Mr. Johnson,

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Was recommitted.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school-houses and to issue bonds for such purposes,"

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, on leave, introduced

Senate Concurrent Resolution No. 9, Proposed amendments to the constitution relating to the judiciary,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

Favorably.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

A substitute for

Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Which was read and agreed to.

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

And

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

On motion of Mr. Skirm

Senate Bill No. 271, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to regulate the practice of pharmacy in the state of New J rsey,"'" approved April fifth, one thousand eight hundred and eighty-six, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Was recommitted.

Mr. Rogers offered the following resolution:

Resolved, That the Committee on the Judiciary is hereby requested to report Senate Bill No. 170, and that the bill be placed on the calendar for second reading,

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Rogers, Skirm, Stokes, Voorhees, Ward—6.

In the negative were—

Messrs. Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Staates, Thompson (President), Williams—9.

Senate Bill No. 186, entitled "An act relative to promissory notes,"

And

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Were taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

With amendments,

Which were read and adopted.

Mr. Skirm, on leave, introduced

Senate Bill No. 282, entitled "An act to authorize the appointment of non-commissioned officers of brigade headquarters, National Guard of New Jersey,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia.

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

And

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 116, entitled "An act providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants,"

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 144, entitled "An act in relation to the examination of and licensing stationary engineers, for the better protection of life and property,"

Assembly Bill No. 165, entitled "A further supplement to the act entitled 'An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Assembly Bill No. 241, entitled "An act to provide for the proper protection of dams in this state,"

And

Assembly Bill No. 248, entitled "An act to amend an act entitled 'An act to provide for sewerage or drainage, or both, in townships,'" approved May ninth, one thousand eight hundred and ninety-four,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 13th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 250, entitled "A supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 255, entitled "An act limiting the time for bringing actions against sheriffs and other officers and their agents,"

Assembly Bill No. 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction,'" approved March sixteenth, one thousand eight hundred and eighty-six,

Assembly Bill No. 283, Substitute for Assembly Bill 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 289, entitled "An act respecting boards of commissioners for the assessment of damages and benefits for local improvements in cities of the first class in this state, increasing their powers and providing for their compensation,"

Assembly Bill No. 307, entitled "An act explanatory of an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'"

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

With amendment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Banks and Insurance;

Assembly Bill No. 116, entitled "An act providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants,"

And

Assembly Bill, No. 248, entitled "An act to amend an act entitled 'An act to provide for sewerage or drainage, or both, in townships,'" approved May ninth, one thousand eight hundred and ninety-four,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in Chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Was read for the first time by its title, ordered to have a second eading, and referred to the Committee on Game and Fisheries;

Assembly Bill No. 144, entitled "An act in relation to the examination of and licensing stationary engineers, for the better protection of life and property,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations;

Assembly Bill No. 165, entitled "A further supplement to the act entitled 'An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 241, entitled "An act to provide for the proper protection of dams in this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

The amendments made in the House of Assembly to

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

Were severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Stokes, Vreeland, Williams—12.

In the negative was—

Mr. Johnson—1.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Voorhees moved to reconsider the vote by which said bill

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

And

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class," passed May eighteenth, one thousand eight hundred and ninety-four,'" approved March seventh, one thousand eight hundred and ninety-five,

Were taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Voorhees, on leave, introduced

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 258, entitled "A supplement to an act entitled 'An act concerning executors and the administration of intestates' estate'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Ward,—15.

In the negative was—

Mr. Williams—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this

state,'" approved April seventh, one thousand eight hundred and eighty-five,

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand eight hundred and ninety-five,

And Senate amendments to

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,"

And

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

As correctly engrossed.

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—15.

In the negative was—

Mr. Williams—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

On motion of Mr. Voorhees, the Senate then adjourned.

TUESDAY, March 17th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Gilbert Morelsdale.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Monday was read and approved.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 116, entitled "An act providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants,"

Assembly Bill No. 196, entitled "A further supplement to an act entitled 'An act to enable counties which have no county hospital to assist in maintaining hospitals located in such county,'" approved April twenty-ninth, one thousand eight hundred and eighty-six,

Assembly Bill No. 248, entitled "An act to amend an act entitled 'An act to provide for sewerage or drainage, or both, in townships,'" approved May ninth, one thousand eight hundred and ninety four,

And

Assembly Bill No. 250, entitled "A supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Severally, without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 307, entitled "An act explanatory of an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'"

Without amendment.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

With amendments,

Which were read and agreed to.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 143, entitled "An act to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department,"

Assembly Bill No. 249, entitled "A supplement to an act entitled 'An act concerning the making and collecting of assessments for benefits conferred by the construction of sewers and drains,'" approved February nineteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 289, entitled "An act respecting boards of commissioners for the assessment of damages and benefits for local improvements in cities of the first class in this state, increasing their powers and providing for their compensation,"

Without amendment.

Mr. Rogers, Chairman of the Committee on Appropriations, reported

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Engle, for Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

Without amendment.

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Skirm, Thompson (President), Voorhees, Vreeland, Williams —12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Thompson (President), Voorhees—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Skirm, Stokes, (Thompson President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Stokes moved that said bill be recommitted to the Committee on Municipal Corporations,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Ward—12.

In the negative were—

Messrs. Daly, Johnson, Ketcham, Staates, Thompson (President), Voorhees, Vreeland, Williams—8.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

WHEREAS, A bill has been introduced in the House of Representatives by Hon. E. J. Haines, of Nebraska, and known as H. R. No. 2,567, granting a service pension of $12 each month from date of service, awarding a medal of honor, this pension not to impair or diminish any person the beneficiary now or hereafter may receive; and

WHEREAS, A bill has been introduced in the House of Representatives by Hon. E. J. Haines, of Nebraska, and known as H. R. 306, which provides for the payment to all Union soldiers who were confined in rebel prisons during the war of the rebellion, at the rate of two dollars per day during the time so confined, and of twelve dollars per month pension for the remainder of their lives; therefore, be it

Resolved (the Senate concurring), That the Senators and Representatives in Congress be and are hereby requested to use their earnest efforts and all honorable methods to procure the passage of such bill,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on the Judiciary.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 6, entitled "An act relative to the opening, widening, vacating, or straightening of streets in certain townships in this state,"

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 130, entitled "An act to provide means for the payment of expenses and services of fish and game wardens,"

Senate Bill No. 204, entitled, "An act to repeal an act entitled 'A general act concerning taxes,'"

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

And

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,"

As correctly engrossed.

Mr. Daly, by request, on leave, introduced

Senate Bill No. 284, entitled "An act in relation to the publication of official minutes and public notices in second class cities of this state,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

With amendment,

Which was read and agreed to.

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania), and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Rogers, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, without amendment.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes, in towns of this state incorporated under a special act,"

Without amendment.

Mr. Voorhees, chairman of the Committee on the Judiciary, reported

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

With amendment.

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland—15.

In the negative were—

Messrs. Daly, Staates, Ward, Williams—4.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Parry, Chairman of the Committee on Finance, reported

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Without amendment.

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Williams—13.

In the negative were—

Messrs. Daly, Staates, Vreeland, Ward—4.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Mr. Voorhees moved to reconsider the vote by which said bill,

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Was passed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

Mr. Voorhees moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Assembly Bill No, 241, entitled "An act to provide for the proper protection of dams in this state,"

Without amendment.

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state," approved March ninth, one thousand eight hundred seventy-seven,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 56, entitled "An act concerning corporations (revision of one thousand eight hundred and ninety-six),"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

With amendment,

Which was read and adopted.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one

thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Without amendment.

The following bills having passed both Houses were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 8, entitled "A supplement to an act entitled 'An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state,'" approved April thirtieth, one thousand eight hundred and ninety-four,

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

Senate Bill No. 46, entitled "An act to amend an act entitled 'An act for the classification of counties of this State for all purposes of legislation in relation thereto,'" approved February seventh, one thousand eight hundred and eighty-three,

Senate Bill No. 70, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 79, entitled "A further supplement to an act entitled 'An act providing for the establishment of schools for industrial education,'" approved March twenty-fourth, one thousand eight hundred and eighty-one,

Senate Bill No. 150, entitled "An act relative to the arbitration of the claims of William Brumaker against the state of New Jersey,"

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

Senate Bill No. 165, entitled "An act to repeal section twenty-seven of an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is Chapter CCCXXXV of the laws of one thousand eight hundred and ninety-four,

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Senate Bill No. 211, entitled "An act to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state,"

Senate Bill No. 5, entitled "An act to authorize any township of this state, now or hereafter having by any federal or state census fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes,"

Senate Bill No. 16, entitled "An act to amend an act entitled 'An act concerning public roads and parks and creating boards for the control and management of the same,'" approved March first, one thousand eight hundred and ninety-three, and a supplement to said act.

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 3 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty-one,

And

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

With amendments, which were read and adopted.

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

And

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed and to have a third reading.

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up on second reading;

Mr. Parry offered the following amendment:

Amend by striking out of the amendments, beginning at the words "that no person," in first line of amendment, down to and including in the last line the words "is a supplement,"

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Vreeland, Ward, Williams—13.

In the negative were—

Messrs. Daly, Ross—2.

Mr. Daly offered the following amendment:

Amend section one, line 11 and 12, by striking out all after the words "character" in line 11,

Which was read and disagreed to by the following vote:

In the affirmative was—

Mr. Daly—1.

In the negative were—

Messrs. Bradley, Engle, Gould, Ketcham, Parry, Skirm, Vreeland, Ward—8.

Mr. Daly offered the following amendment:

Amend section 1 by striking out all of said section and inserting the following:

That no person shall sell any oleomargarine, butterine, suine or any substance in imitation or semblance of natural butter or cheese or any substance that is rendered, made, manufactured or compounded out of any animal or vegetable or mineral fat or oil not produced from pure milk or the cream from pure milk, at retail or in quantities less than the original tub, firkin or other package, except in pound packages plainly stamped with the term "oleomargarine," and at the time of sale and with each sale, he shall give to the purchaser of each sale a card or notice printed, on which shall be the name of substance sold and the name and address of the seller or vender, and nothing else shall be printed thereon unless it be the weight of the parcel, and said notice or card shall be at least six inches long and at least four inches wide, and the printing thereon shall be in letters at least of the size known as "two-line English," and said notice or card shall be printed in black and in the English language, upon white paper, plainly and legibly, and shall be either on the outside of the outer wrapper in which the substance is delivered to the purchaser, or upon a separate card or paper attached thereto, in either case the notice shall be so placed that no part thereof shall be concealed from view.

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Kuhl, Rogers, Ross, Staates, Thompson (President), Voorhees—7.

In the negative were—

Messrs. Bradley, Engle, Gould, Ketcham, Parry, Skirm, Vreeland, Ward, Williams—9.

Mr. Daly moved that the usual number of said bill be printed as amended,

Which was disagreed to.

The bill was then further amended.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House, Assembly Bill No. 56

For further consideration,

In which the concurrence of the Senate is requested

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Williams—12.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 322, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

And

Assembly Bill No. 201, entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 17th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

And

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 17th, 1896.

Mr. Speaker:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'"

And

Senate Bill No. 244, entitled "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purposes,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Without amendment.

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties, and to repeal the charters of game protective societies and associations,"

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

With amendments,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 201, entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance;

Assembly Bill No. 322, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

And

Senate Bill No. 182, entitled "An act relating to street railroads,"

Without amendment.

Mr. Rogers, on leave, introduced

Senate Bill No. 285, entitled "An act concerning police justices and mayors in cities of the second class,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Senate Bill No. 278, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and eighty-eight,

Without amendment,

And

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,

With amendments,

Which were read and adopted.

Mr. Williams, Chairman of the Committee on Public Printing, reported

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

And

Senate amendments to

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

And

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class,"'" passed May eighteenth, one thousand eight hundred and ninety-four, approved March seventh, one thousand eight hundred and ninety-five,

As correctly engrossed;

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

As correctly engrossed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 253, entitled "An act respecting conveyances,"

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

And

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Severally, without amendment.

Mr. Voorhees, on leave, introduced

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school-houses and to issue bonds for such purposes,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

The amendments made in the House of Assembly to

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations,"

Were taken up severally, read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Kuhl, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, —13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 6, entitled, "An act relative to the opening, widening, vacating, or straightening of streets in certain townships in this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—14.

In the negative was—

Mr. Daly—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

With amendments, which were read.

Mr. Bradley offered a substitute,

Which was read and laid over.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

As correctly engrossed.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

And

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company."

On motion of Mr. Voorhees, the Senate adjourned to meet to-morrow morning at eleven o'clock.

WEDNESDAY, March 18th, 1896.

At 11 o'clock the Senate met.

The session was opened by prayer by the Rev. J. R. Boblitz.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journal of Tuesday was read and approved.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

And

Assembly Bill No. 235, entitled "An act to amend an act entitled 'A further supplement to an act entitled "A further supplement to an act entitled 'An act respecting bridges'"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 260, entitled "An act relating to dressing and carving stones used on state or municipal works,"

Without amendment.

Mr. Skirm, Chairman of the Committee on Militia, reported

Senate Bill No. 282, entitled "An act to authorize the appointment of non-commissioned officers of brigade headquarters, National Guard of New Jersey,"

Without amendment.

Mr. Johnson, for the President, on leave, introduced

Senate Bill No. 287 entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 322, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventy, one thousand eight hundred and seventy-four,

Without amendment;

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Senate Bill No. 182, entitled "An act relating to street railroads,"

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts ot general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Skirm moved that

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Be indfinitely postponed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

With amendments,

Which were read and adopted;

Said bill

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

With amendment, which was read and adopted.

Mr. Johnson, on leave, introduced

Senate Concurrent Resolution No. 10, Proposed amendments to the constitution, providing for biennial sessions of the legislature,

Which was read for the first time by its title, ordered to have a recond reading, and referred to the Committee on the Judiciary.

Mr. Voorhees, on leave, introduced

Senate Bill No. 288, entitled "An act to revise and amend the law relating to juries,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Senate Bill No. 193, entitled "Supplement to an act entitled "An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

Substitute for Senate Bill No. 221, entitled "A supplement to an act entitled 'An act to amend the law relating to the property of married women,'" approved March twenty-seventh, one thousand eight hundred and seventy-four.

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

And

Assembly Joint Resolution No. 5, entitled "Joint resolution to define the state flag,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 167, entitled "A supplement to an act entitled 'An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Assembly Bill No. 211, entitled "An act relating to street railway companies and companies organized as such,"

Assembly Bill No. 230, entitled "An act to regulate the sale of cotton, linen or silk sewing thread,"

Assembly Bill No. 234, entitled "A further supplement to an act entitled 'A general act relating to factories and workshops, and the employment, safety, health and work hours of operatives,'" approved April seventh, one thousand eight hundred and eighty-five,

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Assembly Bill No. 291, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first class, and making appropriations therefor, and to provide for the taking of real estate for such cities by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, New Jersey, to the southerly side of said river at or near South Amboy, New Jersey,"

And

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 231, entitled "An act to authorize legal voters of towns to direct a tax for the construction of hard roads."

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 167, entitled "A supplement to an act entitled 'An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities,'" approved March thirty-first, one thousand eight hundred and eighty seven,

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 211, entitled "An act relating to street railway companies and companies organized as such,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 230, entitled "An act to regulate the sale of cotton, linen or silk sewing thread,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 234, entitled "A further supplement to an act entitled 'A general act relating to factories and workshops, and the employment, safety, health and work-hours of operatives,'" approved April seventh, one thousand eight hundred and eighty-five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries;

Assembly Bill No. 291, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first class, and making appropriations therefor, and to provide for the taking of real estate

for such cities by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Militia;

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, N. J., to the southerly side of said river at or near South Amboy, N. J.,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 231, entitled "An act to authorize legal voters of towns to direct a tax for the construction of hard roads,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College;

Assembly Joint Resolution No. 5, entitled "Joint resolution to define the state flag,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Senate Bill No. 278, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and eighty-eight,

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty-one,

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 253, entitled "An act respecting conveyances,"

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

And

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Assembly Bill No. 137, entitled "A supplement to an act entitled 'An act concerning evidence,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Herbert moved that the rules be suspended and the bill be taken up on third reading,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Hoffman, on leave, introduced

Senate Bill No. 289, entitled "An act to repeal an amendment to an act entitled 'An act providing for the appointment of county collectors in the several counties of this state,'" approved February the twenty-first, one thousand eight hundred and ninety-three, which amendment was approved May fifteenth, one thousand eight hundred and ninety-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Substitute for Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

And

Senate amendments to

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

As correctly engrossed.

Mr. Williams, Chairman of the Committee on Public Printing, reported

Assembly Bill No. 230, entitled "An act to regulate the sale of cotton, linen or silk sewing thread,"

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following Concurrent Resolution:

Resolved, The hour of twelve having arrived, the time appointed for the joint meeting of the two houses,

Resolved, That the Clerk inform the Senate that the House now awaits their presence in the Assembly Chamber.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read.

On motion of Mr. Voorhees, the Senate proceeded to the Assembly Chamber to unite with the House of Assembly in joint assembly.

On the conclusion of which, and

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams —20.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the state of New Jersey, and to require a license for such fishing."

And

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body."

The following bills having passed both Houses, were this day delivered to the Committee on Passed Bills, with the following certificate indorsed on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill, No. 9, entitled "An act to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums,"

Senate Bill No. 24, entitled "An act in relation to certain public sales of land heretofore made and confirmed,"

Senate Bill No. 60, entitled "An act to repeal an act entitled 'An act to incorporate the West Jersey Game Protective Society,'" approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto,

Senate Bill No. 77, entitled "An act to repeal an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies,'"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four,

Senate Bill No. 146, entitled "An act to amend an act entitled 'An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits,'" approved March sixth, A. D. one thousand eight hundred and ninety-five,

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax and assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 187, entitled "An act relative to the residence of directors and officers of corporations in this state,"

Senate Bill No. 191, entitled "An act to amend an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Senate Bill No. 219, entitled "A supplement to an act entitled 'An act concerning boroughs,'" approved March twenty-eighth, one thousand eight hundred and ninety-two,

Senate Bill No. 242, entitled "Supplement to an act entitled 'An act to secure to mechanics and others payment for their labor and materials in erecting any building,'"

Senate Bill No. 244, entitled "An act to repeal the first section of an act entitled 'A further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purpose,"'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three,

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 246, entitled "An act providing for the establishment and maintenance of a normal school in Jersey City, and for the erection and funishing of a building or buildings for the same,"

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, New Jersey, to the southerly side of said river at or near South Amboy, New Jersey,"

Without amendment, and

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

With amendments,

Which were read and adopted.

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

In the negative—None.

The rules were suspended, and,

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Daly, Hoffman, Ketcham, Kuhl, Packer, Parry, Skirm, Stokes, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following resolution:

Resolved, That the Senate be requested to return to the House of Assembly Senate Bill No. 37, for further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and non-concurred in by the following vote:

In the affirmative—None.

In the negative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following:

Resolved (the Senate concurring), that the Governor be requested to return to the House of Assembly, Bill No. 228, for re-engrossment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Vreeland, Williams—15.

In the negative—None.

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Rogers, Ross, Stokes, Thompson (President), Vreeland, Ward, Williams—16.

In the negative were—

Messrs. Kuhl, Skirm, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a second time.

Mr. Skirm offered the following amendment:

Amend Assembly Bill No. 126 by adding after the words "burden," in line 15, Sec. 1, the following words: "Provided, however, that this act shall in no way affect any proceeding heretofore taken to procure a mandamus in case of petition filed under said act,"

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Hoffman, Ketcham, Kuhl, Rogers, Skirm, Voorhees—7.

In the negative were—

Messrs. Gould, Johnson, Packer, Ross, Staates, Williams—6.

The bill was then agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messsr. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state,"

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Senate Bill No. 182, entitled "An act relating to street railroads."

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,"

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Senate Bill No. 263, entitled "An act to amend an act entitled 'An act relating to social clubs," approved March twentieth, one thousand eight hundred and ninety-one,

And

Senate Bill No. 266, entitled "A supplement to an act entitled 'An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson,'" approved April twenty-sixth, one thousand eight hundred and ninety-four,

As correctly engrossed.

Assembly Bill No. 307, entitled "An act explanatory of an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 284, entitled "An act in relation to the publication of official minutes and public notices in second class cities of this state,"

Without amendment.

The following message was received from the Governor by the hands of Mr. Tuttle, his Private Secretary:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 18th, 1896.

Mr. President:

I am directed by the Governor to return to the Senate, Bill No. 177 as requested by resolution, and said bill is herewith returned.

HOBART TUTTLE,
Private Secretary.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Without amendment.

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,'"

Was taken up an read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Voorhees, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

On motion of Mr. Herbert

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Was recommitted.

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Vreeland, Williams—13.

In the negative was—

Mr. Bradley—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Voorhees, Chairman of the Committee on the Judiciary, on leave, introduced

Senate Concurrent Resolution No. 11, Proposed amendment to the constitution relating to lotteries,

Senate Concurrent Resolution No. 12, Proposed amendments to the constitution relating to Assembly districts,

Which were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Asssembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Voorhees, Vreeland—12.

In the negative was—

Mr. Gould—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

The amendments made in the House of Assembly to

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,

Was taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Rogers, Ross, Stokes, Vreeland, Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Voorhees, Vreeland—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 230, entitled "An act to regulate the sale of cotton, linen or silk sewing thread,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Senate substitue for Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Vreeland, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Staates moved that the rules be suspended and the vote by which

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Was passed be recommitted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Vreeland, Williams—15.

In the negative—None.

Mr. Staates moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was amended, agreed to, and ordered to be engrossed, and to have a third reading.

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Vreeland, Williams—14.

In the negative was—

Mr. Johnson—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same and requests its concurrence therein.

Assembly Bill No. 289, entitled "An act respecting boards of commissioners for the assessment of damages and benefits for local improvements in cities of the first class in this state, increasing their powers and providing for their compensation,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction,'" approved March sixteenth, one thousand eight hundred and eighty-six,

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 6, entitled, "An act relative to the opening, widening, vacating, or straightening of streets in certain townships in this state,"

Senate Bill No. 29, entitled "A supplement to an act entitled 'An act to provide for the census or enumeration of the inhabitants of this State,'" approved April seventh, one thousand eight hundred and eighty five,

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of

insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Assembly Bill No. 39, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Assembly Bill No. 135, entitled "An act concerning the duties of township officers,"

With amendments;

Also, that the Senate had passed

Assembly Bill No. 111, entitled "An act to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair school-houses and to issue bonds for such purposes,"

Assembly Bill No. 232, entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Assembly Bill No. 240, entitled "An act approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania), and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the state of New Jersey),"

Assembly Bill No. 258, entitled "A supplement to an act entitled 'An act concerning executors and the administration of intestates' estate'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 307, entitled "An act explanatory of an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'"

Severally, without amendment.

On motion of Mr. Voorhees, the Senate then adjourned.

THURSDAY, March 19th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. S. F. Grady.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call: Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

Journal of Wednesday was read and approved.

Mr. Skirm, Chairman of the Committee on Militia, reported

Assembly Bill No. 291, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first class, and making appropriations therefor, and to provide for the taking of real estate for such cities by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

With amendment.

Mr. Stokes, on leave, introduced

Senate Bill No. 290, entitled "An act providing for the vacating of alleys, streets or parts of streets in cities not already vested with power to vacate the same,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Stokes, on leave, introduced

Senate Joint Resolution No. 3, in reference to commission to investigate the subject of the inflexibility of the penal laws of the state,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

WHEREAS, By an act entitled "An act to authorize a new publication of the public acts of the legislature of this state and a subscription therefor on the part of the state," approved April fourth, one thousand eight hundred and ninety-four, the State Treasurer was author-

ized to subscribe for one thousand sets of the public acts of the Legislature of this State to be compiled and edited by Garret D. W. Vroom and William M. Lanning,

Resolved (the Senate concurring), That the State Treasurer, in addition to the persons named in Section four of said act, shall also deliver to each of the members of the present Legislature one set of said work; *provided, however*, that by virtue of said resolution no member of the present Legislature shall be entitled to receive more than one set of said work by reason of his also having been a member of the Legislature of the year one thousand eight hundred and ninety-four,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved, by the House of Assembly of the State of New Jersey (the Senate concurring), That the consent of the legislature of this state is hereby given that the stock, property, road and franchises of the Enterprise Railroad Company, the Martin's Creek Railway Company, and the Belvidere Delaware Railroad Company, corporations duly organized and subsisting under the laws of this state, may be united, consolidated and merged with the stock, property, road and franchises of the Martin's Creek Railroad Company, a corporation duly organized and subsisting under the laws of Commonwealth of Pennsylvania,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

WHEREAS, The struggle being made by the patriots of Cuba to secure the priceless blessings of liberty to the people of their island, and relief from dominion of a European kingdom, has been maintained for twelve months;

AND WHEREAS, All efforts of Spain to suppress the uprising of this people have proven unavailing;

Resolved, That the House of Assembly of the State of New Jersey (the Senate concurring) has heard with satisfaction of the adoption of resolutions according belligerent rights to the Cuban people, and respectfully request the members of the National House of Representatives from this State to give their earnest support to these or other resolutions of similar tenor,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which were severally read and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House of Assembly Assembly Bills Nos. 198 and 131, for further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—15.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
SENATE CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House of Assembly Assembly Bill No. 245 for further consideration.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

A concurrent resolution in relation to certain flags now in the basement of the State House, and providing for their custody.

WHEREAS, The Seventh Regiment of this State, at the battle of Chancellorsville, during the late Civil War, captured the flags of five of the enemy's regiments, to wit, those of the Twenty-first Virginia, Second, Eighteenth and Twenty-ninth North Carolina, and First Louisiana, and the same were deposited in the basement of the State House, where they have lain since the close of the war, and the said regiment, now the Seventh Regiment of the National Guard, has requested the return of said flags to them; therefore, be it

Resolved, by the Senate and General Assembly of the state of New Jersey (with the concurrence of the Senate), that the said flags be committed to the care and custody of the said seventh regiment, New Jersey Volunteer Veteran Association, and that the custodian of the said flags be and hereby is directed to deliver the same to the proper officers of said regiment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on Militia.

Mr. Daly, on leave, introduced

Senate Bill No. 291, entitled "A supplement to an act entitled 'An act relative to sales of lands under a public statute, or by virtue of any judicial proceedings,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Stokes moved to reconsider the vote by which

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of

boroughs incorporated under the act entitled "An act for the formation of borough governments,"' approved April fifth, one thousand eight hundred and seventy-eight, for taxes or arrearages,"

Was passed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—15.

In the negative—None.

Mr. Stokes moved to reconsider the vote by which said bill was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Williams, Chairman of the Committee on Elections, reported

Senate Bill No. 287, entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

And

Assembly Bill No. 244, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, eighteen hundred and seventy-six,

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 255, entitled "An act limiting the time for bringing actions against sheriffs and other officers and their agents,"

Without amendment,

And

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

With amendments,

Which were read and adopted.

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,'

Assembly Bill No. 282, entitled "An act to prevent deception in the sale of potatoes, apples and other vegetables, and to preserve the public health,"

Assembly Bill No. 287, entitled "An act providing for the establishment and maintenance of a normal school in Jersey City and for the erection and furnishing of a building or buildings for the same,"

And

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Joint Resolution No. 5, entitled "Joint resolution to define the state flag,"

Without amendment;

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,"

Was taken up on second reading,

Mr. Voorhees moved to strike out the enacting clause of said bill,

Which was disagreed to by the following vote:

In the affirmative was—

Mr. Voorhees—1.

In the negative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—17.

Said bill was then considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The following communication was received:

TRENTON, N. J., March 18th, 1896.

HON. LEWIS A. THOMPSON,
President of the Senate:

MR. PRESIDENT—I am in receipt of the following resolution from the Senate:

"WHEREAS, There has been submitted to the Committee on Labor and Industries, to whom Assembly Bill No. 123 was referred, a legal opinion that the bill is unconstitutional, therefore be it

"*Resolved*, That the Attorney-General be respectfully requested to give to the Senate his opinion on the constitutionality of the bill in question."

The bill is entitled "An act to provide for the payment of wages every two weeks," and provides that "every manufacturing, mining or quarrying and lumbering corporation, partnership, association and establishment in this state employing persons in the business of manufacturing, mining or quarrying, shall pay at least every two weeks, in lawful money of the United States, each and every employee engaged in its business, or their representatives, the full amount of wages due to such employees up to within twelve days of such payment." Violation of this enactment is made a misdemeanor, and various other provisions are made, the object of which seems to be to carry out in detail the above enactment.

It is unnecessary to cite authorities to establish the general proposition that any person is at liberty to pursue any lawful calling and to do so in his own way, not encroaching upon the rights of others. The natural rights of personal liberty, personal security and the right to acquire private property, include the right to make reasonable contracts for labor.

It is, however, a settled principle, growing out of the nature of well-ordered civil society, that every holder of property, however absolute and unqualified may be his title, holds it under the implied liability that his use of it shall not be injurious to the equal enjoyment of others having an equal right to the enjoyment of their property, nor injurious to the rights of the community. All property in this Commonwealth is held subject to those general regulations which are necessary to the common good and general welfare.

Rights of property, like all other social and conventional rights, and subject to such reasonable limitations in their enjoyment as shall prevent them from being injurious, and to such reasonable restraints and regulations established by law as the Legislature, under the governing and controlling power vested in them by the Constitution, may think necessary and expedient. This is very different from the right of eminent domain, the right of a government to take and appropriate private property whenever the public exigency requires it, which can be done only on condition of providing a reasonable compensation therefor.

The power alluded to is rather the police power—the power vested in the Legislature by the Constitution to make, ordain, and establish all manner of wholesome and reasonable laws, statutes, and ordinances, either with penalties or without, not repugnant to the Constitution, as they shall judge to be for the good

and welfare of the Commonwealth and of the subjects of the same. It is much easier to perceive and realize the existence and sources of this power than to mark its boundaries, or prescribe limits to its exercise.

"This police power of the State," says another eminent judge, "extends to the protection of the lives, limbs, health, comfort and quiet of all persons, and the protection of all property within the State. According to the maxim, *Sic utere tuo ut alienum non lædas*, which being of universal application, it must, of course, be *within the range of legislative action* to define the mode and manner in which every one may so use his own as not to injure others. And again, by this general police power of the state, persons and property are subjected to all kinds of restraints and burdens, in order to secure the general comfort, health and prosperity of the State; of the perfect right in the Legislature to do which no question ever was, or, upon acknowledged general principles, ever can be, made, so far as natural persons are concerned." Redfield, Ch. J. in *Thorpe* vs. *Rutland and Burlington R. R. Co., 27 Vt. 140, 149.* See also opinion of Chief Justice Shaw in *Commonwealth* vs. *Alger, 7 Cush. 53 and 54.*

The authorities on constitutional limitations admit the impossibility of enumerating all the instances in which the police power is or may be exercised, because the various cases are infinite in number and variety. There are, it is said, cases where it becomes necessary for the public authorities to interfere with the control by individuals of their property, and even to destroy it, where the owners themselves have fully observed all their duties to their fellows and to the State, but where, nevertheless, some controlling public necessity demands the interference or destruction.

The State has also a right to determine what employment shall be permitted and to forbid those which are admitted prejudicial to the public good. And so also the most proper business may be regulated to prevent its becoming offensive to the public sense of decency, or for any other reason injurious or dangerous; and rules for the conduct of the most necessary and common occupations are prescribed when from their nature they afford *peculiar opportunities for imposition and fraud.* So for the protection of laborers against the oppression of employers, *it is held competent to forbid their being paid in anything else than legal-tender funds. Shaffer* vs. *Union Mining Co., 55 Md. 74.*

For nearly a century the Parliament of Great Britain has passed, from time to time, laws regulating the hours and method of employment of women and children in factories. In 1878, these laws were codified under the title of Factory Acts, which an eminent writer at the time described as constituting "one of

the most important chapters of modern legislation." These acts assert the right of the state to control the industrial organizations which depend upon the labor of women and children. In the debates in the Commons the only question of principle seriously raised was whether the freedom of adult women ought to be curtailed by legislative interference, and Mr. Fawcett's motion in the negative was rejected by a large majority. To draw any distinction between the individual liberty of an adult woman and that of a man, so far as the power of the legislative body is concerned, would seem to be impossible.

Statutes of this character have been passed in New Jersey, regulating the hours of employment, the establishing of legal holidays, the control of workshops, forbidding the employment of women and children under certain conditions, exempting wages from attachment, preferring wages of employes of insolvent corporations to other liens, giving preference to claims of workmen in the erection of buildings, &c., and requiring wages to be paid in lawful money. Proceedings under the last statute referred to are still pending in the courts of our State.

In the case of the *Cumberland Glass Mfg. Co. et al.* vs. *State*, *33d Atlantic Reporter*, *210*, Chief Justice Beasley said, in concluding his opinion: "The question is whether the Legislature, in enacting the law of 1888, did not exceed its authority. It is obvious that the general effect of this statute is to prevent a workman who is entirely *sui juris* from stipulating as to the compensation to be given to him for his work. The inquiry thus arising is one of great importance, touching, as it does, one of the essential rights of the citizen and the extent of legislative authority, and, therefore, should not be settled except upon fullest consideration."

The conclusion to which I have come is that, at least in the first instance, it is largely committed to the discretion of the Legislature to determine whether an act controlling the ordinary rights of an individual is a legitimate exercise of the police power or otherwise. This general subject, as indicated by the opinion of the Chief Justice above quoted, is a matter pending in our courts, and dependent upon its construction of what constitutes the "essential rights of the citizen" and "the extent of legislative authority."

If the comfort and happiness of the great body of wage-earners are sufficiently involved in this measure to warrant the Legislature in exercising the police power in their behalf, there will be, as there has been, grave hesitation before denying to the Legislature a discretion which the Constitution commits to it in the broadest and most comprehensive terms.

Respectfully, JOHN P. STOCKTON,
Attorney-General.

Which was read.

Mr. Daly moved that said communication be printed;

Which was disagreed to.

Mr. Daly moved to reconsider the vote by which the said motion to order said communication printed was lost, which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Packer, Ross, Skirm, Vreeland—6.

In the negative were—

Messrs. Bradley, Johnson, Rogers, Voorhees—4.

Mr. Daly moved that four hundred copies of said communication be printed, which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Hoffman, Kuhl, Packer, Ross, Skirm, Stokes, Thompson (President), Vreeland—9.

In the negative were—

Messrs. Bradley, Johnson, Parry, Rogers—4.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 167, entitled "A supplement to an act entitled 'An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Severally, without amendment.

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Kuhl, Packer, Rogers, Ross, Skirm, Thompson (President), Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 182, entitled "An act relating to street railroads,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Packer, Rogers, Ross, Skirm, Thompson (President), Ward, Williams—12.

In the negative was—

Mr. Johnson—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Packer—3.

In the negative were—

Messrs. Gould, Hoffman, Johnson, Kuhl, Parry, Rogers, Ross, Skirm, Thompson (President), Williams—10.

So the bill was declared lost.

Senate Bill No. 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,'"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—15.

In the negative were—

Messrs. Johnson, Kuhl—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 19th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

Assembly Bill No. 252, entitled "An act respecting board of fire commissioners in cities of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities,"

Assembly Bill No. 269, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 270, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh,

one thousand eight hundred and seventy-four, which act amendatory was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interest of said cities, and ratifying and confirming such contracts made,"

Assembly Bill No. 297, entitled "An act relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state,"

Assembly Bill No. 300, entitled "An act to amend an act entitled 'An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state,'" approved March fourteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 305, entitled "An act in regard to honorably discharged Union soldiers and sailors holding public office or position,"

And

Assembly Bill No. 325, entitled "A further supplement to an act entitled 'An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of the same,'" approved March twenty-ninth, one thousand eight hundred and ninety-one,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy eight,

And

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first-class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 252, entitled "An act respecting board of fire commissioners of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities,"

Assembly Bill No. 300, entitled "An act to amend an act entitled 'An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state,'" approved March fourteenth, one thousand eight hundred and ninety-five,

And

Assembly Bill No. 325, entitled "A further supplement to an act entitled 'An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of the same,'" approved March twenty-ninth, one thousand eight hundred and ninety-one,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 269, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

And

Assembly Bill No. 270, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which act amendatory was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Education;

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations:

Assembly Bill No. 297, entitled "An act relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations;

Assembly Bill No. 305, entitled "An act in regard to honorably discharged Union soldiers and sailors holding public office or position,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary;

Mr. Ward Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

And

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

As correctly engrossed;

Also

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties, and to repeal the charters of game protective societies and associations,"

As correctly re-engrossed.

Senate Bill No. 266, entitled "A supplement to an act entitled 'An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson,'" approved April twenty-sixth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Stokes moved to reconsider the vote by which

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate Bill No. 56, entitled "An act concerning corporations (Revision of one thousand eight hundred and ninety-six),"

Senate Bill No. 131, entitled "An act to provide means to increase the fish production of the waters of this state,"

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,' "

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the State of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"' " approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand eight hundred and ninety-five,

And

Assembly Bill No. 230, entitled "An act to regulate the sale of cotton, linen or silk sewing thread,"

Assembly Bill No. 218, entitled "A further supplement to an act entitled 'An act to regulate elections,' " approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Severally, with amendments.

On motion of Mr. Stokes, the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 269, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 120, entitled "An act to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same,"

Without amendment.

Assembly Bill No. 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction,'" approved March sixteenth, one thousand eight hundred and eighty-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Packer, Parry, Rogers, Stokes, Thompson (President), Vreeland, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 269, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 231, entitled "An act to authorize legal voters of towns to direct a tax for the construction of hard roads,"

Without amendment.

Mr. Johnson offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration Senate bills Nos. 162 and 163.

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—15.

In the negative—None.

Mr. Stokes, Chairman of the Committee on Corporations, reported

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 288, entitled "An act relating to dressing and carving stones used in state or municipal works,"

With amendments,

Which were read and adopted.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religions denominations, her institutions, her industries, her antiquities and her public men,'"

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

And Senate amendments to

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

As correctly engrossed.

Senate Bill No. 288, entitled "An act to revise and amend the law relating to juries,"

Was taken up on third reading, laid over and made the special order for next Monday evening.

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class."

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreelaud, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Johnson, Packer, Parry, Rogers, Ross, Stokes, Thompson (President), Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Kuhl, Packer, Parry, Rogers, Stokes, Thompson (President), Ward, Williams—11.

In the negative—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once, and inform that body that the Senate has passed the same and requests its concurrence therein.

On motion of Mr. Rogers, the Senate took a recess of fifteen minutes, on the conclusion of which, and

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year eighteen hundred and ninety-two,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Packer, Rogers, Ross, Skirm, Thompson (President), Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendments, and requests its concurrence therein.

Assembly Bill No. 283, Substitute for Assembly Bill 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,.

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspensions of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland, Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 231, entitled "An act to authorize legal voters of towns to direct a tax for the construction of hard roads,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspenson of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Williams —13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Mr. Rogers, on leave, introduced

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety seven,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Appropriations.

Assembly Bill No. 116, entitled "An act providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Packer, Parry, Rogers, Ross, Stokes, Ward—10.

In the negative were—

Messrs. Kuhl, Thompson (President)—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, without amendment.

Mr. Daly moved to reconsider the vote by which said bill

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman Committee on Games and Fisheries, reported

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

Without amendment.

Assembly Bill No. 143, entitled "An act to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective

counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Kuhl, Packer, Rogers, Ross, Vreeland—8.

In the negative were—

Messrs. Johnson, Skirm, Thompson (President)—3.

So said bill was declared lost.

Mr. Skirm moved to reconsider the vote by which said bill was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland—12.

In the negative—None.

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 19th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

WHEREAS, It has been represented to this Legislature that nearly two millions of the people of the United States are afflicted with tubercular consumption and that more than one hundred and sixty thousand are dying annually with that disease, and

WHEREAS, It has been also represented to us that only about three in one thousand of the natives of territory of New Mexico have ever been known to have disease of the lungs, and that more than fifty per cent. of all the persons having tubercular consumption and going to that territory from the states recover their health; therefore be it

Resolved, That the Congress of the United States be requested to consider this matter and appoint a special committee to investigate and report as to the advisability of a portion of the public domain, preferably Pacas National Park, being set aside for the purpose of establishing a free national sanitorium for the people, and that such rates of transportation on all railroads for persons affected with diseases of the lungs as will enable the poorest of our people to go to that favored country and have a chance to get well.

Resolved, That our senators and representatives in Congress be requested to bring this important matter to the attention of Congress.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on the Judiciary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 19th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bills Nos. 162 and 163 for further consideration.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be and is hereby empowered to appoint a commission to be composed of three persons, to investigate the condition and method of treatment and disposition of dependent children who are supported at public expense in this State; said commission shall serve without compensation, and shall submit a report to this or the succeeding legislature, together with their views of the desirability of establishing State schools for the education and improvement of such dependent children,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on Education.

Mr. Voorhees moved that all bills that have passed the Senate today (except Senate bills Nos. 181 and 183) leave the Senate at once.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class,"

Senate Bill No. 128, entitled "An act for the protection of certain kinds of birds, game and fish,"

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriatiou therefor,"

Assembly Bill No. 72, entitled "An act authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines,"

With amendments,

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Senate Bill No. 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,"

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Senate Bill 266, entitled "A supplement to an act entitled 'An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson,'" approved April twenty-sixth, one thousand eight hundred and ninety-four,

Assembly Bill No. 102, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 250, entitled "A supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 249, entitled "A supplement to an act entitled 'An act concerning the making and collecting of assessments for benefits conferred by the construction of sewers and drains,'" approved February nineteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 269, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 116, entitled "An act providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants,"

Assembly Bill No. 289, entitled "An act respecting boards of commissioners for the assessment of damages and benefits for local improvements in cities of the first class in this state, increasing their powers and providing for their compensation,"

Assembly Bill No. 143, entitled "An act to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department,"

Assembly Bill No. 137, entitled "A supplement to an act entitled 'An act concerning evidence,'" approved March twenty-seventh, one thonsand eight hundred and seventy-four,

Assembly Bill No. 108, entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Assembly Bill No. 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction,'" approved March sixteenth, one thousand eight hundred and eighty-six,

Assembly Bill No. 231, entitled "An act to authorize legal voters of towns to direct a tax for the construction of hard roads,"

Assembly Bill No. 180, entitled "An act to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year eighteen hundred and ninety-two,"

And

Assembly Bill No. 283, Substitute for Assembly Bill 277, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four.

Mr. Voorhees moved that when the Senate adjourn it be to meet on Friday morning at 10 o'clock, and that when it then adjourn it be to meet on Monday evening at 8 o'clock,

Which was agreed to.

On motion of Mr. Voorhees the Senate then adjourned.

FRIDAY, March 20th, 1896.

In the absence of the President, Mr. Skirm took the chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Kuhl, Skirm, Voorhees.

As there was no quorum present the Senate then adjourned.

MONDAY, March 23d, 1896.

At 8 o'clock P. M. the Senate met.

The session was opened by prayer by the Rev. Joseph Garrison.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

Journals of Thursday and Friday were read and approved.

Mr. Daly presented a memorial from the organized wage workers of New Jersey asking for the passage of

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Which was read and referred to the Committee on Labor and Industries.

Mr. Ketcham, on leave, introduced

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

And

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein,"

Which were read for the first time by their title, ordered to have a second reading, and referred to the Committee on Finance.

Mr. Staates, on leave, introduced

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Herbert, on leave, introduced

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Daly, on leave, introduced

Senate Bill No. 297, entitled "A further supplement to an act entitled 'An act to revive and amend "An act for the taxation of railroad and canal property,"'" approved April tenth, one thousand eight hundred and eighty-four, approved March twenty-seventh, one thousand eight hundred and eighty-eight,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Mr. Rogers, on leave, introduced

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Which was read for the first time by its title and ordered to have a second reading without reference.

The rules were suspended and said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Herbert, on leave, introduced

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Kuhl, on leave, introduced

Senate Bill No. 300, entitled "A supplement to an act entitled 'An act authorizing chosen freeholders, with the township committee, to change a road to avoid the expense of building and maintaining a bridge,'" approved March twenty-fourth, one thousand eight hundred and ninety,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Mr. Voorhees, on leave, introduced

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Ketcham offered the following resolution:

Resolved (The House of Assembly concurring), That the Governor be requested to return for further consideration

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Ward, Williams—15.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 23d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved, (the Senate concurring) that the Governor be requested to return to this House,

Assembly Bill No. 125, entitled "An act to amend an act entitled 'An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state," approved May twenty-second, one thousand eight hundred and ninety-four,

For further consideration.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was taken up, read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson, (President), Voorhees, Williams—13.

In the negative—None.

Mr. Ketcham, on leave, introduced

Senate Bill No. 302, entitled "An act fixing the fee for bottlers of beer in townships of this state, now or hereafter having fifteen thousand inhabitants,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

Mr. Parry, Chairman of the Committee on Finance, reported

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

And

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein,"

Without amendment.

Mr. Skirm offered the following resolution:

Resolved (the House of Assembly concurring), that the Governor be requested to return to the Senate

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—14.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 23d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 174, entitled "An act to amend an act entitled 'An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors'"

(Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Assembly Bill No. 217, ent tled "An act to amend an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 233, entitled "A supplement to an act entitled 'An act respecting bridges,'"

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

Assembly Bill No. 275, entitled "An act to amend the act entitled 'An act providing for the adoption of children,'" approved the ninth day of March, in the year one thousand eight hundred and seventy-seven,

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

Assembly Bill No. 316, entitled "An act to determine the tenure of office of the city marshal in cities of the third class,"

Assembly Bill No. 334, entitled "An act in relation to taxes in cities, towns and townships,"

Assembly Bill No. 336, entitled "An act to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes,"

Assembly Bill No. 340, entitled "A supplement to an act entitled "An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 223, entitled "An act to secure the registry of all cattle, and to secure the sanitary condition of cow stables and dairies, and to prevent the feeding to cows and certain cattle of unwholesome food,"

Assembly Bill No. 310, entitled "An act to provide for the supervision of plumbing and house-draining and the licensing of plumbers

and to regulate and prescribe the manner in which the business of plumbing and house-draining shall be carried on in municipalities having a population of twelve thousand and over, and having a system of water-supply, public or private, or a system of sewerage, public or private,"

Assembly Bill No. 337, entitled "A further supplement to the act entitled 'An act concerning the custody of infants,'" approved March twentieth, one thousand eight hundred and sixty,

Assembly Bill No. 332, entitled "An act to provide for the safety of firemen in the cities of the first and second classes, by the erection of guard-rails around openings in floors and roofs of buildings,"

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,"

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

And

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,'" passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

And

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Severally, with amendments.

In which the concurrence of the Senate is requested;

Also

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other munieipal board or body,"

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished,"

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Severally, without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Assembly Bill No. 217, entitled "An act to amend an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

Assembly Bill No. 275, entitled "An act to amend the act entitled 'An act providing for the adoption of children,'" approved the ninth day of March, in the year one thousand eight hundred and seventy-seven,

And

Assembly Bill No. 337, entitled "A further supplement to the act entitled 'An act concerning the custody of infants,'" approved March twentieth, one thousand eight hund ed and sixty,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 174, entitled "An act to amend an act entitled 'An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 310, entitled "An act to provide for the supervision of plumbing and house-draining and the licensing of plumbers and to regulate and prescribe the manner in which the business of plumbing and house-draining shall be carried on in municipalities having a population of twelve thousand and over, and having a system of water-supply, public or private, or a system of sewerage, public or private,"

And

Assembly Bill No. 340, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Revision of the Laws;

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Elections;

Assembly Bill No. 233, entitled "A supplement to an act entitled 'An act respecting bridges,'"

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

And

Assembly Bill No. 334, entitled "An act in relation to taxes in cities, towns and townships,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,"

Assembly Bill No. 316, entitled "An act to determine the tenure of office of the city marshal in cities of the third class,"

And

Assembly Bill No. 332, entitled "An act to provide for the safety of firemen in the cities of the first and second classes, by the erection of guard rails around openings in floors and roofs of buildings,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 336, entitled "An act to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations;

Assembly Bill No. 223, entitled "An act to secure the registry of all cattle, and to secure the sanitary condition of cow stables and dairies, and to prevent the feeding to cows and certain cattle of unwholesome food,"

And

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Agriculture;

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 252, entitled "An act respecting board of fire commissioners in cities of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities,"

Assembly Bill No. 300, entitled "An act to amend an act entitled 'An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state,' approved March fourteenth, one thousand eight hundred and ninety-five,

And

Assembly Bill No. 325, entitled "A further supplement to an act entitled 'An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and pro-

viding for the maintenance of the same,'" approved March twenty-ninth, one thousand eight hundred and ninety-one,

Severally without amendment.

Mr. Ketcham, Chairman of the Committee on Banks and Insurance, reported

Assembly substitute for

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty first, one thousand eight hundred and seventy-six,

Without amendment.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 297, entitled "An act relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state,"

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 106, entitled "An act concerning marriage licenses,"

Adversely,

Which adverse report was concurred in, and the bill indefinitely postponed by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative were—

Messrs. Bradley, Packer, Parry, Rogers, Ross—5.

Mr. Hoffman, Chairman of the Committee on Education, reported

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Engle, Chairman of the Committee on Claims and Pensions, reported

Senate Bill No. 177, entitled "An act in regard to the employment of honorably-discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

With amendments,

Which were read and adopted.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

And

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Without amendment.

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

Assembly Bill No. 121, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

And

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

With amendments,

Which were read and adopted.

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 288, entitled "An act to revise and amend the law relating to juries,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading, and to be reprinted.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

With amendment,

Which was read and adopted.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,"

Senate Bill No. 173, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty one,

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes in towns of this state incorporated under a special act,"

Senate Bill No. 278, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and eighty-eight,

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

And Senate amendments to

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

As correctly engrossed.

Assembly Bill No. 121, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably-discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

And

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

Were severally taken up, read a second time, considered by sections, agreed to, the amendments ordered to be engrossed, and the bills to have a third reading.

The amendment made in the House of Assembly to

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Were severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—18.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Were severally taken up, read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Skirm, Stokes, Thompson (President), Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 23d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

For further consideration,

Also that the House of Assembly has passed the following bill:

Assembly Bill No. 320 entitled "An act to amend an act entitled 'An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein,'" passed February fifteenth, one thousand eight hundred and eighty-six,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 320, entitled "An act to amend an act entitled 'An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein,'" passed February fifteenth, one thousand eight hundred and eighty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 23d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be requested to return to the House

Assembly Bill No. 190, entitled "An act making it unlawful for certain persons to be appointed or serve as clerks of grand juries,"

For further consideration,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Parry, Skirm, Stokes, Thompson (President), Vreeland, Williams—13.

In the negative—None.

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class,"'" passed May eighteenth, one thousand eight hundred and ninety-four, approved March seventh, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspenson of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Engle, Gould, Herbert, Hoffman, Johnson, Packer, Parry, Rogers, Stokes, Thompson (President), Vreeland, Williams —12.

In the negative were—

Messrs. Daly, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

The substitute offered by the Committee to

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Was taken up and disagreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Packer, Parry, Rogers—6.

In the negative were—

Messrs. Daly, Gould, Hoffman, Johnson, Ketcham, Kuhl, Ross, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—13.

Mr. Bradley offered certain amendment to said bill, which was read and disagreed to;

Mr. Herbert moved that said bill be laid over until to-morrow, and be printed,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Ward—14.

In the negative were—

Messrs. Daly, Ketcham, Kuhl, Staates, Williams—5.

The following message was received from the Governor by the hands of Mr. Tuttle, his Private Secretary:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 23d, 1896.

Mr. President:

I am directed by the Governor to reture to the Senate,

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty six,

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

As requested by resolution, and the same are returned herewith.

HOBART TUTTLE,
Private Secretary.

Mr. Voorhees, Chairman of the Committee on the Judiciary, on leave, introduced

Senate Concurrent Resolution No. 13, entitled "Amendments to the constitution,"

Which was read for the first time by its title and ordered printed.

Mr. Voorhees moved that the Committee substitute for

Senate Concurrent Resolution No. 7, Proposed amendments to the constitution,

Senate Concurrent Resolution No. 9, Proposed amendments to the constitution relating to the judiciary,

Senate Concurrent Resolution No. 10, Proposed amendments to the constitution, providing for biennial sessions of the legislature,

Senate Concurrent Resolution No. 11, Proposed amendment to the constitution relating to lotteries,

Be referred to the Committee on the Judiciary.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

And

Senate Bill No. 284, entitled "An act in relation to the publication of official minutes and public notices in second class cities of this state,"

As correctly engrossed.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed, and to have a third reading.

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties, and to repeal the charters of game protective societies and associations,"

Was taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 217, entitled "An act to amend an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

As correctly engrossed.

Assembly Bill No. 322, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Hoffman, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 23d, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

With amendments, and

Assembly Bill No. 286, entitled "A supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

In which the concurrence of the Senate is requested

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 286, entitled "A supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

And

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, N. J., to the southerly side of said river at or near South Amboy, N. J.,"

Were taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

The amendments made in the House of Assembly to

Senate Bill No. 210, entitled, "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 290, entitled "An act providing for the vacating of alleys, streets or parts of streets in cities not already vested with power to vacate the same,"

Without amendment.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Assembly Bill No. 204, entitled "A supplement to an act entitled 'An act for the better protection of fish in the Raritan river and its tributaries,' approved March seventeenth, one thousand eight hundred and seventy-five,

Favorably,

The following message was received from the Governor by the hands of Mr. Tuttle, his Private Secretary:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 23d, 1896.

Mr. President:

I am directed by the Governor to return to the Senate

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

And

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

As requested by resolution, and the same are returned herewith.

HOBART TUTTLE,
Private Secretary.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

And

Senate Bill No. 182, entitled "An act relating to street railroads."

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up on third reading,

Mr. Daly moved that said bill be laid over until to-morrow,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Herbert, Packer, Rogers, Ross—5.

In the negative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Parry, Skirm, Stokes, Vreeland, Ward, Williams—12.

Mr. Daly moved that the Senate do now adjourn,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Herbert, Kuhl, Ross, Staates, Stokes—6.

In the negative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Vreeland, Ward, Williams—13.

Mr. Daly moved that said bill be indefinitely postponed,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Herbert—2.

In the negative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Vreeland, Ward, Williams—12.

Mr. Daly moved that said bill be recommitted to the Committee on Agriculture,

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Herbert, Packer—3.

In the negative were—

Messrs. Bradley, Engle, Gould, Hoffman, Johnson, Ketcham, Parry, Rogers, Skirm, Vreeland, Ward, Williams—12.

On motion of Mr. Gould, the Senate then adjourned.

TUESDAY, March 24th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by Rev. George Clarke.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward Williams—21.

Journal of Monday was read and approved.

Mr. Williams presented a petition from the Federation of Trades and Labor Unions asking for the defeat of the resolution providing for the Biennial Session Amendment to the Constitution,

Which was read.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 174, entitled "An act to amend an act entitled "An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Without amendment,

And

Assembly Bill No. 340, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty seventh, one thousand eight hundred and seventy-four,

With amendments,

Which were read and adopted.

Mr. Williams, Chairman of the Committee on Elections, reported

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

With amendments,

Which were read and adopted.

Mr. Parry, on leave, introduced

Senate Concurrent Resolution No. 14, entitled "Proposed amendments to the constitution relating to the judiciary,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Mr. Johnson, on leave, introduced

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

And

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Which were read for the first time by their titles, ordered to have a second reading, without reference;

The rules were suspended, and said bills

Were taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

With amendments, which were read and adopted.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 211, entitled "An act relating to street railway companies and companies organized as such.

Without amendment;

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water-rents therein,"

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

Were severally taken up, read a second time, considered by sections, agreed to, ordered to be re-engrossed, and to have a third reading.

Mr. Bradley, on leave, introduced

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Mr. Voorhees moved to reconsider the vote by which

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, N. J., to the southerly side of said river at or near South Amboy, N. J.,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Senate Bill No. 284, entitled "An act in relation to the publication of official minutes and public notices in second class cities of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Packer, Staates, Thompson (President)—6.

In the negative were—

Messrs. Voorhees, Vreeland, Williams—3.

So said bill was declared lost.

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes, in towns of this state incorporated under a special act,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate has passed the same and requests its concurrence therein.

The rules were suspended, and

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment.

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Vreelaud, Ward, Williams—16.

In the negative was Mr. Daly—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Skirm offered the following resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

For further consideration,

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Voorhees, Vreeland, Ward—16.

In the negative—None.

The amendments made in the House of Assembly to

Senate Bill No. 19, entitled "A supplement to an act entitled 'An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Ross, Stokes, Thompson (President), Voorhees—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Assembly Bill No. 217, entitled "An act to amend an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

On motion of Mr Voorhees,

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

Was recommitted.

Mr. Stokes, Chairman of the Committee on Corporations, reported

Assembly Bill No. 336, entitled "An act to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes,"

Favorably.

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Parry, Rogers, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,"

Assembly Bill No. 316, entitled "An act to determine the tenure of office of the city marshal in cities of the third class,"

Assembly Bill No. 332, entitled "An act to provide for the safety of firemen in the cities of the first and second classes, by the erection of guard-rails around openings in floors and roofs of buildings,"

Severally, without amendment.

Mr. Skirm, on leave, introduced

Senate Bill No. 306, entitled "A supplement to an act entitled 'An act to incorporate societies for the promotion of learning'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Without amendment,

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same, and requests its concurrence therein.

A message was received from the Governor, by the hands of Mr. Tuttle his Private Secretary, sealed and endorsed "Nominations."

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposite and trust companies,'" approved April twentieth, one thousand eight hundred and eighty five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland—13.

In the negative—None.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 210, entitled, "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision , approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Senate Bill No. 253, entitled "An act respecting conveyances,"

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Senate Bill No. 287, entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

And Senate amendments to

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

As correctly engrossed.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 25, entitled "An act to abolish the appointment of boards of education by township committees and to provide for their election by the people,"

Assembly Bill No. 43, entitled "An act requiring street railway companies to provide for the better accommodation of the traveling public,"

Assembly Bill No. 44, entitled "An act concerning street railway companies,"

Assembly Bill No. 45, entitled "An act concerning street railway companies,"

Assembly Bill No. 188, entitled "An act in relation to repairs of roads suddenly destroyed,"

Assembly Bill No. 317, entitled "An act permitting the catching of catfish and eels by set-lines and fish-baskets and fish-wiers or eel pots in the streams tributary to the Delaware river above the Trenton falls,"

Assembly Bill No. 335, entitled "An act for the relief of Robert Snyder,"

And

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

With amendments.

In which the concurrence of the Senate is requested;

Also, that the House of Assembly has passed

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Senate Bill No. 230, entitled "An act to constitute commissioners of county sinking funds,"

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof,"

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty six,

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Senate Bill No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,"

And

Senate Bill No. 3, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning townships and township officers,"'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Severally, without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 43, entitled "An act requiring street railway companies to provide for the better accommodation of the traveling public,"

Assembly Bill No. 44, entitled "An act concerning street railway companies,"

And

Assembly Bill No. 45, entitled "An act concerning street railway companies,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Railroads and Canals.

Assembly Bill No. 317, entitled "An act permitting the catching of catfish and eels by set-lines and fish-baskets and fish-wiers or eel-pots in the streams tributary to the Delaware river above the Trenton falls,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Game and Fisheries.

Assembly Bill No. 188, entitled "An act in relation to repairs of roads suddenly destroyed,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College.

Assembly Bill No. 25, entitled "An act to abolish the appointment of boards of education by township committees and to provide for their election by the people,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Assembly Bill No. 335, entitled "An act for the relief of Robert Snyder,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Miscellaneous Business.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Without amendment.

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such site by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President), Williams—12.

In the negative were—

Messrs. Parry, Staates—2.

The rules were suspended, and

The Secretary was directed by the President to carry said bill to the House of Assembly at once and inform that body that the Senate had passed the same, and requests its concurrence therein.

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Was taken up on second reading.

Mr. Rogers moved that the enacting clause of said bill be stricken out,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Packer, Rogers, Ross—4.

In the negative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Parry, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams —14.

Mr. Rogers offered the following amendment:

Amend Assembly Bill No. 77, by striking out after the word "state" on line seven, the balance of said line seven, all of line eight and the words "as aforesaid" on line nine,

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Packer, Rogers, Ross—3.

In the negative were—

Messrs. Bradley, Engle, Herbert, Parry, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—10.

Mr. Rogers offered the following amendment:

Amend Assembly Bill No. 77 by inserting at the end of section 1 the following, viz:

"*Provided*, That the provisions of this section shall not apply to bona fide citizens of the state of Delaware or of the state of Pennsylvania,

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Gould, Kuhl, Packer, Rogers, Ross—5.

In the negative were—

Messrs. Bradley, Herbert, Hoffman, Johnson, Ketcham, Parry, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—11.

Said bill

Was then taken, considered by sections, agreed to, and ordered to have a third reading.

Mr. Stokes moved that the rules be suspended and said bill be taken up on third reading,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Herbert, Johnson, Ketcham, Parry, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—12.

In the negative were—

Messrs. Bradley, Gould, Kuhl, Packer, Rogers, Ross, Staates, Thompson (President)—8.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 337, entitled "A further supplement to the act entitled 'An act concerning the custody of infants,'" approved March twentieth, one thousand eight hundred and sixty,

And

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Without amendment;

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Assembly Bill No. 317, entitled "An act permitting the catching of catfish and eels by set-lines and fish-baskets and fish-wiers or eel-pots in the streams tributary to the Delaware river above the Trenton falls,"

Without amendment.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchae of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes, in towns of this state incorporated under a special act,"

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy four,

And

Assembly Bill No. 207, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class,"'" passed May eighteenth, one thousand eight hundred and ninety-four, approved March seventh, one thousand eight hundred and ninety-five,

With amendment;

Also, that the Senate has passed

Assembly Bill No. 214, entitled "An act to amend an act entitled 'An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities,'" approved March twenty-second, one thousand eight hundred and ninety five,

Assembly Bill No. 322, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Each without amendment.

The following bills having passed both Houses, were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 3, entitled A supplement to an act entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Substitute for Senate Bill No. 37, entitled "An act for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations,"

Senate Bill No. 106, entitled "An act respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein,

Senate Bill No. 252, entitled "Supplement to an act entitled 'An act entitled "A further supplement to an act entitled 'An act to regulate elections,'"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six,

Senate Bill No. 209, entitled "An act to amend an act entitled 'An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form,'" approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act,

Senate Bill No. 229, entitled "A supplement to an act entitled 'An act respecting prosecutors of the pleas of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Senate Bill No. 198, entitled "A further supplement to an act entitled 'A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb,'" approved March thirty-first, one thousand eight hundred and eighty-two,

Senate Bill No. 222, entitled "An act relating to poorhouses owned or maintained by townships, and providing for the representation of new townships in the management thereof,"

Senate Bill No. 230, entitled, "An act to constitute commissioners of county sinking funds,"

Senate Bill No. 240, entitled "An act to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey,"

Senate Bill No. 137, entitled "An act to increase the powers of boards of commissioners in all incorporated towns in this state, where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town,"

Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body,"

Senate Bill No. 195, entitled "An act to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality governed by a board of commissioners or improvement commission, the boundaries or territorial limits of which are co-extensive with those of the said township, and conferring upon the governing body thereof all the powers, duties privileges and liabilities of the township committee so abolished,"

Senate Bill No. 91, entitled "A supplement to an act entitled 'An act concerning roads'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 151, entitled "An act consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company,"

Senate Bill No. 57, entitled "An act to release and convey the title and interest of the state of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized,"

Senate Bill No. 62, entitled "An act to regulate the manufacture of flour and meal-food products,"

Senate Bill No. 193, entitled "Supplement to an act entitled 'An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same,'" approved March fourteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 107, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourth, one thousand eight hundred and sixty-six,

Senate Bill No. 134, entitled "An act to amend an act entitled 'An act for the limitation of actions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Senate Bill No. 207, entitled "An act to define the meaning and effect of a vote upon the submission of a question or proposition to the decision of legal voters,"

Senate Bill No. 214, entitled "An act to amend an act entitled 'An act to establish and maintain a state museum,'" approved March twentieth, one thousand eight hundred and ninety-five,

Substitute for Senate Bill No. 221, entitled "A supplement to an act entitled 'An act to amend the law relating to the property of married women,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,"

Senate Bill No. 243, entitled "An act to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office,"

Senate Bill No. 259, entitled "An act to amend an act entitled 'An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor,'" approved March twenty-first, one thousand eight hundred and ninety-five,

And

Senate Bill No. 283, entitled "An act for the abolition of railroad grade crossings in cities of the first class."

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned to meet this afternoon at 3 o'clock.

AFTERNOON SESSION.

A 3 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Gould, Herbert, Ketcham, Kuhl, Packer, Skirm, Staates, Thompson (President), Voorhees, Ward, Williams —12.

Mr. Voorhees moved that the rules be suspended and all passed bills leave the Senate at once, unless objection be made,

Which was agreed to.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 233, entitled "A supplement to an act entitled "An act respecting bridges,"

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 263, entitled "An act to regulate the payment of wages of employees in manufacturing establishments,"

Assembly Bill No. 299, entitled "An act to annex to the township of Madison, in the county of Middlesex, a certain portion of the township of Sayreville, in said county,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 263, entitled "An act to regulate the payment of wages of employes in manufacturing establishments,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Labor and Industries.

Assembly Bill No. 299, entitled "An act to annex to the township of Madison, in the county of Middlesex, a certain portion of the township of Sayreville, in said county,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould Herbert, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Johnson, Ketcham, Packer, Thompson (President), Williams—6.

In the negative were—

Messrs. Gould, Herbert, Rogers, Ross, Skirm, Staates, Voorhees—7.

So the bill was declared lost.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,"

Was ordered to have a third reading,

Which was agreed to.

The bill was then amended, agreed to, and ordered to be engrossed and to have a third reading.

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty eight,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affimative were—

Messrs. Bradley, Daly, Herbert, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative were—

Messrs. Ross, Staates—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 188, entitled "An act in relation to repairs of roads suddenly destroyed,"

Without amendment.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Without amendment.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 286, entitled "A supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

With amendments,

Which were read and adopted.

Assembly Bill No. 246, entitled "An act to enable persons who have heretofore organized as an association or company under the provisions of 'An act incorporating homestead or building com-

panies,'" February twenty-fifth, one thousand eight hundred and fifty-two, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould Herbert, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland, Williams—14.

In the negative were—none.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Assembly Substitute for Senate Bill No. 19, entitled "A supplement to 'An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Senate Bill No. 86, entitled An act extending the provisions of an act entitled "An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand," passed March tenth, one thousand eight hundred and eighty two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein,"

And Senate amendments to

Assembly Bill No. 121, entitled a supplement to an act entitled "An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses," approved February thirteenth, one thousand eight hundred and eighty-four,

Assembly Bill No. 198, entitled a supplement to an act entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six,

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, N. J., to the southerly side of said river at or near South Amboy, N. J.,"

As correctly engrossed.

Assembly Bill No. 337, entitled "A further supplement to the act entitled 'An act concerning the custody of infants,'" approved March twentieth, one thousand eight hundred and sixty,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 336, entitled "An act to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspensions of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Ross, Skirm, Thompson (President), Vreeland, Ward—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

The amendments made in the House of Assembly to

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—12.

In the negative—none.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Ketcham, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 222, entitled "An act to regulate and define the control and management of country roads,"

Was taken up, read a third time and laid over until Wednesday.

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 252, entitled "An act respecting board of fire commissioners of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Mr. Rogers, Chairman of the Committee on Labor and Industries, reported

Assembly Bill No. 263, entitled "An act to regulate the payment of wages of employees in manufacturing establishments,"

Without amendment,

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 302, entitled "A supplement to an act entitled 'An act to enable counties of the second class in this state to furnish suitable accommodations for the transaction of public business,'" approved March twenty-second, one thousand eight hundred and ninety-five,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Said bill

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Revision of the Laws.

Mr. Williams, Chairman of Committee on Revision of the Laws, reported

Assembly Bill No. 302, entitled "A supplement to an act entitled 'An act to enable counties of the second class in this state to furnish suitable accommodations for the transaction of public business,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment,

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Was taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 297, entitled "An act relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Ross, Skirm, Thompson (President), Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 316, entitled "An act to determine the tenure of office of the city marshal in cities of the third class,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Ketcham, Rogers, Skirm, Vreeland, Ward, Williams—8.

In the negative were—

Messrs. Engle, Gould, Herbert, Johnson, Kuhl, Packer, Parry, Ross, Staates, Thompson (President)—10.

So the bill was declared lost.

Assembly Bill No. 235, entitled "An act to amend an act entitled 'A further supplement to an act entitled "A further supplement to an act entitled 'An act respecting bridges'"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Staates, Stokes, Thompson (President), Vreeland, Ward—15.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Kuhl moved to reconsider the vote by which said bill was passed,

Which was disagreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Kuhl, Packer, Ross, Staates, Voorhees—9.

In the negative were—

Messrs. Herbert, Johnson, Ketcham, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Ward—10.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 299, entitled "An act to annex to the township of Madison, in the county of Middlesex, a certain portion of the township of Sayreville, in said county,"

Without amendment.

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Voorhees, Vreeland, Ward, Williams —14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Engle, Gould, Herbert, Ketcham, Packer, Parry, Rogers, Ross, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bi ls, reported

Senate Bill No. 210, entitled "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

And

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to

provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

As correctly engrossed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

With amendments,

Which were read and adopted.

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Game and Fisheries, reported

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Without amendment.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 320, entitled "An act to amend an act entitled 'An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein,'" passed February fifteenth, one thousand eight hundred and eighty-six,

Without amendment.

Assembly Bill No. 302, entitled "A supplement to an act entitled 'An act to enable counties of the second class in this state to furnish suitable accommodations for the transaction of public business,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Parry, Rogers, Skirm, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 167, entitled A supplement to an act entitled "An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities," approved March thirty-first, one thousand eight hundred and eighty-seven,

Were taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Assembly Bill No. 94, entitled "An act to incorporate trustees of political county committees,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Stokes, Williams—11.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 120, entitled "An act to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Voorhees, Vreeland, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 308, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, N. J., to the southerly side of said river at or near South Amboy, N. J.,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Voorhees, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, with amendments, and requests its concurrence therein.

Senate Bill No. 210, entitled, "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Was taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 320, entitled "An act to amend an act entitled 'An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein,'" passed February fifteenth, one thousand eight hundred and eighty-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Vreeland, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 188, entitled "An act in relation to repairs of roads suddenly destroyed,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time,

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Vreeland, Ward, Williams—12.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 241, entitled "An act to provide for the proper protection of dams in this state,"

Was taken up, read a second time, considered by section, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time,

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Vreeland, Williams—12.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams —14.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams —14.

In negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 19, entitled "A supplement to an act entitled "An act concerning savings banks,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Was taken up, read, and found to have been correctly re-engrossed.

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass"? it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson, (President), Voorhees, Vreeland, Ward, Williams—14

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Skirm, Thompson (President), Vreeland, Williams—12.

In the negative were—

Messrs. Kuhl, Staates, Ward—3.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same without amendment.

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Staates, Stokes, Thompson (President)—11.

In the negative were—

Messrs. Engle, Kuhl, Ross, Vreeland, Ward—5.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the conclusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
Mr. President: March 24th, 1896.

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 342, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of this state'" (Revision), approved April sixteenth, one thousand eight hundred and forty-six,

In which the concurrence of the Senate is requested.

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty seventh, one thousand eight hundred and seventy-four,

Also that the House of Assembly has concurred in the following concurrent resolution:

Resolved (the House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 342, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of this state'" (Revision), approved April sixteenth, one thousand eight hundred and forty-six,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
Mr. President: March 24th, 1896.

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

WHEREAS, There is now pending before Congress an act to re-classify and prescribe the salaries of the railway postal clerks; and

WHEREAS, The United States Railway Mail Service is of inestimable value to all classes of our citizens, and especially to the business classes; and

WHEREAS, The requirements of this branch of the Post Office Department are so exacting, calling for ability and sacrifices demanded in no other branch of the Government service; and

WHEREAS, The continued improvement in this branch of service demands additional requirements of the employees; and

WHEREAS, The Honorable Mr. Linton, on behalf of the National Railway Postal Clerks' Association, has introduced into Congress a bill to re-classify Railway Postal Clerks and prescribe their salaries, said bill having been endorsed by the Honorable Postmaster General; therefore be it

Resolved (if the Senate concur), That the legislature of the state of New Jersey do endorse the said act known as H. R. Bill 1, and petition our representatives in the United States Senate and House of Representatives to vote for and by all just means in their power secure the passage of said H. R. Bill 1.

Resolved, That a copy of the foregoing preamble and resolutions be transmitted to each Senator and member of Congress in the state and to the Honorable the Speaker of the House of Representatives,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on the Judiciary.

Mr. Voorhees offered a substitute for

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Which was read and adopted.

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading;

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities of this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orpans' court,

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,"

Senate Bill No. 269, entitled "A further supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

And

Assembly Bill No. 163, entitled "A supplement to an act entitled 'An act to provide for the purchase of sites for, and the erection and equipment of, armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Assembly Bill No. 242, entitled "An act concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof,"

Assembly Bill No. 312, entitled "An act to facilitate the separation of boroughs from townships, out of which they may be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs,"

With amendments;

Also, that the Senate had passed

Assembly Bill No. 235, entitled "An act to amend an act entitled 'A further supplement to an act entitled "A further supplement to an act entitled 'An act respecting bridges'"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 246, entitled "An act to enable persons who have heretofore organized as an association or company under the provisions of 'An act incorporating homestead or building companies,' February twenty-fifth, one thousand eight hundred and fifty-two, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them,"

Assembly Bill No. 252, entitled "An act respecting board of fire commissioners of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities,"

Assembly Bill No. 290, entitled "An act relating to the confirmation of assessments for local improvements in certain cities in this state,"

Assembly Bill No. 336, entitled "An act to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes,"

Assembly Bill No. 337, entitled "A further supplement to the act entitled 'An act concerning the custody of infants,'" approved March twentieth, one thousand eight hundred and sixty,

Assembly Bill No. 94, entitled "An act to incorporate trustees of political county committees,"

Assembly Bill No. 217, entitled "An act to amend an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 299, entitled "An act to annex to the township of Madison, in the county of Middlesex, a certain portion of the township of Sayreville, in said county,"

Assembly Bill No. 316, entitled "An act to determine the tenure of office of the city marshal in cities of the third class,"

Assembly Bill No. 284, entitled "An act concerning the powers of boards of fire commissioners in cities of the first class in this state,"

And

Assembly Bill No. 297, entitled "An act relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state."

Severally without amendment.

On motion of Mr. Voorhees, the Senate adjourned to meet this evening at eight o'clock.

EVENING SESSION.

At 8 o'clock the Senate met.

Under the direction of the President the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in ceatain cities in this state'" approved March ninth, one thousand eight hundred and seventy-seven,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Was taken up on second reading.

Mr. Bradley withdrew the substitute to the committee amendments offered by him.

The amendments made in the Committee to said bill were then adopted.

Said bill was then agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 201, entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

Adversely,

Which adverse report was adopted and the bill indefinitely postponed.

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,'" passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,

Were taken up, read, and found to have been correctly re-engrossed.

The following message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
March 24th, 1896.

Mr. President:

I am directed by the Governor to return to the Senate

Senate Bill No. 20, entitled "An act to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof,"

As requested by resolution, and the same is herewith returned.

HOBART TUTTLE,
Private Secretary.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 257, entitled "An act to amend an act entitled 'An act respecting executions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No, 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

Assembly Bill No. 318, entitled "An act concerning cities of the first class in this state and providing for the opening therein of streets or avenues for the purpose of relieving existing streets and avenues from excessive public travel,"

Assembly Bill No. 341, entitled "An act relative to the awarding of contracts by the state of New Jersey or any municipal government for work for municipal or street improvements or for public buildings,"

Assembly Bill No. 344, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to days of recreation and holidays, and fixing the days and parts of days so to be set apart and observed, and regulating the maturity of commercial paper with respect thereto,"'" which act hereby amended was approved April fifteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 347, entitled "An act concerning boards of health,"

Assembly Bill No. 353, entitled "A supplement to an act entitled 'An act relating to the supply of water for public uses in townships of counties of the first class,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Severally with amendments,

Also that the House of Assembly has passed

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Senate Bill No. 6, entitled "An act relative to the opening, widening, vacating or straightening of streets in certain townships in this state,"

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety four,

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing,"

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

And

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Severally, without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 257, entitled "An act to amend an act entitled 'An act respecting executions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Assembly Bill No. 344, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to days of recreation and holidays, and fixing the days and parts of days so to be set apart and observed, and regulating the maturity of commercial paper with respect thereto,"'" which act hereby amended was approved April fifteenth, one thousand eight hundred and ninety-five,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Appropriations.

Assembly Bill No. 318, entitled "An act concerning cities of the first class in this state and providing for the opening therein of streets or avenues for the purpose of relieving existing streets and avenues from excessive public travel,"

Assembly Bill No. 341, entitled "An act relative to the awarding of contracts by the state of New Jersey or any municipal government for work for municipal or street improvements or for public buildings,"

Were read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Assembly Bill No. 347, entitled "An act concerning boards of health,"

And

Assembly Bill No. 353, entitled "A supplement to an act entitled 'An act relating to the supply of water for public uses in townships of counties of the first class,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

The amendments made in the House of Assembly to

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Packer, Parry, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—12.

In the negative was—

Mr. Kuhl—1.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Packer, Parry, Ross, Skirm, Thompson, (President), Voorhees, Vreeland, Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Kuhl, Packer, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Voorhees, Vreeland, Ward—12.

In the negative were—

Messrs. Johnson, Parry, Stokes—3.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred ninety-four,

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

As correctly engrossed,

And

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

As correctly re engrossed.

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Packer, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 253, entitled "An act respecting conveyances,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Packer, Ross, Thompson (President), Voorhees, Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson (President), Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Mr. Voorhees moved to reconsider the vote by which

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Was ordered to have a third reading,

Which was agreed to.

The bill was amended, agreed to, and ordered to be engrossed, and to have a third reading.

Senate Bill No. 287 entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty nine,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Williams—14.

In the negative was—

Mr. Gould—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

As correctly engrossed.

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 24th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 115, entitled "A further supplement to an act entitled "An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Senate Bill No. 182, entitled "An act relating to street railroads,"

Severally, with amendments.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Kuhl, Packer, Rogers, Ross, Staates, Stokes, Thompson (President), Ward, Williams —14.

In the negative were—

Messrs. Parry, Voorhees—2.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Mr. Rogers, Chairman of the Committee on Appropriations, reported

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven,"

With amendments,

Which were read and adopted;

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

As correctly engrossed.

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interest of said cities, and ratifying and confirming such contracts made,"

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Packer, Rogers Ross, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Assembly Joint Resolution No. 5, entitled "Joint resolution to define the state flag,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said resolution was taken up and read a third time.

Upon the question, "Shall this Assembly Joint Resolution pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said resolution to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Vreeland, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Was taken up and read a third time,

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Ketcham, Packer, Parry, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

Was taken up and read a third time.

Upon the question "Shall this Engrossed Joint Resolution pass?" it was decided as follows:

Ia the affirmative were—

Messrs. Daly, Engle, Gould, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Mr. Skirm moved to reconsider the vote by which

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

Was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Daly, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams —12.

In the negative were—

Messrs. Kuhl, Parry—2.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Rogers, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—14.

In the negative was—

Mr. Kuhl—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Senate Bill No. 72, entitled "An act to permit fishing, gunning and hunting upon certain lands within this state,"

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

And

Assembly Bill No. 303, entitled "An act to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, New Jersey, to the southerly side of said river at or near South Amboy, New Jersey,

With amendments.

Also, that the Senate had passed,

Assembly Bill No. 120, entitled "An act to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same,"

Assembly Bill No. 188, entitled "An act in relation to repairs of roads suddenly destroyed,"

Assembly Bill No. 206, entitled "An act relating to the district courts of this state,"

Assembly Bill No. 141, entitled "An act concerning the sale of lands and real estate in fee, where the same have been purchased by the township committee of any township in this state, or by any legally-authorized officer, for the use and benefit of any township, for unpaid taxes and assessments,"

Assembly Bill No. 302, entitled "A supplement to an act entitled 'An act to enable counties of the second class in this state to furnish suitable accommodations for the transaction of public business,'" approved March twenty-second, one thousand eight hundred and ninety-five,

And

Assembly Bill No. 320, entitled "An act to amend an act entitled 'An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein,'" passed February fifteenth, one thousand eight hundred and eighty-six,

Severally, without amendment.

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Was taken up and read a third time.

Pending the consideration of this bill, the Senate, on motion of Mr. Williams, adjourned.

WEDNESDAY, March 25th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. Howard F. Widdemer.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

Journal of Tuesday was read and approved.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Assembly Bill No. 310, entitled "An act to provide for the supervision of plumbing and house-draining and the licensing of plumbers and to regulate and prescribe the manner in which the business of plumbing and house-draining shall be carried on in municipalities having a population of twelve thousand and over, and having a system of water-supply, public or private, or a system of sewerage, public or private,"

Without amendment.

Senate Bill No. 290, entitled "An act providing for the vacating of alleys, streets or parts of streets in cities not already vested with power to vacate the same,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

The House Concurrent Resolution empowering the Governor to appoint a commission to investigate the subject of taxation and moved that it be concurred in.

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

Mr. Rogers, Chairman of the Commitlee on Appropriations, reported

Assembly Bill No. 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

With amendments,

Which were read and adopted.

The amendments made in the House of Assembly to

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward,—14.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,"

As correctly re-engrossed;

And Senate amendments to

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

As correctly re-engrossed.

The amendments made in the House of Assembly to

Senate Bill No. 182, entitled "An act relating to street railroads,"

Were severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Packer, Rogers, Skirm, Thompson (President), Ward,—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Vreeland, of the Committee on Education, reported

Assembly Bill No. 25, entitled "An act to abolish the appointment of boards of education by township committees and to provide for their election by the people,"

Without amendment.

The amendments made in the House of Assembly to

Senate Bill No. 115, entitled "A further supplement to an act entitled 'An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy four,

Were severally taken up, read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Packer, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and endorsed "Nominations."

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 318, entitled "An act concerning cities of the first class in this state and providing for the opening therein of streets or avenues for the purpose of relieving existing streets and avenues from excessive public travel,"

And

Assembly Bill No. 341, "An act relative to the awarding of contracts by the state of New Jersey or any municipal government for work for municipal or street improvements or for public buildings,"

Without amendment.

The amendments made in the House of Assembly to

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Packer, Parry, Ross, Skirm, Thompson (President), Voorhees Vreeland, Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

The Assembly Concurrent Resolution to authorize the publication of the public acts of the legislature and moved that it be concurred in.

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Ketcham, Parry, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—none.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

The Assembly Concurrent Resolution concerning the Martin Creek Railroad Company, and moved that it be concurred in,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Stokes, Voorhees, Vreeland, Williams—15.

In the negative—none.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be authorized to prepare indices of the Senate Journal and Minutes of the Executive Sessions in the same general manner as the indices of the session of 1895, and that he be paid the same compensation as is allowed by law for preparing the indices of the House of Assembly Minutes.

Mr. Hoffman, Chairman of the Committee on Education, reported

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

With amendments,

Which were read and adopted.

Said bill

Were taken up, read a second time, considered by sections, agreed to, the amendments ordered to be engrossed, and the bill ordered to have a third reading.

The amendments made in the House of Assembly to

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Hoffman, Ketcham, Packer, Parry, Rogers, Skirm, Stokes, Thompson (President), Vreeland, Williams—13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 247, entitled "An act to promote the establishment and efficiency of free public libraries,"

Assembly Bill No. 298, entitled "An act to prevent the sub-letting or assignment of contracts for the improvement of any of the streets in cities of the first class,"

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,"'"

approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand, eight hundred and ninety five,

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes in towns of this state incorporated under a special act,"

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

And

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Severally, without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 247, entitled "An act to promote the establishment and efficiency of free public libraries,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Assembly Bill No. 298, entitled "An act to prevent the sub-letting or assignment of contracts for the improvement of any of the streets in cities of the first class,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Municipal Corporations.

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Was taken up, read, and found to have been correctly re-engrossed.

The amendments made in the House of Assembly to

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Skirm, Staates, Thompson (President), Vreeland, Williams—14.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Senate Bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the state of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Engle, Gould, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Johnson, Stokes, Thompson (President), Williams—4.

In the negative were—

Messrs. Bradley, Daly, Gould, Kuhl, Rogers, Ross, Skirm, Staates, Vreeland—9.

So the bill was declared lost.

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Thompson (President)—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty-one,

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Thompson (President), Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same, and requests its concurrence therein.

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Ward—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates,'"

Was taken up, read, and found to have been correctly re-engrossed.

Mr. Vreeland, of the Committee on Education, reported

Assembly Bill No. 247, entitled "An act to promote the establishment and efficiency of free public libraries,"

Without amendment,

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Johnson, Ketcham, Parry, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—12.

In the negative were—

Messrs. Daly, Gould, Kuhl, Packer, Rogers, Ross, Staates, Thompson (President)—8.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Without amendment,

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Herbert, Ross, Stokes, Thompson (President), Ward, Williams—8.

In the negative were—

Messrs. Gould, Johnson, Skirm, Staates, Voorhees—5.

So the bill was declared lost.

Assembly Bill No. 174, entitled "An act to amend an act entitled 'An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould Ketcham, Parry, Rogers, Ross, Skirm, Thompson (President), Vreeland, Williams—11.

In the negative—none.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Assembly Bill No. 253, entitled "An act to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands,"

Was taken up, read a second time, considered by sections, agreed to, and ordered to have a third reading.

Mr. Bradley moved that the rules be suspended and said bill be taken up on its third reading,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland —14.

In the negative was—

Mr. Johnson—1.

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Vreeland—12.

In the negative were—

Messrs. Johnson, Thompson (President), Williams—3.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 286, entitled "A supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 325, entitled "A further supplement to an act entitled 'An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of the same,'" approved March twenty-ninth, one thousand eight hundred and ninety-one,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Thompson (President), Voorhees, Vreeland, Williams —12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affimative were—

Messrs. Gould, Johnson, Ketcham, Kuhl, Packer, Ross, Staates, Thompson (President), Vreeland, Ward, Williams—11.

In the negative were—

Messrs. Bradley, Daly, Engle, Herbert, Parry, Rogers, Skirm, Stokes, Voorhees—9.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass"? it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Ross, Skirm, Staates, Stokes, Thompson, (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative was—

Mr. Rogers—1.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Skirm moved to reconsider the vote by which

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Was lost,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

In the negative—None.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative was—

Mr. Johnson—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

A message was received from the Governor, by the hands of Mr. Tuttle, his Private Secretary, sealed and indorsed "Nominations."

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Was taken up and read a third time.

Upon the question, "Shall this Assemby bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Herbert, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President) Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

And

Assembly Bill No. 286, entitled "A supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

As correctly engrossed,

And

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

As correctly re engrossed.

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Assembly Bill No. 204, entitled "A supplement to an act entitled 'An act for the better protection of fish in the Raritan river and its tributaries,'" approved March seventeenth, one thousand eight hundred and seventy-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

The House concurrent resolution relative to the classification of the railway postal clerks,

And moved that it be concurred in,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

Mr. Rogers moved to reconsider the vote by which

Assembly Bill No, 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several

public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

Was ordered to have a third reading,

Which was agreed to;

The bill was then amended, agreed to, the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

And

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Were taken up, read, and found to have been correctly re engrossed.

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Parry, Skirm, Thompson (President), Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Packer, Parry, Rogers, Skirm, Thompson (President), Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 129, entitled "An act to provide a procedure for enforcing all laws relative to the protection of fish, game and birds,"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,"

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of township between such townships and any borough or boroughs set off from the same,"

Senate Bill No. 253, entitled "An act respecting conveyances,"

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and t

provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy seven,

Senate Bill No. 287, entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water-rents therein,"

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of lands thereof in cities,"

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

And

Assembly Bill No. 126, entitled "A supplement to an act entitled 'An act to provide for the permanent improvement of public roads in this state,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Substitute for Assembly Bill No. 162, entitled "An act prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter,"

Assembly Bill No. 293, entitled "An act authorizing any city of this state to enter into contracts with railroad companies, granting them the right to lay tracks upon the roads or streets of said cities upon such terms and conditions as may best promote the interests of said cities, and ratifying and confirming such contracts made,"

Severally without amendment,

Also that the Senate had passed

Assembly Bill No. 19, entitled "An act to provide for the payment of challengers on election day, 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six,"

Assembly Bill No. 119, entitled "A further supplement to an act entitled 'An act respecting the court of chancery,'" approved March twenty-seventh, one thousand eight hundred and seventy-five,

And

Assembly Joint Resolution No. 5, entitled "Joint Resolution to define the state flag,"

Severally, without amendment.

On motion of Mr. Voorhees the Senate then adjourned.

AFTERNOON SESSION.

At 2 o'clock the Senate met.

Under the direction of the President the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Mr. Daly, on leave, introduced

Senate Bill No. 307, entitled "A supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading without reference.

The rules were suspended, and

Said bill

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported the following:

SENATE CONCURRENT RESOLUTION, NO. 11.

Be it Resolved (the House of Assembly concurring), That the following amendment to the constitution of this state be and the

same is hereby proposed, and when the same shall be agreed to by a majority of the members elected to the senate and house of assembly, the said amendment shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly, and the secretary of state.

Amend paragraph 2 of Section VII of Article IV so as to read as follows:

2. No lottery shall be authorized by the legislature or otherwise in this state; and no ticket in any lottery shall be bought or sold within this state, nor shall pool selling, book-making or gambling of any kind be authorized or allowed within this state, nor shall any gambling device, practice or game of chance now prohibited by law be legalized, or the remedy, penalty or punishment now provided therefor be in any way diminished.

And moved that it be adopted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

Mr. Ketcham, on leave, introduced

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Which was read for the first time by its title and ordered to have a second reading without reference.

The rules were suspended and said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 342, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of this state'" (Revision), approved April sixteenth, one thousand eight hundred and forty-six,

Assembly Bill No. 347, entitled "An act concerning boards of health,"

Assembly Bill No. 353, entitled "A supplement to an act entitled 'An act relating to the supply of water for public uses in townships of counties of the first class,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Severally, without amendment.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Substitute for Senate Concurrent Resolution No. 7, "Proposed amendments to the constitution relating to the judiciary."

1. *Be it Resolved* (the House of Assembly concurring, That the following amendments to the constitution of this state be and the same are hereby proposed, and when the same shall be agreed to by a majority of the members elected to the senate and house of assembly, the said amendments shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly, and the secretary of state:

(1.) Strike out paragraph 10 of Section VII of Article IV, and change the numbers of the following paragraphs to correspond:

(2.) Change paragraph 10 of Article V so as to read as follows:

10. The governor, or person administering the government, the president judge of the supreme court and the attorney-general, or any two of them, may remit fines and forfeitures, and grant pardons and paroles, after conviction, in all cases except impeachment.

(3) Change Section I of Article VI so as to read as follows:

SECTION I.

The judicial power shall be vested in a court for the trial of impeachments, a supreme court, a prerogative court, circuit courts, and such inferior courts as now exist and as may be hereafter established by law; the prerogative court, the inferior courts now existing and such as may be hereafter established by law, may be altered or abolished by the legislature as the public good shall require.

(4.) Strike out all of Section II of Article VI.

(5.) Change the number of Section III of Article VI to Section II.

(6.) Strike out all of Sections IV, V and VI of Article VI, and insert the following:

SECTION III.

1. The supreme court shall consist of such number of judges as the legislature shall determine, but there shall never be less than fifteen; the justices of the supreme court as heretofore constituted, and the chancellor and vice-chancellors in office when this provision takes effect, shall become judges of the court, and continue as such until the expiration of the respective terms of office for which they shall have been appointed.

2. The supreme court so constituted shall have all the jurisdiction and powers that are now possessed and exercised by the court of errors and appeals, the present supreme court, the chancellor, the court of chancery, and the prerogative court, which jurisdiction and powers shall be exercised in divisions; such divisions shall be:

First, Law division, in which shall be exercised the jurisdiction and powers of the supreme court now existing, except as herein otherwise provided; two or more judges sitting together may have and exercise such jurisdiction and powers.

The clerk of the supreme court as heretofore constituted shall be the clerk of this division.

Second, Chancery division, in which shall be exercised the jurisdiction and powers of the chancellor and the court of chancery now existing, except as herein otherwise provided; one or more judges may have and exercise such jurisdiction and powers.

The clerk of the court of chancery as hertofore constituted shall be the clerk of this division.

Third, Appellate division, in which shall be exercised the jurisdiction and powers of the court of errors and appeals now existing and the jurisdiction hereby conferred; five judges, of whom four shall be a quorum, may exercise such jurisdiction and powers, and the concurrence of three shall be necessary to a decision.

The judge of the appellate division longest in office shall be president of this division and of the court when sitting as a whole.

The secretary of state shall be the clerk of this division and shall also keep the minutes of the court when sitting as a whole.

The appellate division shall be composed of judges assigned thereto by the governor to serve therein until the expiration of their respective terms, but no judge shall sit in the appellate division for a longer period than seven years consecutively nor be eligible to re-assignment thereto until after serving for at least three years in the law of chancery division; *provided*, that during the absence or disability of a judge of this division, any judge of the court may be temporarily assigned to his place by the gover-

nor; a judge assigned to this division shall not, during his term of service therein, sit in any other division or court.

4. The judges of the court not serving in the appellate division shall from time to time be assigned by the court sitting as a whole to service in the law and chancery divisions, respectively, and the judge longest in office shall be the president of the division to which he is assigned.

5. On the hearing of a writ of error or appeal, a judge who has given a judicial opinion in the cause in favor of or against the judgment, order or decree under review, shall not sit as a member of the appellate division or have a voice in the hearing.

6. In all causes in which a writ of error could heretofore issue out of the supreme court, such writ shall issue only out of the appellate division, and be determined therein.

7. The court shall convene at the call of the president judge, and when sitting as a whole may prescribe rules not inconsistent with statutes, and appoint masters and examiners in chancery.

8. Additional jurisdiction may be conferred on the court or on any division thereof.

SECTION IV.

1. One of the judges of the law or chancery division of the supreme court shall be assigned by the court from time to time to be the ordinary or surrogate-general and judge of the prerogative court.

2. The secretary of state shall be clerk to the ordinary or surrogate-general, and register of the prerogative court.

3. From any order or decree of the prerogative court an appeal may be taken to the appellate division of the supreme court; and all appeals now cognizable in the prerogative court shall hereafter be made directly to the appellate division of the supreme court.

SECTION V.

1. Causes and proceedings may be commenced and prosecuted either in the law or chancery division of the supreme court according to the facts, and may be transferred from one of said divisions to the other.

2. Circuit courts shall be held in every county of this state by one or more judges assigned to the law division of the supreme court, and shall in all cases within the county, except in those of a criminal nature, have common law jurisdiction concurrent with the law division of the supreme court; and any final judgment of the circuit court may be docketed in the law division of the supreme court, and shall operate as a judgment obtained in the supreme court in such division from the time of such docketing.

3. Orders refusing new trials in the circuit courts may be reviewed by appeal in the appellate division of the supreme court.

4. The legislature may vest in the circuit courts chancery powers, to be exercised subject to appeal to the appellate division of the supreme court.

(7.) Change paragraph 1, of Section II, of Article VII, so as to read as follows:

1. Judges of the supreme court shall be nominated by the governor and appointed by him with the advice and consent of the senate; they shall hold their offices for a term of seven years; they shall, at stated times, receive for their services an equal compensation, which shall not be diminished during the term of their appointments, and they shall hold no other office under the goverment of this state or of the United States.

(8.) Strike out paragraph 2.

(9.) Change the number of paragraph 3 to 2.

(10.) Change paragraph 4 so a to read as follows:

3. The attorney-general, prosecutors of the pleas, clerk of the law division of the supreme court, clerk of the chancery division of the supreme court, secretary of state, and keeper of the state prison, shall be nominated by the governor and appointed by him with the advice and consent of the senate; they shall hold their offices for five years.

(11.) Change paragraph 5 so as to read as follows:

4. One or more reporters of judicial decisions shall be appointed by the supreme court and shall hold office for five years.

(12.) Change the number of the succeeding paragraphs so as to make each bear the preceding number to that it now bears.

(13.) Article X, strike out paragraph 11.

(14.) Change paragraph 12 so as to read as follows:

11. The legislature shall pass all laws necessary to carry into effect the provisions of this constitution and the amendments hereof.

And moved that it be adopted.

Mr. Johnson moved to substitute the following:

Senate Concurrent Resolution No. 9, "Proposed amendments to the constituton relating to the judiciary."

1. *Be it Resolved* (the House of Assembly concurring), That the following amendments to the constitution of this state be and the same are hereby proposed, and when the same be agreed to by a majority of the members elected to the senate and house of assembly, the said amendments shall be entered on their journals with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the

third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly and the secretary of state, payment for such publication to be made by the treasurer on the warrant of the comptroller.

(1.) Strike out paragraph 10, of Article V, and substitute the following:

10. The governor, or person administering the government, the chancellor, the chief justice and the attorney-general, or any three of them, may remit fines and forfeitures and grant pardons and paroles, after conviction, in all cases except impeachment.

(2.) Amend Article V, paragraph 12, by adding to the end thereof the following:

No person who shall have been nominated to the senate by the governor for any office of trust or profit under the government of this state, and shall not have been confirmed before the recess of the legislature, shall be eligible for appointment to such office during the continuance of such recess.

(3.) Strike out paragraphs 1, 2, 3, 5 and 6 of Section II of Article VI and substitute the following:

1. The court of errors and appeals shall consist of a president judge and four other judges, any three of whom shall form a quorum, and the concurrence of three shall be necessary to a decision. They shall be counselors-at-law of this state of at least ten years' standing.

2. In case the whole number of judges shall be reduced below three, by reason of the disqualification or inability of one or more of them to sit, the governor shall designate a sufficient number of the justices of the supreme court to make a quorum, and such justice or justices shall discharge the duties of the office until the disqualification or inability of such judge or judges shall cease.

3. When a writ of error shall be brought, any judicial opinion in the cause in favor of or against any error complained of shall be assigned to the court in writing.

5. When an appeal from an order or decree shall be heard, the chancellor or vice-chancellor whose order or decree is appealed from shall inform the court, in writing, of the reasons for his order or decree; but he shall not sit as a member, or have a voice in the hearing or final sentence.

6. Final judgments in the circuit courts and the inferior courts of common pleas, and upon all indictments, shall be brought by writ of error directly into the court of errors and appeals.

(4.) Amend Article VI, Section IV, paragraph 1, by adding thereto the following words:

"There shall be two or more vice-chancellors, each of whom may, under the direction of the chancellor, separately exercise

the jurisdiction of the court; until otherwise provided by law, there shall be five vice-chancellors; the chancellor shall make the rules governing the practice of the court, where the same is not regulated by statute; vice-chancellors in office at the adoption hereof shall continue therein until the expiration of their terms."

(5.) Amend paragraph 3 of Section IV of Article VI so as to read as follows:

3. All persons aggrieved by any order, sentence or decree of the prerogative court or the orphans' court may appeal from the same or from any part thereof to the court of errors and appeals; but such order, sentence or decree shall not be removed into the supreme court or circuit court if the subject matter thereof be within the jurisdiction of the orphans' court.

(6.) Amend paragraphs 1 and 2, of Section V, of Article VI, to read as follows:

1. The supreme court shall consist of a chief justice and six associate justices; the number of associate justices may be increased or decreased by law, but shall never be less than four; justices in office at the adoption hereof shall continue therein until the expiration of their terms; no justices shall be appointed to succeed the two associate justices whose offices first became vacant, unless the legislature shall otherwise provide.

2. The circuit courts shall be held in every county of this state, by one or more justices of the supreme court, which courts may be held in separate parts, sitting in the same county at the same time, and shall in all cases within the county, except in those of a criminal nature, have common law jurisdiction concurrent with the supreme court, and any final judgment of a circuit court may be docketed in the supreme court, and shall operate as a judgment obtained in the supreme court from the time of such docketing; circuit judges in office at the adoption hereof may continue therein until the expiration of their respective terms, unless the legislature shall otherwise provide.

(7.) Strike out paragraph 3 of Section V of Article VI and substitute the following:

3. The legislature shall have power to provide for the review by the court of errors and appeals, of orders of the supreme or circuit court, granting or refusing a new trial.

(8.) Change paragraph 1 of Section II of Article VII so as to read as follows:

1. The judges of the court of errors and appeals, justices of the supreme court, the chancellor and vice-chancellors shall be nominated by the governor, and appointed by him, with the advice and consent of the senate.

The judges of the court of errors and appeals, the justices of the supreme court, the chancellor and vice-chancellors shall hold

their offices for the term of seven years; they shall, at stated times, receive for their services a compensation which shall not be diminished during the term of their appointment, and they shall hold no other office under the government of this state or of the United States; the judges of the court of errors and appeals shall receive the same salary as may from time to time be provided by law for justices of the supreme court; the office of any judicial officer who shall accept a nomination for any elective office, shall thereby become vacant.

(9.) Strike out paragraph 2 of Section II of Article VII of the constitution, as ratified by the people at an election held August thirteenth, one thousand eight hundred and forty-four, and renumber the paragraphs of the section as provided in the amendments in Section II of Article VII, as amended by the people at an election held September seventh, one thousand eight hundred and seventy-five.

(10.) Amend by adding to Article X a new paragraph to be paragraph 13, to read as follows:

13. The legislature shall pass all laws necessary to provide for the trial, hearing and determination of all civil and criminal causes pending in any court of this state at the time of the adoption of any amendments to this constitution, and to carry into effect the provisions of the constitution as amended.

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Engle, Gould, Johnson, Parry, Rogers, Ross, Stokes, Thompson (President)—8.

In the negative were—

Messrs. Bradley, Daly, Herbert, Ketcham, Kuhl, Packer, Skirm, Staates, Voorhees, Vreeland, Ward, Williams—12.

The resolution, as reported by Mr. Voorhees, was then adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

In the negative—None.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported the following:

SENATE CONCURRENT RESOLUTION NO. 13.

Be it Resolved (the House of Assembly concurring), That the following amendment to the constitution of this state be and the same is hereby proposed, and when the same be agreed to by a

majority of the members elected to the senate and house of assembly the said amendment shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly and the secretary of state.

Article II—amend Section I to read as follows:

1. Every male citizen of the United States of the age of twenty-one years, who shall have been a resident of this state one year and of the county of which he claims his vote five months next before the election, shall be entitled to vote for all officers that now are or hereafter may be elective by the people; and every female citizen of the United States of the age of twenty-one years, who shall have been a resident of this state one year, and of the county of which she claims her vote five months next before said meeting, shall be entitled to vote at any school meeting held in any school district of this state in which she may reside for members of boards of education and all other school officers that now are or hereafter may be elected at such meetings; *provided*, that no person in the military, naval or marine service of the United States shall be considered a resident in this state by being stationed in any garrison, barrack, or military or naval place or station within this state; and no pauper, idiot, insane person or persons convicted of a crime which now excludes him or her from being a witness, unless pardoned or restored by law to the right of suffrage, shall enjoy the right of an elector; *and provided further*, that in time of war no elector in the actual military service of the state, or of the United States, in the army or navy thereof, shall be deprived of his vote by reason of his absence from such election district; and the legislature shall have power to provide the manner in which and the time and place at which such absent elector may vote, and for the return and canvass of their votes in the election district in which they respectively reside.

And moved that it be adopted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—16.

In the negative—None.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported the following

SENATE CONCURRENT RESOLUTION, NO. 10.

Be it Resolved (the House of Assembly concurring), That the followieg amendments to the constitution of this state be and the same are hereby proposed, and when the same shall be agreed to by a majority of the members elected to the senate and house of assembly, the said amendments shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly and the secretary of state:

1. Amend paragraph 3 of Section I of Article IV, so as to read as follows:

3. Members of the general assembly shall be elected on the first Tuesday after the first Monday in November. In the year eighteen hundred and ninety-seven members of the general assembly shall be elected for the term of one year, and in the year eighteen hundred and ninety-eight, and every second year thereafter, they shall be elected for the term of two years. Each house of the legislature shall meet separately, on the second Tuesday in January next after each election for members of the general assembly. The time for holding such elections may be altered by the legislature.

2. Amend paragraphs 1 and 2 of Section II of Article IV, so as so read as follows:

1. The senate shall be composed of one senator from each county in the state, elected by the legal voters of the counties respectively for four years, except as provided in the following paragraph:

2. The terms of the senators elected in the year eighteen hundred and ninety-six shall be extended to four years from the commencement of their terms. As soon as the senate shall meet after the first election to be held after the adoption of this amendment, the senators elected in the year eighteen hundred and ninety-seven shall be divided by lot under the direction of the senate, into two classes, as nearly equal as may be; the seats of the senators of one class shall be vacated at the expiration of three years, and of the other class at the expiration of five years. The seats of the senators elected in the year eighteen hundred and ninety-eight, and of all senators elected thereafter, shall be vacated at the expiration of four years from the commencement of their terms, so that one-half the number of senators, as nearly as may be, shall be elected every second year, at the same time that members of the general assembly are elected; and all vacancies caused by

resignation or otherwise shall be filled for the unexpired terms only.

3. Amend Section III of Article IV, by striking out the word "annually."

4. Amend paragraph 7 of Section IV of Article IV, so as to read as follows:

7. Members of the senate and general assembly shall each receive the sum of five hundred dollars for each biennial session of the legislature, and no other allowance or emolument, directly or indirectly, for any purpose whatever. The president of the senate and the speaker of the house of assembly shall, in virtue of their offices, receive an additional compensation equal to one-third of their allowance as members.

5. Amend paragraph 3 of Article V, so as to read as follows:

3. The governor in office shall hold his office until the third Tuesday of January, one thousand eight hundred and ninety-nine; thereafter the governor shall hold his office for four years, to commence on the third Tuesday of January next ensuing his election, and to end on the Monday preceding the third Tuesday of January four years thereafter, and he shall be incapable of holding that office for four years next after his term of service shall have expired, and no appointment or nomination to office shall be made by the governor during the last week of his said term.

And moved that it be adopted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Staates, Stokes, Thompson, (President), Voorhees, Vreeland, Ward—17.

In the negative were—

Messrs. Skirm, Williams—2.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported the following

SENATE CONCURRENT RESOLUTION NO. 12.

Be it Resolved (the House of Assembly concurring), That the following amendments to the constitution of this state be and the same are hereby proposed, and when the same shall be agreed to by a majority of the members elected to the senate and house of assembly, the said amendments shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the

third day of said month, in at least one newspaper of each county, to be designated by the president of the senate, the speaker of the house of assembly and the secretary of state:

Add the following to Section XII of Article V:

No person who shall have been nominated to the senate by the governor for any office of trust or profit under the government of this state, and shall not have been confirmed before the recess of the legislature, shall be eligible for appointment to such office during the continuance of such recess.

Strike out the proviso in Section III of Article IV and insert the following:

The legislature shall, in the year eighteen hundred and ninety-eight, and immediately after each United States decennial census, and not oftener, divide the counties of this state into districts for the election therein of members of the general assembly; each assembly district so constituted shall contain, as nearly as practicable, an equal number of inhabitants, and shall consist of convenient and contiguous territory, in a compact form; *provided*, that each county shall, at all times, be entitled to one member, and the whole number of members shall never exceed sixty.

The court of errors and appeals is hereby invested with exclusive original jurisdiction and with full power (under such procedure as it may by rules prescribe) to review any apportionment made by the legislature for the purpose of determining whether such apportionment, or any part thereof, is in accordance or in conflict with this section, and if in conflict herewith, to adjudge the same, or such part thereof as may be in conflict herewith, null and void; in case said court shall determine such apportionment, or any part thereof, to be null and void, the legislature shall proceed to make a new apportionment, entire or partial, as the action of the court may require.

And moved that it be adopted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts,"

Without amendment,

And

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

With amendment,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Voorhees, on behalf of the Joint Committee to Revise the Laws Concerning Boroughs, presented the following:

REPORT.

By a concurrent resolution adopted February 4th, 1896, this Committee was appointed to revise and codify the existing borough laws of this State. That concurrent resolution had two reasons for its passage.

First, the realization that the borough law of this State is in great confusion and that communities operating under it cannot continue to do so without the danger that comes from the uncertainty as to their powers and duties.

Second, the realization that the borough law of this State, in so far as it provides a method by which a portion of a community can secede and form a separate community, has been greatly abused.

The committee has given to the work entrusted to it all the me and tattention that their other legislative duties would permit, but find the work of too great a magnitude to permit of their making a report at this session of the Legislature. We, therefor, now present a preliminary report, and will endeavor to complete our labors and make a final report to the next session of the Legislature.

Early in our consideration of the matter we reached the conclusion that any law which made it possible for a few individuals to meet privately and to lay out the lines of a new municipality was fundamentally wrong; that the creation of a municipality was peculiarly a legislative function, and one that should not be incautiously delegated. The committee are unanimously of the

opinion that no municipality of any kind should be formed in any other mode than by special act of the Legislature, and that any municipality when so formed should take its place among the other municipalities of this State to be governed by general laws. Any set of persons desiring to have separate municipal existence should present their application to the Legislature, and that body should carefully inquire into the circumstances and surroundings of the community proposed to be incorporated, to ascertain whether there is sufficient justification for their separation from the municipality of which they are now a part. As embodying these views we present herewith two bills, and recommend their adoption.

No. 1, "An act relating to the formation of boroughs and villages," provides that no borough or village shall hereafter be incorporated in this State except by special act of the Legislature, and every borough or village so incorporated shall be governed by the general laws of this State relating to boroughs or villages respectively. This act, we think, should take effect immediately.

No. 2, "An act relating to the formation of towns and cities," formulates the same rule as to towns and cities, but provides that it shall not take effect until January 1st, 1897.

The reason for this distinction in the time at which these acts shall take effect is, that we believe there are many boroughs in this State which belong properly in the class of towns or cities, and should take advantage of the General Town act entitled "An act providing for the formation, establishment and government of towns," approved March 7th, 1895, and found on page 218 of the Laws of 1895, or of one of the two city acts to be found on pages 506 and 551 of the Laws of 1895. Supplementing these two general acts, which furnish a mode of formation of towns or cities, there is another general act for the government of cities, found in the Laws of 1894, page 75. These general town and city acts should be left in force for a short time in order to give an opportunity to the larger boroughs to step up into the higher grade of municipal government where they probably belong.

By a recent decision of the Supreme Court the work of the Committee has been both simplified and increased. The decision referred to was rendered in the case of The State, *ex rel.* Frank S. Benson and others, *v.* Inhabitants of the Township of Bloomfield, and practically holds that an act entitled "An act for the formation and government of boroughs," approved March 12th, 1890; an act entitled "An act for the formation and government of boroughs," approved April 2d, 1891; an act entitled "An act for the formation of borough governments in seaside resorts,"

approved March 29th, 1878, and an act entitled "An act for the formation of borough commissions," approved March 7th, 1882, are unconstitutional. The ground of the decision of the courts is that in an act entitled "An act for the formation of borough governments," approved April 5th, 1878, the Legislature had provided a method for the formation of boroughs which completely occupies the territory for legislation lying between the township form of government and that of towns or cities. In other words, that there is not enough inherent distinction between these different acts to justify their existence, and that the earliest one—the one approved April 5th, 1878—has completely covered the ground.

This decision simplified the work of the Committee in that it relieved us from considering a large portion of the borough law of this State contained in the above acts and the acts supplementary to and amendatory thereof. It will be necessary for us, however, to still go through these acts to see whether the powers therein conferred and the duties therein imposed may not be worth transplanting into the borough act of 1878. On the other hand, it increased our work, because by it a large part of the boroughs of this State, among them some of the largest and most flourishing, were deprived of constitutional existence, and unsettled in their form of government. The boroughs so affected at once came to this Legislature for relief, and it has therefore become a part of our work to devise a scheme of relief. With that purpose in view we submit another bill, No. 3, entitled "An act relative to borough and borough commissions." The first section repeals the above-mentioned acts affected by the decision of the Court and all acts entitled supplements to or amendments to said acts. The second section rehabilitates every borough or borough commission heretofore established under any of said acts which is now a *de facto* corporation, by declaring them to be and by constituting them boroughs under the original borough act of 1878, which was not affected by said decision except to be sustained by it.

The boroughs so rehabilitated take their places with the other boroughs established under the law of 1878, with the same powers and subject to the same duties. They are vested with all the rights and property heretofore possessed by and made responsible for the contracts, debts, bonds and obligations of the borough or borough commission of which they are the successors. All their former ordinances, proceedings, taxes and assessments are also validated and confirmed. Section three provides that the presiding officer and members of the governing body of such borough or borough commission shall be continued as the mayor and councilmen of the new borough until the next suc-

ceeding annual borough election. All the other offices are vacated, and the mayor and council are to fill them by appointment so as to make up the quota of officers called for under the law of 1878. It is, of course, expected that where an office existed by the act under which said borough or borough commission has been governed, which is also to be found in the law of 1878, the council will appoint the present incumbent of such office to serve until the next annual borough election, at which time there shall be elected all the officers provided for in the said borough act of 1878. Section four provides that this act shall be construed in the most liberal manner in all courts. The effect of the operation of this act will be to validate the existence of all boroughs in this State affected by the above-mentioned decision and to place them under the only borough law which is believed to be constitutional, that of 1878.

We believe that there are many boroughs in this State which have no sufficient excuse for existence, which were prompted by some local desire for extravagant improvement, or were a part of a scheme of speculation to encourage the sale of real estate, or were the outgrowth of sectional or local jealousy which found too easy a vent in the facility which the borough law afforded for the creation of a new municipality. We have not thought it advisable, however, to question in any way the existence of any of these boroughs or, in rehabilitating them, to make any distinction between those that ought to exist and those that ought not. It will be sufficient for the present, we trust, to guard against the increase of such boroughs by making the creation of them the subject of special legislation in the future, doing away with any part of the existing borough law which provides for the formation of a borough in any other method than by special act of the Legislature, and by pointing out to municipalities that may have outgrown the township form of government the opportunity which the general city and town acts afford for expansion and growth.

FOSTER M. VOORHEES,
W. M. JOHNSON,
CHAS. A. REED,
ALFRED F. SKINNER,
RICHARD S. KUHL,
H. S. SCOVEL,
A. WALLING, JR.,
GEORGE WILDES.

Which was read and the usual number of copies ordered to be printed.

Mr. Vreeland, of the Committee on Education, reported

Assembly Bill No. 306, entitled "An act to amend an act entitled 'An act to regulate the construction and maintenance of street railroads in this state,'" approved May sixteenth, one thousand eight hundred and ninety-four,

Without amendment,

And

The concurrent resolution empowering the Governor to appoint a commission to investigate the condition of dependent children,

And moved that said resolution be concurred in;

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—18.

In the negative—None.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 334, entitled "An act in relation to taxes in cities, towns and townships,"

Without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Senate Bill No. 182, entitled "An act relating to street railroads,"

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,

And Senate amendments to

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

And

Assembly Bill No. 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six," approved June twenty-fifth, one thousand eight hundred and ninety-five,

As correctly engrossed.

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

The amendments made in the House of Assembly to

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson, (President), Voorhees, Williams—16.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Assembly Bill No. 286, entitled a supplement to an act entitled "An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof," approved April eighteenth, one thousand eight hundred and eighty-four,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Kuhl, Packer, Parry, Thompson (President), Voorhees, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

The following bills having passed both Houses, were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 220, entitled "An act respecting policies of life insurance,"

Senate Bill No. 75, entitled "An amendment to an act entitled 'A further supplement to an act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three,

Senate Bill No. 30, entitled "An act to repeal 'An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses,'" approved May ninth, one thousand eight hundred and ninety-four,

Senate Bill No. 216, entitled "An act to amend an act entitled 'An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight,'" passed May twenty-fifth, one thousand eight hundred and ninety-four,

Senate bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 6, entitled "An act relative to the opening, widening, vacating or straightening of streets in certain townships in this state,"

Substitute for Senate Bill No. 21, entitled "An act to amend an act entitled 'An act respecting hospitals for the insane and the admission of indigent patients thereto,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 268, entitled "A further supplement to an act entitled 'An act to amend an act concerning corporations,'" approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Senate Bill No. 258, entitled "An act respecting sewers and sewer connections in cities of this state,"

Substitute for Senate Bill No. 125, entitled "An act to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey, and to require a license for such fishing,"

Senate Bill No. 86, entitled "An act extending the provisions of an act entitled 'An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand,' passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand,"

Senate Bill No. 112, entitled "An act for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways,"

Senate Bill No. 117, entitled "An act concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state,"

Senate Bill No. 210, entitled, "An act giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office,"

Senate Bill No. 247, entitled "A further supplement to an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four,

Also

Senate Bill No. 301, entitled "A supplement to an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees the Senate then adjourned to meet this evening at 8 o'clock.

EVENING SESSION.

A 8 o'clock the Senate met.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Gould Herbert, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—16.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

Assembly Bill No. 257, entitled "An act to amend an act entitled 'An act respecting executions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 275, entitled "An act to amend the act entitled 'An act providing for the adoption of children,'" approved the ninth day of March, in the year one thousand eight hundred and seventy-seven,

Assembly Bill No. 344, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to days of recreation and holidays, and fixing the days and parts of days so to be set apart and observed, and regulating the maturity of commercial paper with respect thereto,"'" which act hereby amended was approved April fifteenth, one thousand eight hundred and ninety-five,

Severally, without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 307, entitled "A supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five,

As correctly engrossed.

Said bill

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—17.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same and requests its concurrence therein.

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Stokes, of the Committee on Education, reported

Assembly Bill No. 270, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which act amendatory was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Without amendment.

Assembly Bill No. 300, entitled "An act to amend an act entitled 'An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state," approved March fourteenth, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspensions of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Ross, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Kuhl, Packer, Ross, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

And

Senate Bill No. 182, entitled "An act relating to street railroads,"

Were taken up, read, and found to have been correctly re-engrossed.

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six.

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Gould, Johnson, Ketcham, Packer, Ross, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 55, entitled "An act relating to adjustments heretofore made by the township committees of claims presented by township officers,"

Without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein,"

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Substitute for Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 255, entitled "A further supplement to 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight,

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment, passed March thirteenth, one thousand eight hundred and eighty-six,"

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Severally without amendment;

And

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,' approved April eighteenth, one thousand eight hundred and ninety-four,"

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "Supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Severally, with amendment,

And

Assembly Bill No. 11, entitled "An act to prevent the sale and manufacture of cigarettes,"

Assembly Bill No. 48, entitled "An act empowering coroners to appoint stenographers to take testimony at inquests and authorizing courts to give same force and effect to testimony so taken as if signed by witness,"

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Assembly Bill No. 265, entitled "An act to prevent the unlawful use of and wilful injury to milk cans, and imposing a penalty therefor,"

Assembly Bill No. 288, entitled "An act relating to dressing and carving stones used in state or municipal works,"

Assembly Bill No. 304, entitled "A supplement to chapter 349, laws of 1894, relating to manual training and industrial schools," approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 321, entitled "An act concerning cities and regulating insurance on public buildings therein,"

Assembly Bill No. 346, entitled "An act concerning the custody and control of children by orphanages and children's homes or societies, regularly incorporated under the laws of this state, whose business it is to care for children,"

Assembly Bill No. 358, entitled "An act relating to boroughs and borough commissions,"

Assembly Bill No. 359, entitled "An act relating to the formation of boroughs and villages,"

And

Assembly Bill No. 360, entitled "An act relating to the formation of towns and cities,"

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 11, entitled "An act to prevent the sale and manufacture of cigarettes,"

And

Assembly Bili No. 346, entitled "An act concerning the custody and control of children by orphanages and children's homes or societies, regularly incorporated under the laws of this state, whose business it is to care for children,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on the Judiciary.

Assembly Bill No. 48, entitled "An act empowering coroners to appoint stenographers to take testimony at inquests and authorizing courts to give same force and effect to testimony so taken as if signed by witness,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Corporations.

Assembly Bill No. 195, entitled "A further supplement to an act entitled 'An act to enable boards of chosen freeholders to acquire, improve and maintain public roads,'" approved March nineteenth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Assembly Bill No. 358, entitled "An act relating to boroughs and borough commissions,"

Assembly Bill No. 359, entitled "An act relating to the formation of boroughs and villages,"

Assembly Bill No. 360, entitled "An act relating to the formation of towns and cities,"

Were severally read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions;

Assembly Bill No. 265, entitled "An act to prevent the unlawful use of and willful injury to milk cans, and imposing a penalty therefor,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Agriculture and Agricultural College;

Assembly Bill No. 288, entitled "An act relating to dressing and carving stones used in state or municipal works,"

And

Assembly Bill No. 321, entitled "An act concerning cities and regulating insurance on public buildings therein,"

Were read for the first time by their titles, ordered to have a second reading, and referred to the Committee on Municipal Corporations;

Assembly Bill No. 304, entitled "A supplement to chapter 349, laws of 1894, relating to manual training and industrial schools," approved May twenty-fifth, one thousand eight hundred and ninety-four,

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Education.

Assembly Bill No. 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Ketcham, Kuhl, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams —13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Was taken up, read, and found to have been correctly re-engrossed.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate amendments to

Substitute for Assembly Bill No. 138, entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof,'" contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

As correctly engrossed.

Said bill

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

The amendments made in the House of Assembly to

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Were severally taken up, read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Gould, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Ward, Williams—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Were taken up severally, read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Packer, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—none.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Assembly Bill No. 288, entitled "An act relating to dressing and carving stones used in state or municipal works,"

Assembly Bill No. 321, entitled "An act concerning cities and regulating insurance on public buildings therein,"

Without amendment.

Assembly Bill No. 321, entitled "An act concerning cities and regulating insurance on public buildings therein,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

The amendments made in the House of Assembly to

Senate Bill No. 54, entitled "And act to repeal sundry acts relative to corporations,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Gould, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Vreeland, Ward, Williams—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Were takeu up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Ketcham, Packer, Rogers, Ross, Skirm, Voorhees, Vreeland, Ward, Williams—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therin.

The amendments made in the House of Assembly to

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Gould, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The bill was ordered to be re engrossed with the amendments embodied therein.

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read, and found to have been correctly re-engrossed.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 358, entitled "An act relating to boroughs and borough commissions,"

Without amendment.

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Was taken up on second reading.

Mr. Voorhees offered the following amendment:

Amend section 8, line 3, by inserting after the word "and" and before the word "any" the words "any employee or employees or",

Which was read and adopted by the following vote:

In the affirmative were—

Messrs. Gould, Johnson, Packer, Rogers, Stokes, Voorhees, Ward—7.

In the negative were—

Messrs. Bradley, Daly, Kuhl, Staates, Williams—5.

The bill was then further amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Assembly Bill No. 211, entitled "An act relating to street railway companies and companies organized as such,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 196, entitled "A further supplement to an act entitled 'An act to enable counties which have no county hospital to assist in maintaining hospitals located in such county,'" approved April twenty-ninth, one thousand eight hundred and eighty-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Packer, Stokes, Thompson (President), Vreeland, Ward, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 332, entitled "An act to provide for the safety of firemen in the cities of the first and second classes, by the erection of guard rails around openings in floors and roofs of buildings,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Thompson (President), Vreeland—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 103, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,"'" approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety-three,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Vreelaud—11.

In the negative were—

Messrs. Gould, Thompson (President), Voorhees, Ward—4.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 195, entitled "A further supplement to an act entitled 'An act to enable boards of chosen freeholders to acquire, improve and maintain public roads,'" approved March nineteenth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Assembly Bill No. 259, entitled "An act placing Charles S. Barnard, late a captain in the national guard of this state, on the retired list with the rank of major,"

And

Assembly Bill No. 360, entitled "An act relating to the formation of towns and cities,"

Severally without amendment.

Assembly Bill No. 358, entitled "An act relating to boroughs and borough commissions,"

Was taken up on second reading,

Mr. Rogers offered the following amendment:

Amend by adding to section 2: "Provided, however, that nothing herein contained shall be construed to validate any taxes or assessments or any proceedings thereon which are now in litigation,"

Which was read and disagreed to by the following vote:

In the affirmative were—

Messrs. Packer, Rogers—2.

In the negative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

The bill was then considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 334, entitled "An act in relation to taxes in cities, towns and townships,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 359, entitled "An act relating to formation of boroughs and villages,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—12.

In the negative was—

Mr. Rogers—1.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 360, entitled "An act relating to the formation of towns and cities,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams —14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 83, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven,"

As correctly engrossed,

And

Senate Bill No. 115, entitled "A further supplement to an act entitled "An act to regulate the practice of the courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

As correctly engrossed.

Assembly Bill No. 145, entitled "An act concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Williams—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same with amendments, and requests its concurrence therein.

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven,"

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Thompson (President), Voorhees, Vreeland, Ward, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, and requests its concurrence therein.

Senate Bill No. 115, entitled A further supplement to an act entitled "An act to regulate the practice of the courts of law" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 116, entitled A supplement to an act entitled "An act concerning evidence" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill 182, entitled "An act relating to street railroads,"

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Were taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 248, entitled "An act to amend an act entitled 'An act to provide for sewerage or drainage, or both, in townships,'" approved May ninth, one thousand eight hundred and ninety four,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Stokes, Thompson (President)—11.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 167, entitled A supplement to an act entitled "An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities," approved March thirty-first, one thousand eight hundred and eighty-seven,

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Gould, Johnson, Ketcham, Kuhl, Rogers, Skirm, Staates, Stokes, Thompson, (President), Vreeland, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same, with amendments, and requests its concurrence therein.

Senate Bill No. 217, entitled "A further supplement to an act entitled 'An act authorizing the establishment of hospitals in cities of this state,'" approved February twenty-third, one thousand eight hundred and eighty-three,

Was taken up, read a second time, considered by sections, agreed to, ordered to be engrossed, and to have a third reading.

Assembly Bill No. 255, entitled "An act limiting the time for bringing actions against sheriffs and other officers and their agents,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time,

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Thompson (President), Voorhees, Vreeland, Ward—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Mr. Voorhees presented the following communication:

ASBURY PARK, N. J., March 25th, 1896.

To the Hon. Lewis A Thompson, President of the Senate:

The Mayor and Council of Asbury Park respectfully extend through you an invitation to the members of the Senate and officers thereof to visit our seaside resort on July 4th, 1896, to participate in a banquet given in their honor on our twenty-fifth anniversary.

Yours respectfully,

F. L. TEN BROECK,

Mayor.

Which was read and the invitation accepted.

In accordance with the direction of the President, the Secretary carried the following bills to the House of Assembly, informed it that the Senate had passed the same, and requests its concurrence therein:

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 227, entitled "A supplement to an act entitled 'An act concerning inspectors of buildings in cities of this state,'" approved April twenty-eighth, one thousand eight hundred and eighty-six,

Senate Bill No. 262, entitled "A supplement to an act entitled 'An act concerning cities in this state,'" approved March sixteenth, one thousand eight hundred and eighty-one,

Senate Bill No. 307, entitled "A supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five,

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,"

And

Assembly Bill No. 285, entitled "A supplement to 'An act making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six,'" approved June twenty-fifth, one thousand eight hundred and ninety-five,

Assembly Bill No. 182, entitled "An act to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state,"

Assembly Bill No. 198, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

And

Assembly Bill No. 286, entitled "A supplement to an act entitled "An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and eighty-four,

Severally, without amendment;

Also,

That the Senate had passed

Assembly Bill No. 272, entitled "Supplement to an act entitled 'An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors,'" approved March twenty-second, one thousand eight hundred and eighty-three,

Assembly Bill No. 321, entitled "An act concerning cities and regulating insurance on public buildings therein,"

Substitute for Assembly Bill No. 138, entitled "A supplement to to an act entitled 'An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof," contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five,

Assembly Bill No. 233, entitled "A supplement to an act entitled 'An act respecting bridges,'"

Assembly Bill No. 77, entitled "A supplement to an act entitled 'An act for the preservation of clams and oysters'" (Revision), approved April fourteenth, one thousand eight hundred and forty-six,

Assembly Bill No. 174, entitled "An act to amend an act entitled 'An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 204, entitled "A supplement to an act entitled 'An act for the better protection of fish in the Raritan river and its tributaries,'" approved March seventeenth, one thousand eight hundred and seventy-five,

Assembly Bill No. 325, entitled "A further supplement to an act entitled 'An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of the same,'" approved March twenty-ninth, one thousand eight hundred and ninety-one,

Assembly Bill No. 300, entitled "An act to amend an act entitled 'An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state,'" approved March fourteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 9, entitled "A supplement to an act entitled 'An act concerning the government of cities of this state,'" approved April sixth, one thousand eight hundred and eighty-nine,

And

Assembly Bill No. 35, entitled "A supplement to an act entitled 'An act to provide for the drainage and sewerage in cities of this state,'" approved April seventh, one thousand eight hundred and ninety,

Severally, without amendment.

The following bill having passed both Houses, was this day delivered to the Committee on Passed Bills, with the following indorsement thereon:

"I certify that these bills originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 74, entitled "An act to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts."

Said bill was then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

On motion of Mr. Voorhees, the Senate then adjourned.

THURSDAY, March 26th, 1896.

At 10 o'clock the Senate met.

The session was opened by prayer by the Rev. L. B. Hartman.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

Journal of Wednesday was read and approved.

Mr. Williams, Chairman of the Committee on Elections, reported

Senate Bill No. 68, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 175, entitled "A supplement to an act entitled 'Supplement to an act entitled "An act to regulate elections'" (Revision), approved April eighteenth, one thousand eight hundred and seventy-six, said supplement approved March twenty-fifth, one thousand eight hundred and eighty-one,"

Without amendment.

Mr. Williams, Chairman of the Committee on Revision of the Laws, reported

Senate Bill No. 271, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to regulate the practice of pharmacy in the state of New Jersey,"'" approved April fifth, one thousand eight hundred and eighty-six, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one,

Senate Bill No. 87, entitled "An act to amend an act entitled 'An act respecting executions,'" approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision),

Senate Bill No. 97, entitled "An act to amend an act entitled 'An act to regulate the practice of law before any law or president judge of the inferior court of common pleas or county judge,'" approved March twenty-fifth, one thousand eight hundred and ninety-five,

Senate Bill No. 31, entitled "An act to create and maintain a sinking fund in cities of the fourth class in this state for the redemption and cancellation of their bonds and other funded indebtedness,"

Senate Bill No. 265, entitled "An act to repeal an act to amend an act entitled "An act concerning sheriffs'" (Revision), passed April eighteenth, one thousand eight hundred and ninety-one,

Senate Bill No. 73, entitled "An act conferring easements and confirming titles already vested,"

Senate Bill No. 32, entitled "An act to authorize cities of the fourth class to accept a dedication of lands on or near the beach or ocean front, and to regulate the use thereof; to construct thereon elevated walks, pavilions, stairs and other structures, and to improve, maintain or remove the same; to provide the money necessary therefor; to cause inclined approaches to such elevated structures within the lines of any street-sidewalk to be constructed and maintained by abutting owners; to vacate any lands so dedicated and accepted,"

Senate Bill No. 33, entitled "A further supplement to an act entitled 'An act to authorize cities in this state on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front; to grade and otherwise improve the same; to provide the money necessary therefor, and to regulate the use thereof,'" approved April sixth, one thousand eight hundred and eighty-nine,

Senate Bill No. 45, entitled "A further supplement to an act entitled 'An act to encourage the improvement of real property in this state'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 160, entitled "An act authorizing and directing the state board of health to make examinations and report upon plans for the purification of rivers and river-valleys in this state where such purification is requisite for the protection of public water-supplies and the public health,"

Senate Bill No. 132, entitled "An act to provide for the election of collectors or receivers of taxes in certain cities of this state and to prescribe their duties and limit their compensation,"

Senate Bill No. 143, entitled "A further supplement to 'An act for the better preservation of the early records of the state of New Jersey,'" passed March twenty-ninth, one thousand eight hundred and seventy-two,

Senate Bill No. 14, entitled "An act to repeal a supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, said supplement approved March twenty-second, one thousand eight hundred and ninety-five,

And

Senate Bill No. 80, entitled "A supplement to an act entitled 'A supplement to an act entitled "An act regulating proceedings in criminal proceedings,"'" approved March twenty-fourth, one thousand eight hundred and ninety-two,

Severally, without amendment.

Mr. Skirm, Chairman of the Committee on Municipal Corporations, reported

Senate Bill No. 39, entitled "An act to repeal an act entitled 'An act to authorize the election of a city treasurer in cities of the second class for a longer term than two years,'" approved March seventeenth, one thousand eight hundred and ninety-one,

Senate Bill No. 40, entitled "An act to repeal an act entitled 'An act to authorize the election of a city treasurer in cities of the second class for a longer term than one year,'" approved April fourth, one thousand eight hundred and eighty nine,

Senate Bill No. 83, entitled "An act relative to contracts by private corporations or persons to supply cities with water,"

Senate Bill No. 93, entitled "An act relating to sewage disposal and the purification of rivers used for public water-supply,"

Senate Bill No. 95, entitled "An act in relation to the tolls or rentals charged by telephone companies in cities of the first class,"

Senate Bill No. 285, entitled "An act concerning police justices and mayors in cities of the second class,"

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four,"

Senate Bill No. 199, entitled "An act concerning cities,"

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson Land and Improvement Company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Senate Joint Resolution No. 2,

And

Assembly Bill, No. 113, entitled "An act to prevent the unlawful use of the shield of the Union Veteran Legion in the State of New Jersey,"

Assembly Bill No. 165, entitled "A further supplement to the act entitled 'An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Assembly Bill No. 298, entitled "An act to prevent the sub-letting or assignment of contracts for the improvement of any of the streets in cities of the first class,"

Severally, without amendment.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,' approved April eighteenth, one thousand eight hundred and ninety-four,"

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "Supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a sys-

tem of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

As correctly re-engrossed,

And

Senate amendments to

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

As correctly engrossed.

Mr. Packer, Chairman of the Committee on Agriculture and Agricultural College, reported

Assembly Bill No. 265, entitled "An act to prevent the unlawful use of and wilful injury to milk cans, and imposing a penalty therefor,"

Without amendment.

Mr. Voorhees presented the following report:

To the Senate:

The Select Committee appointed by the Senate under resolution of February 13th, 1895, to make inquiry into certain charges relative to the conduct of public affairs and the expenditure of public moneys, with power to sit during the recess of the Legislature and report to the present session or the next session of the Senate, having reported on the fourth day of June, 1895, the result of their investigation up to that time, do now further report that there are other matters touching the public revenues and the other subjects mentioned in the resolution under which they were appointed, which, in their opinion, may demand further inquiry; they therefore respectfully request authority from the Senate to continue the inquiry if they find it advisable so to do.

All of which is respectfully submitted.

FOSTER M. VOORHEES,
GEO. W. KETCHAM,
WM. H. SKIRM,
WM. D. DALY,
CHAS. B. HERBERT,
Committee.

Which was read.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the Select Committee of the Senate, consisting of Messrs. Voorhees, Ketcham, Skirm, Daly and Herbert, appointed under the resolution of February 13th, 1895, be continued and rein-

vested with all the powers in said resolution conferred, and that they proceed with the inquiry therein provided for, if, after consideration, they deem it advisable so to do, with leave to sit during the recess of the legislature, and to report to the Senate of 1897.

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Was taken up, read a second time, considered by sections, amended, agreed to, ordered to be engrossed and to have a third reading.

Mr. Ward, Chairman of the Committee on Engrossed Bills, reported

Said bill

As correctly engrossed.

The rules were suspended and said bill

Was taken up and read a third time.

Upon the question, "Shall this Engrossed bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—15.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same and requests its concurrence therein.

Assembly Bill No. 318, entitled "An act concerning cities of the first class in this state and providing for the opening therein of streets or avenues for the purpose of relieving existing streets and avenues from excessive public travel,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspensions of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Gould, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 247, entitled "An act to promote the establishment and efficiency of free public libraries,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Thompson (President), Voorhees, Vreeland, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 55, entitled "An act relating to adjustments heretofore made by the township committees of claims presented by township officers,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Herbert, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—13.

In the negative were—

Messrs. Daly, Kuhl, Staates—3.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 236, entitled "An act to prevent the gathering of huckleberries in any other manner than by hand-picking,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Stokes, Thompson (President), Voorhees, Williams—14.

In the negative were—

Messrs. Herbert, Skirm, Vreeland, Ward—4.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 123, entitled "An act to provide for the payment of wages every two weeks,"

Was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams—16.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same with amendments, and requests its concurrence therein.

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy-five,

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,

And

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Were severally taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 342, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of this state'" (Revision), approved April sixteenth, one thousand eight hundred and forty-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Ketcham, Kuhl, Parry, Rogers, Ross, Voorhees, Vreeland, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

With amendments,

In which the concurrence of the Senate is requested;

Also,

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty-third, one thousand eight hundred and eighty three,

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 287, entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

And

Senate Bill No. 204, entitled, "An act to repeal an act entitled 'A general act concerning taxes,'"

Severally, without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 25th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bill:

Assembly Bill No. 361, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Said bill

Was read for the first time by its title and ordered to have a second reading without reference.

Assembly Bill No. 244, entitled "A supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Vreeland, Ward—15.

In the negative were—

Messrs. Staates, Williams—2.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 353, entitled "A supplement to an act entitled 'An act relating to the supply of water for public uses in townships of counties of the first class,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Voorhees, Ward, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 234, entitled "A further supplement to an act entitled 'A general act relating to factories and workshops, and the employment, safety, health and work hours of operatives,'" approved April seventh, one thousand eight hundred and eighty-five,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time,

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

Assembly Bill No. 361, entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein,'" approved April seventh, one thousand eight hundred and eighty-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Ketcham, Kuhl, Packer, Rogers, Skirm, Staates, Voorhees, Williams—12.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Assembly Bill No. 303, entitled "A further supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Assembly Bill No. 355, entitled "An act to prohibit any contract, arrangement, agreement or combination for the purpose of restraining or preventing competition in the supply or price of any article or commodity in common use in this state, and to regulate the practice in proceedings directed against any such contract, arrangement, agreement or combination,"

Assembly Bill No. 338, entitled "An act relating to the compensation to be given to the prosecutors of the pleas in certain counties of this state,"

Assembly Bill No. 330, entitled "An act to provide for safety guards upon passenger elevators, and providing a penalty for violation thereof,"

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six,

In which the concurrence of the Senate is requested,

And

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

Without amendment.

JAMES PARKER,
Clerk of the House of Assembly.

Assembly Bill No. 303, entitled "A further supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Boroughs and Borough Commissions.

Assembly Bill No. 355, entitled "An act to prohibit any contract, arrangement, agreement or combination for the purpose of restraining or preventing competition in the supply or price of any article or

commodity in common use in this state, and to regulate the practice in proceedings directed against any such contract, arrangement, agreement or combination,"

Which was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

Assembly Bill No. 338, entitled "An act relating to the compensation to be given to the prosecutors of the pleas in certain counties of this state,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on the Judiciary;

Assembly Bill No. 330, entitled "An act to provide for safety guards upon passenger elevators, and providing a penalty for violation thereof,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Railroads and Canals;

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six,"

Was read for the first time by its title, ordered to have a second reading, and referred to the Committee on Finance.

Assembly Bill No. 25, entitled "An act to abolish the appointment of boards of education by township committees and to provide for their election by the people,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Daly, Engle, Gould, Herbert, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Vreeland, Ward, Williams —14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 291, entitled "A further supplement to an act entitled 'An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first class, and making appropriations therefor, and to provide, for the taking of real estate for such cities by commission in case the same cannot be purchased by

agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Ward, Williams—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

The amendments made in the House of Assembly to

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Vreeland, Ward, Williams—14.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The amendments made in the House of Assembly to

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Engle, Gould, Herbert, Johnson, Ketcham, Packer, Ross, Skirm, Vreeland, Ward, Williams—11.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Assembly Bill No. 317, entitled "An act permitting the catching of catfish and eels by set-lines and fish-baskets and fish-wiers or eel pots in the streams tributary to the Delaware river above the Trenton falls,"

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Vreeland, Ward—14.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate has passed the same without amendment.

Assembly Bill No. 340, entitled "A supplement to an act entitled "An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

Mr. Bradley, Chairman of the Committee on Boroughs and Borough Commissions, reported

Assembly Bill No. 303, entitled "A further supplement to an act entitled 'An act providing for the formation, establishment and government of towns,'" approved March seventh, one thousand eight hundred and ninety-five,

Without amendment.

Said bill

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and,

Under a suspension of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Ketcham, Packer, Stokes, Thompson (President), Voorhees, Williams—11.

In the negative were—

Messrs. Rogers, Skirm, Staates, Vreeland—4.

The Secretary was directed by the President to carry said bill to the House of Assembly, and inform that body that the Senate had passed the same without amendment.

At the request of the President, Mr. Ketcham took the chair.

The Secretary read the following communication:

March 26th, 1896.

To the Senate of New Jersey:

I desire herewith to present my resignation as President of the Senate.

Respectfully submitted,

L. A. THOMPSON.

Mr. Voorhees moved that said resignation be accepted,

Which was agreed to by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams—16.

In the negative—none.

On motion of Mr. Voorhees the Senate then proceeded to the election of a President of the Senate.

Mr. Voorhees nominated the Hon. Robert Williams, of Passaic county.

Under the direction of the President pro tempore, the Secretary called the Senate with the following result.

Gentlemen voting for Mr. Williams were:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward—17.

In the negative—None.

Mr. Williams having received a majority of all the votes cast, was declared by the President *pro tempore*, duly elected President of the Senate for the remainder of the year, and was conducted to the chair by Senators Staates and Thompson, after which he took the oath of office as President of the Senate.

Upon taking the chair the President addressed the Senate as follows:

GENTLEMEN—I thank you sincerely for the honor which you have conferred upon me. I regret that the occasion of my selection is the retirement of our late President, who has endeared himself to us all by his genial disposition and fair and able conduct of his office, and I wish him all success in the high position to which he has been called.

As I am merely serving the balance of the term for which he was elected, I do not consider it necessary or proper to make any extended remarks.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That a committee of three be appointed to wait upon His Excellency the Governor, and inform him that the Senate has elected Hon. Robert Williams, of the county of Passaic, as President, to succeed the Hon. Lewis A. Thompson, who has this day resigned.

The President appointed as such committee Senators Skirm, Stokes and Staates.

Mr. Daly offered the following resolution:

Resolved, That the Senate, about to finally adjourn, hereby desires to express its hearty approval and sincere thanks for the extreme fairness and unfailing courtesy that has at all times characterized the rulings of its President, the Hon. Lewis A. Thompson, who, during this session, has maintained the dignity of the chair and respected the rights of each individual Senator.

Which was read and unanimously adopted by a standing vote.

Mr. Daly offered the following resolution:

Resolved, That this Senate also desires to express, in the same cordial manner, its thanks for the uniform kindness shown them by all the officers of the Senate, and for the faithful manner in which they have performed their respective duties.

Which was read and unanimously adopted by a standing vote.

The following communications were read:

TRENTON, March 26th, 1896.

Hon. Robert Williams, President:

DEAR SIR—The law of 1894, CCCXXXIV, provides that the Sergeant-at-Arms of the Senate, immediately after the Legislature shall have adjourned, shall deliver to the Custodian of State House all the keys of the desks of members and officers.

Respectfully,

JOHN H. BONNELL,
Custodian.

TRENTON, March 26th, 1896.

Hon. Robert Williams, President of Senate:

DEAR SIR—As the Legislative session appears about to be closed, please request the members of the Senate to return to the State Library the books in their possession, and oblige

Yours truly,

MORRIS R. HAMILTON,
State Librarian.

Mr. Voorhees offered the following resolution:

Resolved, That the Senate do hereby express its appreciation of the ability, courtesy and uniform good nature of Senator Daly, the leader of the minority in the Senate during the present session of this legislature.

Which was read and unanimously adopted by a standing vote.

On motion of Mr. Voorhees, the Senate proceeded to the consideration of Executive business, on the concusion of which, and,

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Ward, Williams (President)—18.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six,"

Without amendment.

Mr. Ross, Chairman of the Committee on Miscellaneous Business, reported

Senate Bill No. 110, entitled "An act to govern the care of destitute children,"

Senate Bill No. 302, entitled "An act fixing the fee for bottlers of beer in townships of this state, now or hereafter having fifteen thousand inhabitants,"

Assembly Bill No. 164, entitled "A further supplement to an act entitled 'An act for suppressing vice and immorality'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 335, entitled "An act for the relief of Robert Snyder,"

Severally, without amendment.

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six,"

Was taken up, read a second time, considered by sections, amended, agreed to, and the amendments ordered to be engrossed, and the bill to have a third reading.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following concurrent resolution:

Resolved (the Senate concurring), That both Houses of the Legislature, the Senate and General Assembly, do adjourn *sine die* on Thursday, the 26th day of March, A. D. 1896, at two o'clock in the afternoon of that day.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and referred to the Committee on the Judiciary.

Mr. Stokes, Chairman of the Committee on Engrossed Bills, reported

Senate Bill No. 217, entitled "A further supplement to an act entitled 'An act authorizing the establishment of hospitals in cities of this state,'" approved February twenty-third, one thousand eight hundred and eighty-three,

As correctly engrossed.

Mr. Herbert, Chairman of the Committee on Railroads and Canals, reported

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroad, or other railroads operated as street railways,"

Assembly Bill No. 45, entitled "An act concerning street railway companies,"

Assembly Bill No. 43, entitled "An act requiring street railway companies to provide for the better accommodation of the traveling public,"

Assembly Bill No. 44, entitled "An act concerning street railway companies,"

Assembly Bill No. 330, entitled "An act to provide for safety guards upon passenger elevators, and providing a penalty for violation thereof,"

Severally, without amendment.

Mr. Parry, Chairman of the Committee on Finance, reported

Assembly Bill No. 41, entitled "An act to reduce annual salaries of public officers under this state when such annual salaries exceed two thousand dollars,"

Without amendment.

On motion of Mr. Voorhees, the Senate took a recess of fifteen minutes.

On the conclusion of which, and

Under the direction of the President the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—16.

Mr. Ross, of the Committee on Engrossed Bills, reported

Senate amendments to

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the Legislature of New Jersey for the session of one thousand eight hundred and ninety-six,"

As correctly engrossed,

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

And

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

As correctly re-engrossed.

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

And

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Were each taken up, read, and found to have been correctly re-engrossed.

Assembly Bill No. 357, entitled "An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six,

Was taken up, read a second time, considered by sections, agreed to, ordered to have a third reading, and

Under a suspenson of the rules, said bill was taken up and read a third time.

Upon the question, "Shall this Assembly bill pass?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Engle, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams (President)—13.

In the negative—None.

The Secretary was directed by the President to carry said bill to the House of Assembly and inform that body that the Senate had passed the same without amendment.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following Assembly concurrent resolution:

Be it Resolved (the Senate concuring), That the following amendments to the constitution of this state be and the same is hereby proposed, and when the same shall be agreed to by a majority of the members elected to the Senate and House of Assembly, the said amendments shall be entered on their journals, with the yeas and nays thereon, and referred to the legislature next to be chosen, and published for three months previous to the first Tuesday after the first Monday of November next, being the third day of said month, in at least one newspaper of each county, to be designated by the President of the Senate the Speaker of the House of Assembly and the Secretary of State:

Add the following to Section XII of Article V:

No person who shall have been nominated to the senate by the governor for any office of trust or profit under the government of this state, and shall not have been confirmed before the recess of the legislature, shall be eligible for appointment to such office during the continuance of such recess.

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Which was read and the concurrent resolution concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Ward, Williams (President)—15.

In the negative—none.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

And

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

With amendments,

In which the concurrence of the Senate is requested.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That all bills in the various committees not reported, and all bills in the President's desk not acted upon, be handed to the Secretary of the Senate for filing with the State Librarian as dead bills.

The amendments made in the House of Assembly to

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein,"

Were taken up, severally read three times and concurred in by the following vote:

In the affirmative were—

Messrs. Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Skirm, Stokes, Voorhees, Vreeland, Williams (President)—12.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following concurrent resolutions:

Substitute for Senate Concurrent Resolution No. 7, Proposed amendments to the constitution relating to the judiciary,

Senate Concurrent Resolution No. 10, Proposed amendments to the constitution, providing for biennial sessions of the legislature,

Senate Concurrent Resolution No. 11, Proposed amendment to the constitution relating to lotteries,

Senate Concurrent Resolution No. 13, entitled "Amendments to the constitution."

JAMES PARKER,
Clerk of the House of Assembly.

The amendments made in the House of Assembly to

Senate Bill No. 299, entitled "An act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Were taken up, severally read three times, and concurred in by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Voorhees, Vreeland, Williams (President)—13.

In the negative—None.

The bill was ordered to be re-engrossed with the amendments embodied therein.

Mr. Voorhees, Chairman of the Committee on the Judiciary, reported

The Assembly resolution concerning the final adjournment of the Legislature favorably.

Which was read, and the concurrent resolution adopted by the following vote:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Stokes, Voorhees, Vreeland, Williams (President)—15.

In the negative—None.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has passed the following bills:

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven,"

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three,"

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,"

Senate Bill No. 307, entitled "A supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five,

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears,"

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

Senate Bill No. 108, entitled "An act proving for the appropriation of funds for the improvement of the state reform school for boys,"

Senate Bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the state of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,"

And

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Severally without amendment,

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That a committee of three be appointed to wait upon the Governor and inform him that the Senate had completed its labors and is about to adjourn *sine die*, and inquire if the Executive has any further communication to make to this body.

The President appointed as such committee Senators Skirm, Vreeland and Daly.

Mr. Skirm, of the Committee to wait upon the Governor, reported that the Committee had waited upon the Governor and that he had no further communication to make to the Senate.

The following bills having passed both Houses, were this day delivered to the Committee on Passed Bills, with the following indorsement on each:

"I certify that this bill originated in the Senate.

H. B. ROLLINSON,
Secretary of the Senate."

Senate Bill No. 48, entitled "An act relating to steam heat and power companies,"

Senate Bill No. 49, entitled "An act relative to corporations for the holding of agricultural fairs and exhibitions,"

Senate Bill No. 50, entitled "A further supplement to an act entitled 'An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof,'" approved April eighteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 51, entitled "An act relative to the expense of investigating corporations delinquent in making returns,"

Senate Bill No. 52, entitled "A supplement to 'An act respecting railroads and canals'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 53, entitled "An act relating to electric light, heat and power companies,"

Senate Bill No. 54, entitled "An act to repeal sundry acts relative to corporations,"

Senate Bill No. 55, entitled "A supplement to an act entitled 'An act to authorize and regulate the business of banking'" (Revision), approved April ninth, one thousand eight hundred and seventy five,

Senate Bill No. 65, entitled "An act to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof,"

Senate Bill No. 172, entitled "An act to protect shade, ornamental and fruit trees from injury by horses, mules and other animals,"

Senate Bill No. 279, entitled "An act in relation to taxes upon personal property and providing for the collection thereof,"

Senate Bill No. 204, entitled "An act to repeal an act entitled 'A general act concerning taxes,'"

Senate Bill No. 225, entitled "A supplement to an act entitled 'An act determining what newspapers shall be qualified to publish legal notices and proceedings,'" passed June thirteenth, one thousand eight hundred and ninety-five,

Senate Bill No. 228, entitled "A further supplement to an act entitled 'An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled "An act for the formation of borough governments,"'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments,

Senate Bill No. 264, entitled "A supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates and water-rents in cities of this

state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land subjected to future taxation and assessment,'" passed March thirteenth, one thousand eight hundred and eighty-six,

Senate Bill No. 275, entitled "A supplement to an act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 294, entitled "An act respecting cities of the first class, and providing for the apportionment of taxes, assessments and water-rents therein,"

Senate Bill No. 213, entitled "An act to appoint a commission for the proper distribution of an historical work entitled 'New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men,'"

Senate Bill No. 177, entitled "An act in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards,"

Senate Bill No. 36, entitled "An act to establish a village for epileptics and to provide an appropriation therefor,"

Senate Bill No. 185, entitled "An act regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner,"

Senate Bill No. 236, entitled "A further supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,'" approved April twentieth, one thousand eight hundred and eighty-five,

Senate Bill No. 277, entitled "An act to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes in towns of this state incorporated under a special act,"

Senate Bill No. 298, entitled "An act to amend an act entitled 'A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement,'" approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety,

Senate Bill No. 303, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county,"

Senate Bill No. 287 entitled "Supplement to an act entitled 'Further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine,

Senate Bill No. 241, entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 254, entitled "A supplement to the act entitled 'An act constituting district courts in certain cities in this state,'" approved March ninth, one thousand eight hundred and seventy-seven,

Senate Bill No. 133, entitled "An act concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state,"

Senate Bill No. 168, entitled "An act to repeal an act entitled 'An act to create a council of state charities and correction,'" approved March twenty third, one thousand eight hundred and eighty-three,

Senate Bill No. 276, entitled "An act to make provision for lighting the state prison,"

Senate Bill No. 92, entitled "An act providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities,"

Senate Bill No. 67, entitled "An act respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate,"

Senate Bill No. 250, entitled "An act providing for the appointment of women as masters in chancery,"

Substitute for Senate Bill No. 56, entitled "An act concerning corporations" (Revision, 1896),

Senate Bill No. 126, entitled "An act to provide for the appointment of deputy fish and game wardens,"

Senate Bill No. 71, entitled "An act to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same,"

Senate Bill No. 293, entitled "An act respecting cities of the first class, and relating to the granting of licenses by the common council or other governing bodies therein,"

Senate Bill No. 299, An Act to authorize the purchase and erection of public buildings and the purchase of land thereof in cities,"

Senate Bill No. 145, entitled "An act to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in

towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions,"

Senate Bill No. 116, entitled "A supplement to an act entitled 'An act concerning evidence'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 115, entitled "A further supplement to an act entitled "An act to regulate the practice of the courts of law" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 296, entitled "An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eigt hundred and ninety-three,"

Senate Bill No. 108, entitled "An act providing for the appropriation of funds for the improvement of the state reform school for boys,"

Senate Bill No. 307, entitled "A supplement to an act entitled 'An act to amend an act entitled "A supplement to an act to authorize the establishment of free public libraries in this state,"'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five,

Senate Bill No. 308, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six,

Senate Bill No. 295, entitled "An act concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof,"

Senate Bill No. 292, entitled "An act making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven,"

Senate Bill No. 304, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack Improvement Commission,'" approved April first, one thousand eight hundred and sixty-eight,

Senate Bill No. 273, entitled "An act to amend an act entitled 'A supplement to the act entitled "An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two"'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand, eight hundred and ninety-five,

Senate Bill No. 149, entitled "An act to amend an act entitled 'An act to regulate the practice of courts of law'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 154, entitled "A supplement to an act entitled 'An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"

Senate Bill No. 205, entitled "A further supplement to an act entitled 'An act for the formation and government of villages,'" approved February twenty-third, one thousand eight hundred and ninety-one,

Senate Bill No. 181, entitled "An act to regulate the construction, operation and maintenance of street railroads in this state,"

Senate Bill No. 232, entitled "An act to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state,"

Senate Bill No. 157, entitled "An act to amend an act entitled 'An act to amend the law relating to the property of married women'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 182, entitled "An act relating to street railroads,"

Senate Bill No. 305, entitled "An act to amend an act entitled 'An act providing for the incorporation of cities,'" approved March twenty-second, one thousand eight hundred and ninety-five,

Senate Bill No. 171, entitled "An act providing for the pensioning of firemen in certain cities of this state,"

Senate Bill No. 2, entitled "An act to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union,"

Senate Joint Resolution No. 3, in reference to commission to make examination concerning the inflexibility of the penal laws in New Jersey,

Senate Bill No. 281, entitled "An act repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed,"

Senate Bill No. 280, entitled "An act to repeal an act entitled 'A further supplement to an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,"'" passed March fourteenth, one

thousand eight hundred and ninety-five, and validating the acts of the orphans' court,

Senate Bill No. 257, entitled "A further supplement to an act entitled 'An act for the punishment of crimes,'"

Senate Bill No. 251, entitled "A supplement to an act entitled 'An act providing for the licensing of dogs,'" approved March fifteenth, one thousand eight hundred and ninety-three,

Committee Substitute for Senate Bill No. 235, entitled "An act to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same,"

Senate bill No. 127, entitled "An act to amend an act entitled 'A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey,'" approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four,

Senate Bill No. 104, entitled "An act to amend an act entitled 'An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases,'" passed March twenty-sixth, one thousand eight hundred and ninety-five,

And

Senate Bill No. 23, entitled "An act respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears."

Said bills were then reported by Mr. Gould, Chairman of the Committee on Passed Bills, as having been received from the Secretary of the Senate, and this day delivered to the Governor for his approval.

The following message was received from the House of Assembly by the hands of its Clerk:

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 26th, 1896.

Mr. President:

I am directed by the House of Assembly to inform the Senate that the House of Assembly has concurred in the following resolution:

WHEREAS, Our sister State, Tennessee, is preparing to appropriately celebrate the one hundredth anniversary of her admission to the American Union, and also, in connection therewith, to hold an extensive industrial and international exhibition, and has, through its representatives, requested the appointment of commissioners from the State of New Jersey; therefore, be it

Resolved (the House of Assembly concurring), That the Governor be requested and is hereby authorized to appoint five or more commissioners to represent the State, who shall serve without pay, and whose

duty shall be to promote and encourage a full and complete exhibit of the commercial, industrial, educational, artistic and other interests of the State by its citizens.

JAMES PARKER,
Clerk of the House of Assembly.

Mr. Voorhees offered the following resolution, which was read and adopted:

Resolved, That the hour of adjournment having arrived, the Secretary inform the House of Assembly that the Senate is now ready to adjourn *sine die*, and awaits the presence of the House of Assembly.

The hour of two o'clock having arrived, the members of the House of Assembly, preceded by the Speaker, entered the Senate Chamber.

Upon the announcement of the Speaker that the House had adjourned the President of the Senate declared the 120th Session of the Legislature adjourned without day.

Attest: H. B. ROLLINSON,
WILLIAM H. LONG, *Secretary.*
Journal Clerk.

ADDENDA.

The following bills having failed to become laws, and remaining in the possession of the Secretary of the Senate, were delivered by him to the State Librarian for safe keeping:

Senate Bill No. 22, entitled "An act to amend an act entitled 'An act for the classification of cities of this State for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Senate Bill No. 26, entitled "A further supplement to an act entitled 'An act concerning executors and the administration of intestates' estates'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 27, entitled "A supplement to an act entitled 'An act to encourage the establishment of mutual loan, homestead and building associations,'" approved April ninth, one thousand eight hundred and seventy five,

Senate Bill No. 42, entitled "An act for the relief of Morris Ford, Lewis Ford and Asa Ford,"

Senate Bill No. 66, entitled "An act enlarging the powers of policemen,"

Senate Bill No. 114, entitled "An act to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city,"

Substitute for Senate Bill No. 118, entitled "A supplement to an act entitled 'An act to prevent deception in the sale of oleomargarine, butterine, or any imitation of dairy products, and to preserve the public health,'" approved March twenty-second, one thousand eight hundred and eighty-six,

Senate Bill No. 120, entitled "An act to amend an act entitled 'A supplement to an act entitled "An act concerning the appointment of commissioners of assessment of taxes in certain cities,"'" approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety,

Senate Bill No. 130, entitled "An act to provide means for the payment of expenses and services of fish and game wardens,"

Senate Bill No. 162, entitled "A further supplement to an act entitled 'An act to incorporate the Hackensack improvement commission,'" approved April first, one thousand eight hundred and sixty-eight,

Senate Bill No. 163, entitled "An act to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county,"

Senate Bill No. 173, entitled "A further supplement to an act entitled 'An act to incorporate the chosen freeholders in the respective counties of the state,'" approved April sixteenth, one thousand eight hundred and forty-six,

Senate Bill No. 174, entitled "An act to prevent fraud by the employers of labor other than incorporated companies,"

Senate Bill No. 178, entitled "An act to amend section thirteen of an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment,'" passed March thirtieth, one thousand eight hundred and eighty-six,

Senate Bill No. 180, entitled "A further supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,'" passed May ninth, one thousand eight hundred and ninety-four,

Senate Bill No. 190, entitled "A supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven,

Senate Bill No. 183, entitled "An act to amend an act entitled 'An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing appropriations for such purposes,'" approved May ninth, one thousand eight hundred and eighty-nine,

Senate Bill No. 186, entitled "An act relative to promissory notes,"

Senate Bill No. 189, entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act concerning taxes,"'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety,

Senate Bill No. 194, entitled "An act exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico,"

Senate Bill No. 197, entitled "An amendment to an act entitled 'An act relative to the formation of surety companies and regulating surety companies doing business in this state,'" approved March twentieth, one thousand eight hundred and ninety-five,

Senate Bill No. 199, entitled "An act concerning cities,"

Senate Bill No. 200, entitled "An act to provide for a proper system of ventilating, heating and electric lighting the buildings of the state normal school,"

Senate Bill No. 206, entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six,

Senate Bill No. 208, entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Senate Bill No. 212, entitled "An act to repeal an act entitled 'A supplement to the act entitled "An act to incorporate the Hudson land and improvement company,"'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight,

Senate Bill No. 215, entitled "An act to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state,"

Senate Bill No. 217, entitled "A further supplement to an act entitled 'An act authorizing the establishment of hospitals in cities of this state,'" approved February twenty-third, one thousand eight hundred and eighty three,

Senate Bill No. 234, entitled "An act providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole,"

Senate Bill No. 263, entitled "An act to amend an act entitled 'An act relating to social clubs,'" approved March twentieth, one thousand eight hundred and ninety-one,

Senate Bill No. 278, entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and eighty-eight,

Senate Bill No. 284, entitled "An act in relation to the publication of official minutes and public notices in second class cities of this state,"

Senate Bill No. 286, entitled "An act to repeal an act entitled 'An act to facilitate judicial proceedings in counties of the second class,'" approved May first, one thousand eight hundred and ninety-four,

Assembly Bill No. 4, entitled "An act for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways,"

Assembly Bill No. 11, entitled "An act to prevent the sale and manufacture of cigarettes,"

Assembly Bill No. 29, entitled "An act to amend an act entitled 'An act to encourage and promote patriotism,'" approved April third, one thousand eight hundred and ninety-four,

Assembly Bill No. 41, entitled "An act to reduce annual salaries of public officers under this state when such annual salaries exceed two thousand dollars,"

Assembly Bill No. 43, entitled "An act requiring street railway companies to provide for the better accommodation of the traveling public,"

Assembly Bill No. 44, entitled "An act concerning street railway companies,"

Assembly Bill No. 45, entitled "An act concerning street railway companies,"

Assembly Bill No. 48, entitled "An act empowering coroners to appoint stenographers to take testimony at inquests and authorizing courts to give same force and effect to testimony so taken as if signed by witness,"

Assembly Bill No. 52, entitled "An act to amend an act entitled 'A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto,'" approved March fourth, one thousand eight hundred and eighty-two,

Assembly Bill No. 56, entitled "An act empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled, 'An act concerning idiots and lunatics,' approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order of the court,

Assembly Bill No. 73, entitled "An act concerning taxes in cities of this state,"

Assembly Bill No. 81, entitled "An act continuing the New Jersey Chickamauga National Military Park Commission," and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle fields, and also for the expenses of said commission, etc.,

Assembly Bill No. 84, entitled "A further supplement to an act entitled 'An act entitled "An act for the formation and government of boroughs,"'" approved April second, one thousand eight hundred and ninety-one,

Assembly Bill No. 85, entitled "An act to postpone the day when taxes become delinquent,

Assembly Bill No. 99, entitled "An act for the protection of tongers of clams and oysters under the tidal waters of Delaware Bay and tributaries,"

Assembly Bill No. 106, entitled "An act concerning marriage licenses,"

Assembly Bill No. 107, entitled "An act to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation,"

Assembly Bill No. 113, entitled "An act to prevent the unlawful use of the shield of the Veteran Union Legion in the state of New Jersey,"

Assembly Bill No. 121, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably-discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Assembly Bill No. 144, entitled "An act in relation to the examination of and licensing stationary engineers, for the better protection of life and property,"

Assembly Bill No. 164, entitled "A further supplement to an act entitled 'An act for suppressing vice and immorality'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 165, entitled "A further supplement to the act entitled 'An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties,'" approved March thirty-first, one thousand eight hundred and eighty-seven,

Assembly Bill No. 194, entitled "An act to amend an act entitled 'An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state,'" approved February twenty-ninth, one thousand eight hundred and eighty-eight,

Assembly Bill No. 195, entitled "A further supplement to an act entitled 'An act to enable boards of chosen freeholders to acquire, improve and maintain public roads,'" approved March nineteenth, one thousand eight hundred and eighty-nine,

Assembly Bill No. 199, entitled "A supplement to an act entitled 'An act to provide for the organization of the New Jersey home for disabled soldiers,'" approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician,

Assembly Bill No. 201, entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six,

Assembly Bill No. 212, entitled "An act to amend an act entitled 'An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms,'" approved May fourteenth, one thousand eight hundred and ninety-four,

Assembly Bill No. 223, entitled "An act to secure the registry of all cattle, and to secure the sanitary condition of cow stables and dairies, and to prevent the feeding to cows and certain cattle of unwholesome food,

Assembly Bill No. 224, entitled "A supplement to an act entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses,'" approved February thirteenth, one thousand eight hundred and eighty-four,

Assembly Bill No. 245, entitled "An act in relation to the election of commissioners of appeal in townships and boroughs,"

Assembly Bill No. 257, entitled "An act to amend an act entitled 'An act respecting executions'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 263, entitled "An act to regulate the payment of wages of employes in manufacturing establishments,"

Assembly Bill No. 265, entitled "An act to prevent the unlawful use of and wilful injury to milk cans, and imposing a penalty therefor,"

Assembly Bill No. 270, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a system of public instruction"'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which act amendatory was approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 275, entitled "An act to amend the act entitled 'An act providing for the adoption of children,'" approved the ninth day of March, in the year one thousand eight hundred and seventy-seven,

Assembly Bill No. 288, entitled "An act relating to dressing and carving stones used in state or municipal works,"

Assembly Bill No. 298, entitled "An act to prevent the sub-letting or assignment of contracts for the improvement of any of the streets in cities of the first class,"

Assembly Bill No. 304, entitled "A supplement to chapter 349, laws of 1894, relating to manual training and industrial schools," approved May twenty-fifth, one thousand eight hundred and ninety-four,

Assembly Bill No. 305, entitled "An act in regard to honorably discharged Union soldiers and sailors holding public office or position,"

Assembly Bill No. 310, entitled "An act to provide for the supervision of plumbing and house-draining and the licensing of plumbers and to regulate and prescribe the manner in which the business of plumbing and house-draining shall be carried on in municipalities having a population of twelve thousand and over, and having a system of water-supply, public or private, or a system of sewerage, public or private,"

Assembly Bill No. 330, entitled "An act to provide for safety guards upon passenger elevators, and providing a penalty for violation thereof,"

Assembly Bill No. 335, entitled "An act for the relief of Robert Snyder,"

Assembly Bill No. 338, entitled "An act relating to the compensation to be given to the prosecutors of the pleas in certain counties of this state,"

Assembly Bill No. 340, entitled "A supplement to an act entitled 'An act regulating proceedings in criminal cases,'" approved March twenty-seventh, one thousand eight hundred and seventy-four,

Assembly Bill No. 341, entitled "An act relative to the awarding of contracts by the state of New Jersey or any municipal government for work for municipal or street improvements or for public buildings,"

Assembly Bill No. 344, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act in relation to days of recreation and holidays, and fixing the days and parts of days so to be set apart and observed, and regulating the maturity of commercial paper with respect thereto,"'" which act hereby amended was approved April fifteenth, one thousand eight hundred and ninety-five,

Assembly Bill No. 346, entitled "An act concerning the custody and control of children by orphanages and children's homes or societies, regularly incorporated under the laws of this state, whose business it is to care for children,"

Assembly Bill No. 347, entitled "An act concerning boards of health,"

Assembly Bill No. 355, entitled "An act to prohibit any contract, arrangement, agreement or combination for the purpose of restraining or preventing competition in the supply or price of any article or

commodity in common use in this state, and to regulate the practice in proceedings directed against any such contract, arrangement, agreement or combination,"

And

Assembly Joint Resolution No. 3, entitled "Joint resolution authorizing the purchase of land for the burial of the bodies of deceased soldiers, and erecting a monument thereon."

H. B. ROLLINSON,
Secretary.

Attest:

WM. H. LONG,
Journal Clerk.

JOURNAL

OF THE

JOINT MEETINGS.

(825)

JOURNAL

OF THE

JOINT MEETINGS

OF THE

Legislature of 1896.

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
TRENTON, March 11th, 1896.

At twelve o'clock the Senate and General Assembly met in Joint Assembly in the Assembly Chamber.

The Joint Assembly was called to order by the Honorable Louis T. Derousse, Speaker of the House of Assembly.

Mr. Voorhees moved that the Honorable Lewis A. Thompson be elected as Chairman of the Joint Assembly,

Which motion was unanimously agreed to.

Mr. Voorhees moved that Henry B. Rollinson, the Secretary of the Senate, be the Secretary, and James Parker, Clerk of the House of Assembly, be Assistant Secretary of the Joint Assembly,

Which motion was unanimously agreed to.

Under the direction of the Chairman, the Secretary called the Joint Assembly, when the following members appeared and answered the call:

Messrs. Allen, Alpaugh, Austin, Bauer, Benedict, Borton, Bowers, Bradley, Cagney, Christie, Clauss, Codington, Coursen, Daly, Derousse, Duncan, Engle, Fleming, Flummerfelt, Francis, Gledhill, Gould, Harrison, Harvey, Herbert, Hewitt, Hicks, Hoffman, Hogan, Hoos, Hopkins, Hutchinson, Jackson, Johnson, Jones, Ketcham, King, Kuhl, Lawshe, Lloyd, Lower, Ludlam, Macpherson, Minch, Mullin, Packer,

Parry, Parslow, Powers, Queen, Reed, Righter, Robertson, Rogers, Roll, Ross, Ruempler, Schober, Scovel, Simpson, Skinner, Skirm, Slover, Smart, Smith, Snyder, Staates, Stanger, Stokes, Thompson, Thorn, Tice, Ullmann, Voorhees F. L., Voorhees F. M., Vreeland, Ward, Walling, Wildes, Williams—80.

The following resignations as Commissioners of Deeds were received, and, on motion of Mr. F. M. Voorhees, accepted, and the vacancies caused thereby ordered to be filled:

Bergen County.

Borough of Carlstadt—Jacob H. Uhlmann.
Borough of Eastwood—Daniel D. VanHorn.

Cumberland County.

Millville, Third Ward—William Brown.

Hudson County.

Town of Guttenberg—John Zeller.

On motion of Mr. F. M. Voorhees the Joint Assembly then arose to meet Wednesday, March 18th, 1896.

STATE OF NEW JERSEY,
ASSEMBLY CHAMBER,
March 18th, 1896.

At 12 o'clock the Senate and General Assembly met in Joint Assembly in the Assembly Chamber.

Under the direction of the Chairman, the Secretary called the Joint Assembly, when the following members appeared and answered the call:

Messrs. Allen, Alpaugh, Austin, Bauer, Benedict, Borton, Bowers, Bradley, Bullock, Cagney, Christie, Clauss, Codington, Coursen, Derousse, Duncan, Engle, Fleming, Francis, Gledhill, Gould, Harrison, Harvey, Hewitt, Hicks, Hoffman, Hogan, Hoos, Hopkins, Hutchinson, Jackson, Johnson, Jones, Ketcham, King, Kuhl, Lawshe, Lower, Ludlam,

Macpherson, Mullin, Packer, Parry, Parslow, Powers, Queen, Reed, Righter, Robertson, Rogers, Roll, Ross, Ruempler, Schober, Scovel, Simpson, Skinner, Skirm, Slover, Smart, Smith, Snyder, Stanger, Stokes, Thompson, Thorn, Tice, Ullmann, Voorhees F. L., Voorhees F. M., Vreeland, Ward, Walling, Wildes, Williams—74.

On motion of Mr. F. M. Voorhees, the Joint Meeting then proceeded to the election of Commissioners of Deeds.

Mr. F. M. Voorhees moved that the following-named persons be elected as

COMMISSIONERS OF DEEDS.

Atlantic County.

Absecon—
Abel Babcock,
John R. Steelman.

Atlantic City, First Ward—
Samuel E. Crowley,
Lewis Evans.

Atlantic City, Second Ward—
George H. Perkins.

Atlantic City, Third Ward—
Charles N. de Hart,
Lewis T. Bryant.

Atlantic City, Fourth Ward—
Clement J. Adams,
Harry H. Smith, Jr.,
William T. Leek.

Buena Vista—
Richard C. Cake,
John McCullough.

Egg Harbor City—
Charles Cast,
George F. Breder.

Galloway—
Albert E. Conover.

Hamilton—
Daniel B. Frazier.

Hammonton—
Harry L. Montford.

Mullica—
John T. Abbott.

Weymouth—
Samuel Steelman,
Jonas Hankins.

Bergen County.

Allendale—
Robert Nimmo,
George W. Parigot.

Bergen—
Adolph Kruger.

Carlstadt—
Herman Foth.

Cliffside Park—
Amos Wood.

Delford—
Daniel I. Demarest.

Eastwood—
Mary L. Holdrum.

Englewood—
Charles W. Valentine,
James H. Coe.

Englewood Cliffs (borough)—
John G. Ropes.

Fairview—
Benjamin R. Burdett.

Franklin—
Albert G. Smith,
Robert H. Wortendyke.

Glen Rock—
William H. Berry.

Hasbrouck Heights—
Edward W. Wilhelm.

Hohokus—
William E. Conklin,
John Ackerman.

Leonia—
H. M. Thompson.

Maywood Borough—
George M. Sipley.

Midland—
Ellsworth M. Pell.

Midland Park—
Marcus Young.

Old Tappan—
Jacob Z. Bogert.

Orvil,
Stephen J. Terhune,
Frank Austin.

Ridgefield—
Frederick C. Hansen,
J. Fletcher Burdett.

Ridgewood—
Isaac M. Wall,
Hudson Campbell.

Riverside—
David A. Zabriskie.

Rutherford—
Abraham L. Watson,
Arthur W. VanWinkle,
David H. Stoddard.

Saddle River (borough)—
John G. Esler.

Saddle River (township)—
John L. Harrop,
James V. Joralemon.

Schraalenburgh—
Samuel E. DeCoster.

Tenafly—
Joseph W. Craig.

Teaneck—
William P. DeGraw,
William Bennett,
Peter I. Ackerman.

Undercliff—
George Nelson.

Union—
William H. Castles,
Augustus Crawford.

Upper Saddle River—
Martin M. Tice,
John J. Bush.

Wallington—
Conrad Kreger.

Westwood—
James E. Demarest,
George W. Collignon.

Woodcliff—
Joseph West.

Woodridge—
Joseph H. Schmitt.

Burlington County.

Bass River—
Howard Mathis,
Mark Adams,
Daniel T. Sooy, Jr.

Beverly City—
William Huff,
Seth W. Holt,
Abram Marter.

Beverly Township—
Charles Stokes.

Bordentown—
William Burns,
John Flynn.

Burlington City, First Ward—
George Gunn.

Burlington City, Second Ward—
Alfred H. Silpath,
Henry S. Haines.

Burlington City, Third Ward—
George A. Allison,
Charles H. Duncan.

Burlington City, Fourth Ward—
George Riggs,
William Atkinson, Jr.

Burlington Township—
Nelson P. Creely.

Chester—
John T. Evans.

Eastampton—
Charles Raymond,
Bradford Storey.

Evesham—
Joseph M. Brick,
Clayton Brick,
William Zelley.

Florence—
John Kale.

Lumberton—
George F. Harbert.

Mansfield—
Robert Taylor,
Israel Kirby.

Medford—
Milton H. Allen.

New Hanover—
Albert Allen.

Northampton—
John W. Harris,
Albert Darnell.

Palmyra—
Frederick Blackburn,
R. Lowber Temple,
S. Howard Troth.

Pemberton—
Frank Earl,
J. Howard Burr.

Riverside—
Frank Lambert.

Shamong—
Winfield S. Haines.

Southampton—
John B. Irick,
William Brannin,
Solomon R. Simons.

Springfield—
Elwood Hancock,
Samuel Githens.

Washington—
E. C. Sooy,
Watson Sooy,
John Cavileer.

Westampton—
Spencer Haines.

Woodland—
Willis J. Buzby.

Camden County.

Camden City, First Ward—
August S. Seaman,
Louis B. Humphreys,
Chester D. Van Duyn.

Camden City, Second Ward—
William S. Tenniswood.

Camden City, Third Ward—
Edward W. Delacroix,
Jehu Evans.

Camden City, Fourth Ward—
Charles G. Bailey,
William S. Hart,
Howard Lee.

Camden City, Fifth Ward—
David Rankins,
Oscar Tatem.

Camden City, Sixth Ward—
James F. Baker,
William A. Turner, Sr.

Camden City, Seventh Ward—
James S. Henry.

Camden City, Eighth Ward—
Charles H. Laird, Jr.

Camden City, Ninth Ward—
William A. Husted.

Centre—
John J. Albertson,
Samuel Bettle.

Delaware—
William Graeff.

Gloucester City, First Ward—
David H. Mullin.

Gloucester City, Second Ward—
G. William Barnard,
Henry Black,
A. Aden Powell.

Gloucester Township, First Precinct—
Edward Murphy,
Benjamin Williams,
J. Edgar Cole.

Gloucester Township, Second Precinct—
Jacob C. Lippincott,
Edward J. Kirk,
Harry G. Smith.

Borough of Haddonfield—
John Lewis Rowand,
Charles S. Braddock, Jr.

Haddon—
George A. Aldrich.

Merchantville—
Thomas S. Nekervis,
Goldson Test.

Waterford—
Elmer Stafford,
Bariszilla Bennett.

Cape May County.

Cape May City—
William Stevens.

Dennis—
Charles J. Devitt,
J. C. P. Smith.

Holly Beach—
William Bright.

Sea Isle City—
Thomas E. Ludlam.

Ocean City—
R. Curtis Robinson.

Upper—
James Shoemaker,
Reuben S. Robinson.

West Cape May—
Gilbert C. Hughes.

Cumberland County.

Bridgeton, First Ward—
George W. McCowan.

Bridgeton, Second Ward—
Clarence Mulford Dubois,
Joel Pierce.

Bridgeton, Third Ward—
Nathaniel B. Ogden,
James Boyd Potter,
Richard Trenchard,
Christian F. Krauter,
John G. Ayars.

Bridgeton, Fourth Ward—
Louis Beckhardt,
Edward Ruthven Lanning,
Isaac T. Nichols,
Edward S. Moore.

Commercial—
J. Milton Compton,
Ralph M. Howell.

Deerfield—
Elijah Parwin.

Downe—
William W. Riley,
Willis A. Stites.

Fairfield—
Henry B. Bamford,
Henry C. Trenchard.

Greenwich—
Erkuries B. Fithian,
Edwin H. Mulford.

Hopewell—
Charles West.

Landis—
Samuel Leatherwood.

Lawrence—
Frank Bateman,
Henry S. Garrison.

Maurice River—
H. Richley Webster.

Millville, First Ward—
Mulford Ludlam,
Richard L. Howell,
Nicholas Griner.

Millville, Second Ward—
John P. Miller.

Millville, Third Ward—
Alexander Gillan,
James R. Headley.

Millville, Fourth Ward—
Francis Reeves,
George W. Boody.

Stoe Creek—
Belford E. Davis,
Daniel W. Davis.

Borough of Vineland—
William E. Zeller,
Arthur Russell,
James J. Hunt.

Essex County.

Belleville—
Theodore Sandford,
A. Howard Osborn,
John C. La Faucherie.

Bloomfield, First Ward—
Thomas B. Baxter,
J. G. Trusdell Moore.

Bloomfield, Third Ward—
George Peterson.

Caldwell—
Morris B. Lindsley.

Clinton—
Joseph B. Ward,
Thomas S. Osborne.

East Orange, Third Ward—
Herbert F. Hatch,
Edward E. Bruen.

East Orange, Fourth Ward—
Lewis E. Hayward.

East Orange, Fifth Ward—
Montgomery Lindsay.

Franklin—
George W. Symonds,
Frank T. Sheppard,
John D. Donaldson,
James M. Post.

Livingston—
Charles H. Hoffman,
George E. De Camp.

Millburn—
Abram J. Parkhurst,
Isaiah Williams.

Montclair, Third Ward—
William M. Taylor.

Newark, First Ward—
Henry L. Humphreys,
Joseph M. Byrne,
Julius Bandmann,
Carl L. Thiele,
Frederick W. Romain,
Louis Schlesinger,
Gustave A. Schmidt.

Newark, Second Ward—
John Otto,
John A. Rodrigo,
Julius Stapf,
Elmer W. Sanderson,
John W. Word,
Louis Lippman,
Charles R. Bennett,
Emile O'Connor.

Newark, Third Ward—
John F. Seidel.

Newark, Fourth Ward—
Miles F. Quinn,
Sherrod C. Ball,
Henry Mutschler,
Adam Helmstaedter,
Moses Cohen,
Richard C. Barkalere,
Charles E. Long.

Newark, Fifth Ward—
Ernest C. Reock,
Adolph J. Klemknecht,
Ira Fredereck,

Newark, Fifth Ward—(Continued.)
Andrew J. Breidenbach,
Samuel L. Mott,
John Hamill,
Richard Denbeigh,
Eugene Bellair.

Newark, Sixth Ward—
Christian W. Slengel,
Joseph Feldman,
Augustin J. Gless,
Walter H. Gray,
James W. Scales,
Theodore Umbscheiden,
Frank Walsh,
John J. Farrell.

Newark, Seventh Ward—
Bernard Overlack,
James L. Hayes,
Henry A. Rathfus,
John B. Dusenberry,
Frank A. Champlin,
Charles F. Dodd,
T. Madison Condit,
Thomas A. Murphy,
William H. Wallace,
Parke Burnett.

Newark, Eighth Ward—
John W. Joralemon,
Frank Brodel,
Henry L. Keepers,
John Lever,
William H. Vanderbilt,
Frank Walk.

Newark, Ninth Ward—
Henry P. Glasier,
Frank E. Warren,
George J. Gates,
Miss Frances B. Stewart,
George E. Russell,
Abram R. Buckbee,
Albert A. Schmidt,

Newark, Ninth Ward—(Continued).
Edward E. Soutor,
John C. Eisele,
Edward Prokocimer,
Eugene E. Bond.

Newark, Tenth Ward—
Adam Lebert,
Walter C. Richardson,
Charles H. Robinson,
Edward L. Duncan,
Thomas E. Burke.

Newark, Eleventh Ward—
William M. Bailey,
Clarence H. Sleight,
William G. Campble,
Carl Fisher,
Isaac A. King.

Newark, Twelfth Ward—
James J. Teeling,
August Sauer,
George Henkel,
Philip Schmidt,
Alonzo Church.

Newark, Thirteenth Ward—
Abraham Steiner,
Louis Ost,
Miss Marion Colgate,
John Hartman,
William Bird,
Albert Graul,
Gustavus A. Schwede,
Gustav J. Walker,
Charles Hosp,
Richard Dixon,
George H. Elliott.

Newark, Fourteenth Ward—
Charles H. Barkhorn,
Frederick Preisel,
Valentine Trabold,
Sebastian Birkenhauer,
Bernard Kaiser,

Newark, Fourteenth Ward—(Continued).
Charles C. Webb,
Oscar J. Leib,
J. E. Mears,
George Stoehr,
J. Rosenbluth,
Richard Krimke.

Newark, Fifteenth Ward—
Herman B. Lehlbach,
Lorenezo Boscaino,
William Mencgle,
Charles J. Kiernan,
Charles D. Cole,
Daniel H. Johnson,
Melvin Doremus,
William H. Rowe,
Joseph J. Sutphin,
R. Watson Harris,
Charles Burns,
Samuel Epstein.

Orange, First Ward—
Neil R. Howard,
Louis Darnstaedt,
John L. Yatman,
James V. Lanford.

Orange, Second Ward—
John O. Hagan.

Orange, Third Ward—
Thomas O. Ayres,
Philip Kingsley.

Orange, Fourth Ward—
George Lamreaux,
Valentine Kerr.

Orange, Fifth Ward—
Theodore F. Taylor.

South Orange—
Lewis P. Taylor,
Moses P. Smith,
Joseph H. Osborn.

Vailsburg Borough—
William Welsher.

West Orange—
Edmund Condit,
Frederic R. Shrump,
George R. Harrison,
Abram S. Overmiller.

Gloucester County.

East Greenwich—
Job S. Haines,
Henry L. Haines,
Charles G. Higgins.

Franklin—
Wilson T. Jones,
Langdon W. Harris.

Glassboro—
Benjamin F. Sweeten,
Charles B. Wolf.

Greenwich—
Benjamin G. Paul,
William J. Adamson,
E. G. Miller.

Harrison—
David Borton.

Logan—
George H. Platt.

Mantua—
Samuel G. Lefever,
Harry Bradshaw.

Monroe—
H. K. Bregbee,
Henry L. Bateman.

Washington—
William C. Nicholson.

West Deptford—
Charles R. Barker.

Woodbury, First Ward—
W. Harrison Livermore,
Theodore F. Burkett.

Woodbury, Second Ward—
George E. Pierson.

Woodbury, Third Ward—
George Evan Reading.

Woolwich—
Isaac S. Stratton,
John Ford.

Hudson County.

Bayonne, First Ward—
John F. Lee.

Bayonne, Second Ward—
H. C. Weston,
H. Logarut,
Bernard G. Hinse.

Bayonne, Third Ward—
Edwin R. Adams.

Bayonne, Fourth Ward—
Ambrose T. Secor.

Bayonne, Fifth Ward—
J. H. Bruns.

Guttenberg—
Herman Walker,
Andrew Girshaw.

Harrison, Second Ward—
James H. O'Neil.

Harrison, Third Ward—
Clarence T. Van Doren,
Peter J. Goodman.

Harrison, Fourth ward—
Edward McKean,
Bernard Walsh.

Hoboken, First Ward—
Lewis R. McCullough,
John Haggerty,
Thomas S. Field, Jr.

Hoboken, Second Ward—
Frederick W. Bender,
William C. Budenbender,
John W. Bremerman.

Hoboken, Third Ward—
Joseph V. Clark,
George J. Ducker,
Cornelius J. Tahen,
James Landrigan.

Hoboken, Fourth Ward—
William J. Faist,
Joseph Cereghino,
Patrick Hayden.

Jersey City, First Ward—
John E. VanWinkle,
John T. Lynch,
Henry T. Nugent,
J. Herbert Rice,
James Riley,
John Boyd,
James H. Love,
Robert Davis,
George Frederick Farrell,
James Somers,
William Burke.

Jersey City, Second Ward—
Albert Higson,
Julius Jarecki,
Michael J. O'Donnell,
James Douglass,
David E. Perley,
William Person,
John F. Kelley,

Jersey City, Second Ward—(Continued.)
Martin Kelly,
Frank Bechtlof,
Joseph O'Mara,
Thomas McDonough,
John R. Purtele,
Thomas Carey,
Edward Faherty.

Jersey City, Fourth Ward—
Eugene J. McCarthy,
Fred C. Wolbert,
Charles S. Clarke,
Benjamin D. Van Beuren,
Charles L. Kluge,
William F. Shibley,
Arthur J. O'Brien.

Jersey City, Fifth Ward—
James Hyland,
Philip Tumulty, Jr.,
William H. Pugh,
Joseph T. McCoobery,
Alfred J. O'Neil,
William Allen.

Jersey City, Sixth Ward—
Clarkson Howard Slater,
Lipman Lyons,
Charles Z. Reed,
Henry A. Steffens.

Jersey City, Seventh Ward—
Winfield C. Dunn,
Theodore K. Wegman,
John Merrell,
Edward H. Moore,
Robert J. Dillon.

Jersey City, Eighth Ward—
Simeon Rowland,
Frank Stevens,
Frank H. Cole,
Charles A. Roe,
Charles M. Prior,
James H. Hardacre,

Jersey City, Eighth Ward—(Continued.)
William Maxon,
Lewis E. Wood,
James C. Clarke,
Charles A. Ransom,
John J. Nevin.

Jersey City, Ninth Ward—
William V. Garrison,
Caroline L. Cue,
John H. Bowley,
Patrick Kenney,
John P. Landrine,
Edward G. Brown,
Frank M. Foye.

Jersey City, Tenth Ward—
Edwin Birdsall,
Mary Philbrook,
Daniel Davis,
James H. O'Neill,
James McGrath,
George H. Bowley,
David W. Lawrence,
John J. Gaffney,
William C. Wallace,
John O'Toole.

Jersey City, Eleventh Ward—
Fred. J. Merscheimer,
Richard Garrick,
John Wright,
Charles Speerling,
John J. Walsh,
George C. L. Maes,
John M. Kelly,
Frank Sutherland,
John C. Meharg,
Henry Hennerrbick.

Jersey City, Twelfth Ward—
Edwin Van Hauten,
Martin Logan,
Frederic McEwan,
Emil Schuman,
John Blohm,

Jersey City, Twelfth Ward—(Continued.)
Henry I. Darling,
Edward Insley,
Frederick Yoe,
Peter Femler,
Henry Stuhr,
Howard D. Kerr.

Kearny—
Philip E. Brockway,
Samuel Worthington.

North Bergen—
Otto W. Meyer,
Thomas Aldcorn.

Town of Union, First Ward—
Louis Forman,
E. B. Young.

Town of Union, Second Ward—
Louis C. Haunstein.

Town of Union, Third Ward—
Charles F. Ruh, Sr.

Town of Union, Fourth Ward—
Moses Kaminsky,
Charles Schley.

Union—
John S. Darling,
Frederick Walker,
Alfred Thourab.

Weehawken—
Thomas R. Hughes,
Rudolph Oesman,
Simon Kelly.

West Hoboken, First Ward—
John G. Jacobs.

West Hoboken, Second Ward—
Charles Eichorn.

West Hoboken, Fourth Ward—
Thomas B. Usher,
George B. Bergkamp.

Hunterdon County.

Alexandria—
William J. Duckworth,
William Bonnell.

Bethlehem—
Simeon Smith.

Clinton Township—
John C. Haynes,
John Shurts.

Town of Clinton—
Peter Case,
Benjamin F. Honness.

Delaware—
Cyrus Van Dolah, Jr.,
Francis M. Wilson.

East Amwell—
David Williamson.

Franklin—
A. E. Robertson.

High Bridge—
Isaac P. Bailey,
George W. Rinehart.

Junction—
Morris R. Albright.

Kingwood—
John C. Arnwine.

Lambertville, First Ward—
John H. Horn,
Michael Murray.

Lambertville, Second Ward—
Benjamin H. Joiner.

Lebanon—
John S. Trimmer,
Jason P. Hoffman.

Raritan—
Mary R. Gray.

Tewksbury—
Elias T. Bartles,
James Apgar,
Alvah L. Alpaugh.

Union—
Benjamin Bird.

Mercer County.

East Windsor—
W. W. Swet,
Vincent D. Vannest.

Ewing—
Michael O. Shea,
Thomas Edwards,
Franklin Hendrickson.

Hamilton—
John H. Coleman,
James C. Robbins,
Thomas F. Applegate.

Lawrence—
Frank Carr.

Princeton—
Charles S. Robinson,
Martin W. Hubbard.

Trenton, First Ward—
Joseph L. Watson,
Benjamin Vancleve.

Trenton, Second Ward—
Charles W. Biles.

Trenton, Third Ward—
Harry C. Allen,
William S. Mills.

Trenton, Fourth Ward—
Edward A. Stokes,
Ed. J. Connelly.

Trenton, Fifth Ward—
Joseph Martin.

Trenton, Seventh Ward—
Lewis C. McClurg.

Trenton, Ninth Ward—
C. S. Abrams,
George W. Hammell.

West Windsor—
Jacob R. Wyckoff.

Middlesex County.

Cranbury—
James H. Conover.

East Brunswick—
Isaac L. Elliott,
Martin Herrmann.

Monroe—
Jacob Wickoff,
William H. Courter,
Ephraim Rose.

New Brunswick, Second Ward—
George Price.

New Brunswick, Fourth Ward—
Patrick Houghton.

New Brunswick, Fifth Ward—
Robert W. Helm.

New Brunswick, Sixth Ward—
William F. Harkins,
Frank W. Bradley.

North Brunswick—
Charles P. Johnson.

Perth Amboy, First Ward—
Isaac J. Mandeville,
Samuel G. Garretson,
E. R. Pierce.

Raritan—
Condit S. Atkinson.

South Amboy—
Tobias Grace,
Charles S. Buckelew,
Warren Disbrow.

Woodbridge—
Graham L. Boynton,
Albion R. Berry.

Monmouth County.

Atlantic—
John Statesir, Jr.,
T. Forman Taylor.

Asbury Park—
William C. Burroughs.

Belmar—
Samuel L. Gillin.

Bradley Beach—
Jerome R. Muddell.

Eatontown—
William R. Stevens,
Thomas Tallman.

Freehold—
Austin P. Johnson,
William B. Ellis.

Howell—
James P. Allaire.

Long Branch, First Ward—
Alfred D. Van Dorn,
Matthias Wooley,
Harry W. Green.

Long Branch, Second Ward—
J. Wesley Seaman.

Long Branch, Third Ward—
Charles Morris.

Long Branch, Fourth Ward—
Thomas W. Cooper.

Manalapan—
W. L. Conover.

Matawan—
Martin T. Bissell.

Middletown—
George H. Sickles,
Rutsen S. Snyder,
Frank Osborn.

Millstone—
Henry C. Gravatt,
Reuben G. Strahan,
Peter Forman.

Neptune—
John A. Borden.

Neptune City—
Niart Rogers,
John Thompson.

Ocean—
Levi G. Irwin, Jr.,
William H. De Nyse,
George Van Note.

Raritan—
David Warner.

Shrewsbury—
Tylee W. Throckmorton,
Asariah C. Hurley.

North Spring Lake—
William H. Potter,
Edward V. Patterson.

Upper Freehold—
William Quicksell.

Wall—
Charles McDermott,
William H. Shofto.

Morris County.

Boonton—
George C. Kyte,
Edmund P. Looker,
George H. Fitzpatrick.

Chatham—
Amos C. Rathbun,
Rosewell M. Hancock,
Henry W. Young,
Melvin K. Hopping.

Chester—
William E. Collis,
John H. Vanderveer,
John H. Miller.

Hanover—
Leander B. Ford,
William O. Freeman.

Jefferson—
John F. Wood,
Horace L. Cook.

Mendham—
Hargrave Dixon.

Montville—
William N. Courter,
John H. Milledge,
Thomas Capstick.

Morris—
James C. Hazen,
Frederick B. Cobbett,
Benjamin J. Crane.

Mount Olive—
Enos G. Budd,
Jacob F. Force.

Pequannock—
William Roome,
John Blauvelt,
Joseph R. M'Lean.

Randolph—
Charles H. Bennett,
Johnson M. Clark.

Rockaway—
Harry Muchler.

Roxbury—
Herbert K. Salmon.

Washington—
John E. D. Naughright,
Alpheus Iliff.

Ocean County.

Beach Haven—
Richard McCunny,
William L. Butler.

Berkeley—
Howard Jeffrey,
William Ellis.

Brick—
William J. Harrison,
Albert M. Bradshaw.

Dover—
Augustus W. Irons,
Joseph Grover.

Eagleswood—
Eugene F. Cranmer,
Clarence Cranmer.

Lacey—
Frank Jeffry.

Little Egg Harbor—
George W. Mathis.

Manchester—
Edward F. Larrabee,
David Noyes,
George P. Stiles.

Plumstead—
Aaron S. Branson,
Oscar F. Horner.

Stafford—
John B. Courtney,
Isaiah H. Cranmer,
Frank Paul.

Union—
Jeremiah S. Storm,
Emmor R. Wills.

Passaic County.

Acquackanonk—
Alvin Webb,
Peter S. Lindsay.

Little Falls—
Benjamin J. Crane,
Thomas E. Stanley.

Manchester—
William J. Barbour.

Passaic, Third Ward—
Frank W. Williamson,
Edmond Speer.

Passaic, Fourth Ward—
William G. Heuser.

Paterson, First Ward—
William Douglass, Sr.,
Thomas Jowett,
Barney Westerhoff,
Isaac Noonberg.

Paterson, Second Ward—
George B. Senior.

Paterson, Fourth Ward—
Samuel S. Sherwood,
George S. McCarter,
Charles Reynolds.

Paterson, Fifth Ward—
William J. St. Lawrence.

Paterson, Sixth Ward—
Sidney Farrar,
Louis Kissenger.

Paterson, Seventh Ward—
Richard Walmsley.

Paterson, Eighth Ward—
Franklin Holland.

Pompton—
James Sexton,
Edward E Ball,
Josiah P. Ricker.

Wayne—
Thomas McCord,
William E. Fuller.

West Milford—
Leo P. Wise.

Salem County.

Alloway—
George Dorrell.

Elmer—
Henry Smith,
Thomas W. Brooks.

Lower Alloways Creek—
Benjamin E. Harris,
Robert B. Griscom.

Lower Penns Neck—
John Lloyd,
Isaac Fowler.

Mannington—
Thompson Hinchman,
Thomas Wright.

Oldmans—
James Sweeton.

Pilesgrove—
Hewes Crispin.

Pittsgrove—
David Astle,
Frank Seabrook.

Quinton—
Henry L Davis.

Salem, East Ward—
B. Frank Wood.

Salem, West Ward—
Firman H. Lloyd,
I. Fowler Powers.

Upper Penns Neck—
William A. Summerill,
Joseph D. Whitaker.

Upper Pittsgrove—
Henry S. Paulding.

Somerset County.

Bernards—
John A. Whitenack, Jr.,
Alfred Gibb,
P. C. Henry,
Samuel Baldwin,
George Codington.

Bound Brook, Borough—
Robert L. Brampton.

Branchburg—
J. Bradford Opie,
James D. Vandeveer,
Daniel Beekman.

Bridgewater—
Charles W. Clickener.

Franklin—
Alfred I. Voorhees.

Hillsborough—
Ellis F. Wood,
Peter Sutphin.

Montgomery—
Edmund B Dungan,
Theo. F. Stryker.

North Plainfield—
Charles M. Mooney,
Horace J. Martin,
George W. Bird.

Warren—
Howard Toms.

Sussex County.

Andover—
George F. Rose,
William McDavitt, Jr.,
John T. Stewart.

Byram—
Seymour R. Smith.

Frankford—
Alamson O. Deeker.

Green—
Clinton Vass.

Hampton—
A. J. Bale,
Charles A. Griggs,
Moses W. Northrop, Jr.

Hardyston—
James O. Crane,
John Lind,
Edward Kincaid.

Lafayette—
Samuel E. Ingersoll,
John Armstrong,
John J. Storms.

Montague—
George D. Westbrook,
Thomas Dutton, Jr.

Newton—
A. H. Konkle.

Sandyston—
Warren C. Hursh.

Sparta—
Charles Halsey,
Stephen O. Ball.

Stillwater—
Obadiah Vanhorn.

Vernon—
Abraham Vanwinkle,
S. S. Denton.

Wantage—
Howard Little,
Joseph H. Cole.

Union County.

Clark—
Benjamin King.

Cranford—
Kenyon Messick,
William W. Mendell.

Elizabeth, First Ward—
William Tiess,
John D. Barr.

Elizabeth, Second Ward—
Robert W. Welch,
Martin Houlihan,
Lawrence O'Donnell.

Elizabeth, Third Ward—
Edwin Marsh.

Elizabeth, Fourth Ward—
Louis Quien,
James B. Cameron,
Joseph Y. Coleman.

Elizabeth, Fifth Ward—
John W. Fulton.

Elizabeth, Sixth Ward—
William H. Ryan,
P. J. Ryan.

Elizabeth, Seventh Ward—
William H. Reynolds.

Elizabeth, Ninth Ward—
William H. Luster.

Elizabeth, Tenth Ward—
Thomas C. Lathrop,
Albert B. Carlton,
Frederick Zior.

Elizabeth, Eleventh Ward—
William H. Meeker.

Elizabeth, Twelfth Ward—
Joseph H. Gray,
Samuel S. Moore.

Fanwood—
Thomas J. Nichols,
Alice M. Kyte.

New Providence—
Simon P. Debbie.

Plainfield, First Ward—
Harry H. Coward,
James T. McMurray,
George W. Moore.

Plainfield, Second Ward—
Vincent W. Nash,
Alice M. Thompson.

Plainfield, Third Ward—
Frank M. Bacon,
Frank J. Hubbard,
B. Frank Coriell.

Plainfield, Fourth Ward—
Elmer D. Moffet,
William Newcorn,
William W. Coriell.

Rahway, Second Ward—
William E. Clark.

Rahway, Third Ward—
Edward H. Sherwood.

Rahway, Fourth Ward—
Ross Vanderhoven,
Benjamin C. Mead.

Rahway, Fifth Ward—
Uel Freeman.

Roselle—
Frank M. Tiernan.

Springfield—
George Mulford.

Summit—
Edward G. Potter,
Ed. B. Kelly.

Union—
Samuel D. Ball,
Dennis Long.

Westfield—
John M. C. Marsh,
Luther M. Whitaker.

Warren County.

Allamuchy—
John N. Hibler,
Charles Monroe.

Belvidere—
Frank R. Givens.

Blairstown—
William C. Howell,
Ralph D. Huff.

Franklin—
James Vliet,
Benjamin Fritts,
William Davis.

Frelinghuysen—
George B. Armstrong,
Levi J. Howell.

Greenwich—
Henry H. Stone,
Harry E. Frey.

Hardwick—
William C. Wildrick,
Philip W. Squiers,
David R. Konkle.

Harmony—
Henry Y. Miller,
Charles Sarson,
Samuel Danley.

Hope—
Edward A. Howell,
William M. Gibbs.

Independence—
Corsen H. Albertson,
William B. Martenis,
George E. Dorcas.

Knowlton—
Edward Brugler.

Mansfield—
Samuel Stewart,
James Somerville.

Oxford—
George Sarson,
Thomas Craig,
Charles Crevelling,
William J. Axford.

Pahaquarry—
Daniel W. Shoemaker,
Charles M. Walker.

Pohatcong—
Abraham Seigle, Sr.,

Washington Borough—
Oscar W. Jeffery,
J. B. Roe Smith,
George Snyder.

Washington Township—
Samuel S. Cramer,
Simon W. Nunn,
Grant Moore.

Which was unanimously agreed to.

On motion of Mr. F. M. Voorhees, the Joint Assembly then arose *sine die*.

HENRY B. ROLLINSON,

55 Sen Jour *Secretary.*

JOURNAL

OF THE

EXECUTIVE SESSIONS.

(867)

JOURNAL

OF THE

EXECUTIVE SESSIONS

OF THE

FIFTY-SECOND SENATE.

TRENTON, January 27th, 1896.

At 8:45 P.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations,"

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, January 27th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

Prosecutor of the Pleas for Gloucester county—

Lewis Starr.

Respectfully,

JOHN W. GRIGGS,

Governor.

Attest:

HOBART TUTTLE, Private Secretary.

The nomination was, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, January 28th, 1896.

At 11:10 A.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —18.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of January twenty-seventh, one thousand eight hundred and ninety-six,

For Prosecutor of the Pleas for Gloucester County—
Lewis Staar,

Reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson, Vreeland, Ward—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

On motion of Mr. Stokes, the Executive Session then arose.

TRENTON, February 10th, 1896.

At 11 A.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, February 10th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judge of the First District Court of the City of Newark—
Thomas N. McCarter, Jr.

For Judge of the Second District Court of the City of Newark—
Frederick F. Guild.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest.
HOBART TUTTLE, Private Secretary.

The nominations were, under the rules, referred to the Committee on the Judiciary.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, February 10th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Prosecutor of the Pleas of Passaic County—
Eugene Emley.

For Judge of the District Court of the city of Paterson—
William I. Lewis.

For Judge of the Second District Court of Jersey City, in place of John A. McGrath, deceased—

Roderick B. Seymour.

For Judge of the First District Court of Jersey City—

Joseph D. Bedle.

For member of the Board of Managers of State Hospitals, for the unexpired term of George B. Jenkinson, deceased—

John C. Eisele, of Essex county.

Respectfully,

JOHN W. GRIGGS,

Governor.

Attest:

HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, February 11, 1896.

At 11:30 A. M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, February 11th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For President Judge of the Courts of Middlesex County—

Woodbridge Strong.

For Prosecutor of the Pleas of Middlesex County—
John S. Voorhees.

For Trustees of the Reform School for Boys—
Frank S. Gaskill, of Ocean county (re-appointed);
Moses Bigelow, of Essex county (re-appointed.)

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, February 13th, 1896.

At 11:30 A. M. the Senate met in Executive Session.

Under the direction of the President the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communications of February tenth and eleventh, one thousand eight hundred and ninety-six,

For Prosecutor of the Pleas of Passaic County—
Eugene Emley;

For Judge of the District Court of the city of Paterson—
William I. Lewis;

For Member of the Board of Managers of the State Hospitals (for the unexpired term of George B. Jenkinson, deceased)—
John C. Eisele, of Essex county;

For Judge of the First District Court of the city of Newark—
Thomas N. McCarter, Jr.;

For Judge of the Second District Court of the City of Newark—
Frederick F. Guild;

For President Judge of the Courts of Middlesex County,
Woodbridge Strong;

For Prosecutor of the Pleas of Middlesex County—
John S. Voorhees;

For Trustees of the Reform School for Boys—
Frank S. Gaskill, of Ocean county (re-appointed);
Moses Bigelow, of Essex county (re-appointed);

Reported favorably upon said nominations,

Which were then laid over.

On motion of Mr. Voorhees the Executive Session then arose.

TRENTON, February 17th, 1896.

At 9:50 P. M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

Mr. Stokes moved that the nomination of Eugene Emley for Prosecutor of the Pleas of Passaic county be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of William I. Lewis for Judge of the District Court of the city of Passaic, be now considered,

Which was agreed to.

Upon the question "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of Thomas N. McCarter for Judge of the First District Court of the city of Newark be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of Frederick F. Guild for Judge of the Second District Court of the city of Newark be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of Woodbridge Strong for President Judge of the courts of Middlesex county be now considered,

Which was agreed to.

Upon the question, "Will the Senates advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of John S. Voorhees for Prosecutor of the Pleas of Middlesex county be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams —19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nomination of John C. Eisele for member of the Board of Managers of State Hospitals for the unexpired term of George B. Jenkinson, deceased, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Stokes moved that the nominations of Frank T. Gaskill, of Ocean county, and Moses Bigelow, of Essex county, for Trustees of the State Reform School for Boys, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Vreeland, Ward, Williams—19.

In the negative—None.

So the said nominations were declared unanimously confirmed.

On motion of Mr. Stokes, the Executive Session then arose.

TRENTON, February 18th, 1896.

At 4 P.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland—18.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, February 18th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judge of the District Court of the City of Elizabeth—
Edward S. Atwater.

For President Judge of the Courts of Hunterdon County—
H. Burdett Herr.

For Prosecutor of the Pleas of Hunterdon County—
Walter F. Hayhurst.

For Members of the State Board of Taxation—
Albert H. Slape, of Salem county (re-appointed).
Charles C. Black, of Hudson county (re-appointed).
Carl Lentz, of Essex county (in place of Theodore P. Hopler).

For Members of the State Board of Assessors—

Robert S. Green, of Union county (in place of Oliver Kelly).

Stephen J. Meeker, of Essex county (in place of A. R. Kuser).

Respectfully,

JOHN W. GRIGGS,

Governor.

Attest:

HOBART TUTTLE, Private Secretary.

The nominations were, under the rules, referred to the Committee on the Judiciary.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of February 10th, 1896,

For Judge of the Second District Court of Jersey City, in place of John A. McGrath, deceased—

Roderick B. Seymour;

For Judge of the First District Court of Jersey City—

Joseph D. Bedle,

Reported favorably upon said nominations, and they were laid over.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, February 19th, 1896.

At 11:15 A.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

Mr. Voorhees moved that the nomination of Joseph D. Bedle, for Judge of the First District Court of Jersey City, be now considered,

Which was agreed to.

Upon the question "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Roderick B. Seymour, for Judge of the Second District Court of Jersey City, in place of John A. McGrath, deceased, be now considered,

Which was ageeed to.

Upon the question "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

In the negative—None.

So the said nomination was declared unanimously confirmed.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, February 19th, 1896.

At 12 M. the Senate met in Executive Session.

Under the direction of the President the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Herbert, Hoffman, Johnson, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward—18.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, February 19th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judge of the District Court of the city of Camden—

Charles V. D. Joline.

For Managers of the New Jersey Home for Feeble-minded Women—

Caroline B. Alexander (re-appointed);

Anna E. Gile (re-appointed).

For District Court Judge of the city of Trenton—
John Rellstab.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 2d, 1896.

At 10:45 P. M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 2d, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Associate Justice of the Supreme Court—
Jonathan Dixon (re-appointed).

For Judges of the Court of Errors and Appeals—
In place of Albert R. Talman, James H. Nixon, of Cumberland county;
In place of George T. Smith, John S. Barkalow, of Passaic county;
In place of Hendrick H. Brown, William L. Dayton, of Mercer county.

For Circuit Court Judge under the act of March 9th, 1893—
Henry M. Nevius, of Monmouth county.

For Prosecutor of the Pleas for Warren county—
George A. Angle.

For Manager of the State Hospitals, in place of Charles E. Green, resigned—

John Taylor, of Mercer county.

For President Judge of the Court of Common Pleas of Middlesex County (term to begin April 1st, 1896)—

Woodbridge Strong.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

Mr. Voorhees moved that action on the nomination of ex-Senator James H. Nixon, in accordance with customary courtesy, be taken without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of John S. Barkalow for Judge of the Court of Errors and Appeals, in place of George T. Smith, be considered without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of William L. Dayton, Judge of the Court of Errors and Appeals, in place of Frederick H. Brown, be considered without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that action on the nomination of ex-Senator Henry M. Nevius, in accordance with customary courtesy, be taken without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—20.

In the negative—None.

So the said nomination was declared unanimously confirmed.

The remaining nominations were referred under the rule.

Mr. Voorhees moved that action on the nomination of ex-Senator John Taylor, in accordance with customary courtesy, be taken without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

The remaining nominations were referred under the rule.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom was referred the nominations made by the Governor in his communication of February eighteenth, one thousand eight hundred and ninety-six,

For Judge of the District Court of the City of Elizabeth—
Edward S. Atwater;

For President Judge of the Courts of Hunterdon County—
H. Burdett Herr;

For Prosecutor of the Pleas of Hunterdon County—
Walter F. Hayhurst;

For Members of the State Board of Taxation—
Albert H. Slape (re-appointed),
Charles C. Black (re-appointed),
Carl Lentz (in place of Theodore P. Hopler);

For Members of the State Board of Assessors—
Robert S. Green (in place of Oliver Kelly),
Stephen J. Meeker (in place of A. R. Kuser),

And in his communication of February nineteenth, one thousand eight hundred and ninety-six,

For Judge of the District Court of the City of Camden—
Charles V. D. Joline;

For Managers of the New Jersey Home for Feeble-Minded Women—
Caroline B. Alexander (re-appointed),
Anna E. Gile (re-appointed);

For District Court Judge of the City of Trenton—
John Rellstab,

And in his communication of March second, one thousand eight hundred and ninety-six,

For Associate Justice of the Supreme Court—
Jonathan Dixon (re-appointed);

For Prosecutor of the Pleas for Warren County—
George A. Angle;

For President Judge of the Court of Common Pleas of Middlesex County (term to begin April 1st, 1896)—

Woodbridge Strong,

Reported favorably upon said nominations, and they were laid over.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 3d, 1896.

At 12 M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Stokes, Thompson (President), Voorhees, Ward, Williams—18.

Mr. Voorhees moved that the nomination of Jonathan Dixon for Associate Justice of the Supreme Court be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of George A. Angle for Prosecutor of the Pleas for Warren county be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Woodbridge Strong for President Judge of the Court of Common Pleas of Middlesex county be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—18.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Charles V. D. Joline, for Judge of the District Court of the city of Camden, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—20.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Caroline B. Alexander and Anna E. Gile, for Managers of the New Jersey Home for Feeble-minded Women, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—19.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees moved that the nomination of John Rellstab, for District Court Judge of the city of Trenton, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—20.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Edward S. Atwater for Judge of the District Court of the city of Elizabeth be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Ward, Williams—20.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of H. Burdett Herr, for President Judge of the Courts of Hunterdon county, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Thompson (President), Voorhees, Ward, Williams—19.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Walter F. Hayhurst, for Prosecutor of the Pleas of Hunterdon county, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Albert H. Slape, Charles C. Black and Carl Lentz, for members of the State Board of Taxation, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees moved that the nomination of Robert S. Green and Stephen J. Meeker, for members of the State Board of Assessors, be now considered,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—21.

In the negative—None.

So the said nomination was declared unanimously confirmed.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 12th, 1896.

At 12.20 P.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Hoffman, Johnson, Ketcham, Kuhl, Parry, Rogers, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 12th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judge of the Court of Errors and Appeals (in place of Clifford Stanley Sims, deceased)—

Charles E. Hendrickson, of Burlington county.

For President Judge of the Court of Common Pleas of Sussex County—

James F. Conklin.

Respectfully,

JOHN W. GRIGGS,

Governor.

Attest:

HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 12th, 1896.

At 4:32 P.M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Parry, Rogers, Staates, Stokes, Thompson (President), Voorhees—13.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees the seals of the communication were broken by the President and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 12th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Members of the State Board of Education—

For the Fifth Congressional District (for the unexpired term of Nicholas Murray Butler, resigned)—

Francis Scott, of Passaic county.

For the Third Congressional District (in place of James Deshler, whose term expires April 1st, 1896)—

Samuel St. John McCutcheon, of Somerset county.

For the Seventh Congressional District (in place of William R. Barriclo, whose term expires April 1st, 1896)—

Otto Crouse, of Hudson county.

For the Sixth Congressional District—

James L. Hays, of Essex county (re-appointed).

Respectfully,

JOHN W. GRIGGS,

Governor.

Attest:

HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 24th, 1896.

At 5:45 P. M. the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson (President), Voorhees, Vreeland, Ward, Williams—19.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 24th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For members of the State Board of Medical Examiners—

E. L. B. Godfrey, of Camden county (re-appointed);
Charles O. Grove, of Essex county, in place of Anthony H. Worthington;
Davis P. Borden, of Passaic county, in place of F. B. Lane.

For State Superintendent of Public Instruction—

Charles J. Baxter, in place of Addison B. Poland, resigned.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest.

HOBART TUTTLE, *Private Secretary.*

The nominations were, under the rules, referred to the Committee on the Judiciary.

On motion of Mr. Voorhees, the Executive Session then arose.

TRENTON, March 26th, 1896.

At 1:15 P. M., the Senate met in Executive Session.

Under the direction of the President, the Secretary called the Senate, when the following Senators appeared and answered the call:

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson, Voorhees, Vreeland, Ward, Williams (President) —20.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMET,
TRENTON, March 25th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judge of the District Court of the city of Orange, under the act approved March 9th, 1877—

Charles B. Storrs.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:

HOBART TUTTLE, *Private Secretary.*

The nomination was, under the rules, referred to the Committee on the Judiciary.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom was referred the above nomination made by the Governor, reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Thompson, Voorhees, Ward, Williams (President)—18.

In the negative—None.

So the said nomination was declared unanimously confirmed.

The President laid before the Senate a sealed communication from the Governor, indorsed "Nominations."

On motion of Mr. Voorhees, the seals of the communication were broken by the President, and the Secretary read as follows:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 25th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For State Commissioner of Public Roads—
Henry I. Budd, of Burlington county.

For Clerk in Chancery—
Lewis A. Thompson, of Somerset County.

For Keeper of the State Prison—
David A. Pell, of Bergen county.

For Inspector of Factories and Workshops—
John C. Ward, of Salem county.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

STATE NEW OF JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 26th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Judges of the Court of Common Pleas, Oyer and Terminer and General Jail Delivery, Orphans' Court and Special Sessions under the act approved March 26, 1896:

Hunterdon County—
H. Burdett Herr.

Middlesex County—
Woodbridge Strong.

Ocean County—
Joseph Holmes Birdsall.

Salem County—
Clement H. Sinnickson.

Sussex County—
James F. Conklin.

Cape May County—
Harry S. Douglass.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
TRENTON, March 25th, 1896.

Hon. Lewis A. Thompson, President of the Senate:

SIR—I hereby nominate for appointment, with the advice and consent of the Senate, as follows:

For Commissioners, under Assembly Joint Resolution No. 2, approved March 25th, 1896—

Abram Lower, of Ocean County;
George B. Fielder, of Hudson Couny;
Amos R. Dease, of Camden County;
John T. Garwood, of Salem County;
E. C. Stahl, of Mercer County.

Respectfully,
JOHN W. GRIGGS,
Governor.

Attest:
HOBART TUTTLE, *Private Secretary.*

Mr. Voorhees, moved that action on the nomination of ex-Senator Lewis A. Thompson, in accordance with customary courtesy, be taken without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees moved that action on the nomination of ex-Senator John C. Ward, in accordance with customary courtesy, be taken without reference,

Which was agreed to.

Upon the question, "Will the Senate advise and consent to the said nomination?" it was decided as follows:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

The remaining nominations were referred under the rule.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twenty-fourth, one thousand eight hundred and ninety-six,

For Members of the State Board of Medical Examiners—

E. L. B. Godfrey, of Camden county (re-appointed);

Charles A. Groves, of Essex county (in place of Anthony P. Worthington);

Davis P. Borden, of Passaic county (in place of F. B. Lane),

Reported favorably upon said nominations, and moved that they be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twenty-fourth, one thousand eight hundred and ninety-six,

For State Superintendent of Public Instruction—

Charles J. Baxter, in place of Addison B. Poland, resigned,

Reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twenty-sixth, one thousand eight hundred and ninety-six,

For Judges of the Court of Common Pleas, Oyer and Terminer and General Jail Delivery, Orphans' Court, and Special Sessions, under the act approved March twenty-sixth, one thousand eight hundred and ninety-six—

For Hunterdon county, H. Burdette Herr;

For Middlesex county, Woodbridge Strong;

For Ocean county, Joseph Holmes Birdsall;

For Salem county, Clement H. Sinnickson;

For Sussex county, James F. Conklin;

For Cape May county, Harry S. Douglass;

Reported favorably upon said nominations, and moved that they be now confirmed.

Upon the question "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—18.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twenty-fifth, one thousand eight hundred and ninety-six,

For Commissioners under Joint Resolution No. 2, approved March twenty-fifth, one thousand eight hundred and ninety-six—

Abram Lower, of Ocean county;

George B. Fielder, of Hudson county;

Amos R. Dease, of Camden county;

John T. Garwood, of Salem county;

E. C. Stahl, of Mercer county;

Reported favorably upon said nominations, and moved that they be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twelfth, one thousand eight hundred and ninety-six,

For Members of the State Board of Education:

For the Fifth Congressional District (for the unexpired term of Nicholas Murray Butler, resigned)—

Francis Scott, of Passaic County;

For the Third Congressional District (in place of James Deshler, whose term expires April 1st, 1896)—

Samuel St. John McCutcheon, of Somerset county;

For the Seventh Congressional District (in place of William R. Barriclo, whose term expires April 1st, 1896)—

Otto Crouse, of Hudson county;

For the Sixth Congressional District—

James L. Hayes, of Essex county, re-appointed,

Reported favorably upon said nominations, and moved that they be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nominations?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—16.

In the negative—None.

So the said nominations were declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom were referred the nominations made by the Governor in his communication of March twenty-fifth, one thousand eight hundred and ninety-six,

For State Commissioner of Public Roads—

Henry I. Budd, of Burlington county,

Reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and naye were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom was referred the nomination made by the Governor in his communication of March twenty-fifth, one thousand eight hundred and ninety-six,

For Keeper of the State Prison—

David A. Pell, of Bergen county,

Reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Packer, Parry, Rogers, Ross, Skirm, Staates, Stokes, Voorhees, Vreeland, Williams (President)—17.

In the negative—None.

So the said nomination was declared unanimously confirmed.

Mr. Voorhees, Chairman of the Committee on the Judiciary, to whom was referred the nomination made by the Governor in his communication of March twelfth, one thousand eight hundred and ninety-six,

For Judge of the Court of Errors and Appeals (in place of Clifford Stanley Sims, deceased)—

Charles E. Hendrickson, of Burlington county;

Reported favorably upon said nomination, and moved that it be now confirmed.

Upon the question, "Will the Senate advise and consent to the said nomination?" the ayes and nays were taken, with the following result:

In the affirmative were—

Messrs. Bradley, Daly, Engle, Gould, Herbert, Johnson, Ketcham, Kuhl, Packer, Rogers, Ross, Skirm, Staates, Stokes, Thompson, Voorhees, Ward, Williams (President)—18.

In the negative were—

Messrs. Parry, Vreeland—2.

So the said nomination was declared confirmed.

On motion of Mr. Voorhees, the Executive Session then arose.

HENRY B. ROLLINSON,
Secretary.

INDEX.

(899)

Order of Arrangement.

1. Senate Bills.
2. Senate Joint Resolutions.
3. Senate Concurrent Resolutions.
4. Assembly Bills.
5. Assembly Joint Resolutions.
6. Assembly Concurrent Resolutions.
7. Resolutions.
8. Communications.
9. Committees.
10. General Index.
11. Index of Executive Sessions.

Senate Bills.

1 An act entitled "An act relative to statutes," approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—45, 64, 126, 227, 229.

2 to grant and release the title and interest of the people of the State of New Jersey in and to certain real estate of which Henofoefa Huebsch died seized, in the city of Rahway, in the county of Union—45, 131, 225, 257, 509, 530, 554, 556, 729, 814.

3 entitled "A further supplement to an act entitled 'An act concerning townships and township officers,'" approved April twenty-first, one thousand eight hundred and seventy-six, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four. A supplement to—46, 127, 228, 257, 679, 684.

4 relative to the purchase of lands for school purposes, and the erection of school buildings thereon, in townships of this state containing more than fifteen thousand inhabitants—46, 231, 346, 439, 477.

5 to authorize any township of this state, now or hereafter having by any federal or state census, fifteen thousand inhabitants, to purchase land and erect thereon a suitable building for township purposes—46, 225, 347, 544, 582.

6 relative to the opening, widening, vacating or straightening of streets in certain townships in this state—46, 487, 495, 591, 712, 761.

7 entitled "An act authorizing the issuance of tax arrearage bonds in townships," approved May ninth, one thousand eight hundred and ninety-four. A supplement to—46.

8 entitled "An act relative to the establishment of sinking funds and the appointment of commissioners therefor in certain townships of this state," approved April thirtieth, one thousand eight hundred and ninety-four. A supplement to—46, 131, 225, 268, 544, 581.

9 to further provide for the formation of a quorum in the boards of trustees of incorporated orphan asylums—46, 131, 225, 233, 586, 602.

10 for the consideration of a general system of drainage for the valley of the Passaic river, and the prevention of the pollution thereof—47.

11 entitled "An act relative to sale of lands under a public statute or by virtue of any judicial proceedings" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—47, 125, 131, 233, 324, 357, 389, 406.

12 concerning the compensation of the clerk of the supreme court—47.

13 concerning the compensation of the clerk in chancery—47.

14 to repeal a supplement to an act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six, said supplement approved March twenty-second, one thousand eight hundred and ninety-five—47, 786.

15 An act to cede jurisdiction to the United States of America over certain lands in the county of Bergen and state of New Jersey, to be occupied as a military and national park, upon the Palisades of the Hudson, and for the purposes herein specified—47, 281, 284, 295, 418, 427.

16 to amend an act entitled "An act concerning public roads and parks and creating boards for the control and management of the same, approved March first, one thousand eight hundred and ninety-three," and a supplement to said act—47, 270, 285, 544, 582.

17 to amend an act entitled "An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people and providing for the government and powers of such cities," approved March twenty-second, one thousand eight hundred and ninety-five—48, 129, 233, 325, 357, 360, 402, 403, 416.

18 concerning the appropriation for a state reformatory—61, 132.

19 entitled "An act concerning savings banks," approved April twenty-first, one thousand eight hundred and seventy-six. A supplement to—61, 130, 256.

20 to enable cities in this state to improve and repair water-works, extend the water-supply, and to issue bonds for the payment thereof—61, 129, 257, 490, 499, 533, 581, 710.

21 to amend an act entitled "An act respecting hospitals for the insane and the admission of indigent patients thereto," approved March twenty-second, one thousand, eight hundred and ninety-five—61, 425, 428, 536, 712, 761.

22 to amend an act entitled "An act for the classification of cities of this state for the purpose of municipal legislation in relation thereto," approved March fourth, one thousand eight hundred and eighty-two—61, 129, 130, 296.

23 respecting arrears of taxes and assessments in towns, townships and boroughs, and sales for such arrears—61, 479, 492, 540, 610, 808, 815.

24 in relation to certain public sales of land heretofore made and confirmed—62, 131, 225, 258, 586, 602.

25 to authorize the school trustees of any school district, or the board of education of any municipality, to sell real property owned by them, and vesting a valid title thereto in the purchases free from uses for school purposes—62, 131, 230, 231, 277.

26 entitled "An act concerning executors and the administration of intestates' estates" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A further supplement to—62, 293, 315, 469.

27 entitled "An act to encourage the establishment of mutual loan, homestead and building associations," approved April ninth, one thousand eight hundred and seventy-five. A supplement to—62, 221, 222, 445, 447, 502.

28 to regulate the use of bicycles, tricycles and similar vehicles, and to require uniformity of ordinances affecting the same—62, 263, 266, 297, 371, 392.

29 entitled "An act to provide for the census or enumeration of the inhabitants of this state," approved April seventh, one thousand eight hundred and eighty-five. A supplement to—62, 236, 256, 269, 418, 427, 482, 540, 575.

30 An act to repeal "An act authorizing courts in this state to give the same force and effect to depositions taken stenographically by officers of such courts as if the same were signed by the witnesses," approved May ninth, one thousand eight hundred and ninety-four—63, 132, 226, 256, 712, 761.

31 to create and maintain a sinking fund in cities of the fourth class in this state for the redemption and cancellation of their bonds and other funded indebtedness—63, 785.

32 to authorize cities of the fourth class to accept a dedication of lands on or near the beach or ocean front, and to regulate the use thereof; to construct thereon elevated walks, pavilions, stairs and other structures, and to improve, maintain or remove the same; to provide the money necessary therefor; to cause inclined approaches to such elevated structures within the lines of any street sidewalk to be constructed and maintained by abutting owners; to vacate any lands so dedicated and accepted—63, 785.

33 entitled "An act to authorize cities in this state on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front; to grade and otherwise improve the same; to provide the money necessary therefor, and to regulate the use thereof," approved April sixth, one thousand eight hundred and eighty-nine. A further supplement to—63, 785.

34 to ascertain the rights of the state in certain of the waters of the state, and to provide for furnishing a state water-supply to the municipalities thereof, and to create a state water board empowered to construct and maintain works for that purpose.

35 entitled "An act to provide for the purchase of sites for the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement," approved March twenty-third, A. D. one thousand eight hundred and eighty-eight. A further supplement to—64, 223, 226.

36 to establish a village for epileptics and to provide an appropriation therefor—64, 270, 283, 300, 636, 766, 811.

37 for the propagation and protection of game and game fish, and to provide for the appointment of game commissioners in the several counties of this state, to define their duties and to repeal the charters of game protective societies and associations—336, 470, 587, 591, 684.

38 relating to the designation of official papers in cities of the first class in this state—123, 561.

39 to repeal an act entitled "An act to authorize the election of a city treasurer in cities of the second class for a longer term than two years," approved March seventeenth, one thousand eight hundred and ninety-one—123, 786.

40 to repeal an act entitled "An act to authorize the election of a city treasurer in cities of the second class for a longer term than one year," approved April fourth, one thousand eight hundred and eighty-nine—123, 786.

41 relating to township elections and fixing the terms of officers elected thereat"—123.

42 for the relief of Morris Ford, Lewis Ford and Asa Ford"—123, 228, 231, 264, 325, 357, 361.

43 An act to alter and change the territorial area of the township of Randolph, in the county of Morris, by taking therefrom all that part of said township which is included within the corporate limits of the town of Dover"—123, 232, 234, 263, 371, 392.

44 entitled "A supplement to the act approved May sixth, one thousand eight hundred and eighty-seven, entitled 'An act to amend an act entitled "A supplement to an act entitled 'An act for the incorporation of safe deposit and trust companies,' "' " approved April twentieth, one thousand eight hundred and eighty-five, which supplement was approved March thirteenth, one thousand eight hundred and eighty-eight. A further supplement to—123, 227, 228, 258.

45 entitled "A further supplement to an act entitled 'An act to encourage the improvement of real property in this state' " (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—124, 785.

46 to amend an act entitled "An act for the classification of counties of this state for all purposes of legislation in relation thereto," approved February seventh, one thousand eight hundred and eighty-three—124, 236, 256, 269, 544, 581.

47 to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same—124, 327, 344, 396.

48 relating to steam heat and power companies—125, 222, 315, 396, 767, 773, 791, 810.

49 relative to corporations for the holding of agricultural fairs and exhibitions—125, 222, 315, 396, 767, 773, 791, 810.

50 entitled "An act to provide for the imposition of state taxes upon certain corporations and for the collection thereof," approved April eighteenth, one thousand eight hundred and ninety-four. A further supplement to—125, 222, 315, 382, 767, 773, 791, 810.

51 relative to the expense of investigating corporations delinquent in making returns—125, 222, 315, 347, 767, 772, 791, 810.

52 respecting railroads and canals (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—125, 222, 315, 348, 767, 772, 791, 810.

53 relating to electric light, heat and power companies—125, 222, 315, 348, 767, 772, 791, 810.

54 to repeal sundry acts relative to corporations—125, 222, 316, 396, 767, 771, 791, 810.

55 entitled "An act to authorize and regulate the business of banking" (Revision), approved April ninth, one thousand eight hundred and seventy-five. A supplement to—125, 222, 316, 349, 771, 792, 810.

56 concerning corporations (revision of one thousand eight hundred and ninety-six)—125, 222, 272, 497, 580, 766, 812.

57 to release and convey the title and interest of the State of New Jersey and of the people thereof in and to certain real estate in the township of Acquackanock, in the county of Passaic, of which Celestine Aimee Tronchon, also known as Marie Aimee, died seized—125, 429, 566, 572, 650, 685.

58 to repeal an act entitled "An act relating to vacancies in the office of alderman or common councilman or in boards of aldermen or common councils in the cities of the first class in this state," passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of aldermen or common

councilmen or members of boards of aldermen or common councils in cities of the first class in this state appointed under the said act—128, 231, 264, 325, 357.

59 An act to repeal an act entitled "An act relating to vacancies in the office of school commissioners or in boards of education in the cities of the first class in this state," passed June thirteenth, one thousand eight hundred and ninety-five, and relating to the terms of office of school commissioners or members of boards of education in cities of the first class in this state appointed under the said act—128, 264, 266, 275, 352, 418, 427.

60 to repeal an act entitled "An act to incorporate the West Jersey Game Protective Society," approved April third, anno domini one thousand eight hundred and seventy-three, and certain amendments and supplements thereto—128, 476, 480, 502, 586, 602.

61 to prevent the wearing in the public schools of this state by any of the teachers thereof of any dress, insignia marks or emblems indicating the fact that such teacher is an adherent or member of any religious order, sect or denomination, and imposing a fine upon the board of education of any public school or schools permitting the same—128, 236, 265.

62 to regulate the manufacture of flour and meal-food products—219, 395, 408, 446, 596, 685.

63 to authorize cities of this state located on or near the Atlantic ocean to lay out, construct, repair or enlarge, and maintain boardwalks or other sidewalks and streets and public places along the sea front embraced within their limits or jurisdiction, and to erect and maintain pavilions along the ocean front, to acquire property therefor for the accommodation and enjoyment of the public, and to provide means for the payment thereof, and directing the disposition of moneys so provided—219, 277, 283, 297, 334, 357, 393, 398, 414, 439, 477.

64 entitled "An act concerning boroughs," approved March twenty-eighth, one thousand eight hundred and ninety-two. A supplement to—219, 263, 266, 284.

65 to authorize cities and incorporated towns to construct and maintain a system of sewers or a system of sewers and drains, and to provide for the payment and cost thereof—219, 358, 376, 483, 719, 726, 792, 810.

66 enlarging the powers of policemen—219, 268, 296.

67 respecting the fees, compensation and allowance of the assessors and collectors of taxes in certain townships, cities and towns corporate—220, 604, 621, 703, 793, 812.

68 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A further supplement to—220, 784.

69 entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—220, 277, 283, 337, 418, 427.

70 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A further supplement to—220, 298, 360, 397, 544, 581.

71 to authorize grading, paving, curbing and repairing sidewalks in boroughs of this state, and to provide for the collection of the costs of the same—220, 391, 408, 438, 792, 804, 812.

72 to permit fishing, gunning and hunting upon certain lands within this state—220, 639, 660, 704.

73 An act conferring easements and confirming titles already vested—220.

74 to reduce the number of judges necessary to constitute or hold the inferior courts of common pleas, courts of oyer and terminer and general jail delivery, orphans' courts, courts of general quarter sessions of the peace and special sessions in the several counties of this state, and provide for the appointment of the judges of said courts—221, 510, 532, 578, 755, 784.

75 entitled "A further supplement to an act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, which further supplement was approved March twenty-seventh, one thousand eight hundred and ninety-three. An amendment to—221, 476, 480, 542, 712, 761.

76 to repeal an act entitled "A further supplement to an act entitled 'An act to regulate fees,' approved April fifteenth, one thousand eight hundred and forty-six," which supplement was approved May third, one thousand eight hundred and eighty-nine—221.

77 to repeal an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to incorporate trustees of religious societies,"'" approved April ninth, one thousand eight hundred and seventy-five, which supplement was approved April fourth, one thousand eight hundred and ninety-one, which amendatory act was approved May twenty-second, one thousand eight hundred and ninety-four—221, 312, 317, 348, 586, 602.

78 entitled "An act concerning inns and taverns" (Revision), approved April seventeenth, one thousand eight hundred and forty-six. A supplement to—224, 308.

79 entitled "An act providing for the establishment of schools for industrial education," approved March twenty-fourth, one thousand eight hundred and eighty-one. A supplement to—227, 284, 295, 545, 581.

80 entitled "A supplement to an act entitled 'An act regulating proceedings in criminal proceedings,'" approved March twenty-fourth, one thousand eight hundred and ninety-two. A supplement to—228, 786.

81 relative to fences—228.

82 concerning by-roads and by-ways—228.

83 relative to contracts by private corporations or persons to supply cities with water—229, 786.

84 to prohibit the granting or conveying of lands of the state now or heretofore under tide-water—230.

85 permitting certain equitable defences and set-offs in district courts established by general or special statutes—230.

86 extending the provisions of an act entitled "An act to provide for the establishment of a commission of public instruction in cities of the second class in this state whose population now exceeds or hereafter may exceed fifty thousand," passed March tenth, one thousand eight hundred and eighty-two, to cities of the second class whose population now exceeds or hereafter may exceed nineteen thousand—230, 270, 273, 333, 344, 380, 650, 762.

87 to amend an act entitled "An act respecting executions," approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision)—231, 785.

88 respecting the granting of license to sell spirituous, vinous or malt or brewed liquors in certain places in this state—237, 273, 285, 439, 477.

89 An act to amend an act entitled "A supplement to an act entitled 'An act to authorize the establishment of free public libraries in this state,'" approved April first, one thousand eight hundred and eighty-four, approved March twenty-first, one thousand eight hundred and ninety-five—237, 284, 295, 301, 314, 324, 381, 514, 539.

90 entitled "An act concerning the condemnation of lands," approved May fifteenth, one thousand eight hundred and ninety-four. A supplement to—237, 321, 352, 439, 477.

91 entitled "An act concerning roads" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—238, 273, 274, 331, 488, 495, 651, 685.

92 providing for the working, amending, repairing and keeping in order of public roads, streets and highways adjoining and forming the boundary line between two municipalities—238, 273, 274, 347, 580, 793, 812.

93 relating to sewage disposal and the purification of rivers used for public water-supply—238, 786.

94 to provide for the cash surrender of one-half the amount of premiums paid on life-insurance policies under certain conditions —238, 786.

95 in relation to the tolls or rentals charged by telephone companies in cities of the first class—238.

96 entitled "An act to ascertain the rights of the state and riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the state," approved April eleventh, one thousand eight hundred and sixty-four. A supplement to—238, 296.

97 to amend an act entitled "An act to regulate the practice of law before any law or president judge of the inferior court of common pleas or county judge," approved March twenty-fifth, one thousand eight hundred and ninety-five—239, 785.

98 for the consideration of a general system of sewage disposal for the valley of the Passaic river, and the prevention of the pollution thereof—239, 273, 274, 285, 336, 357.

99 to amend chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-five, entitled "An act to amend an act entitled 'An act to enable certain municipal corporations of this state to raise increased sums of money for public purposes,'" approved February twenty-second, one thousand eight hundred and eighty-eight—239, 315, 317, 349.

100 entitled "An act to provide for the permanent improvement of the public roads of this state," approved March twenty-second, one thousand eight hundred and ninety-five. Supplement to—238, 277, 283, 328.

101 to establish a state board of animal industry, and to provide for the regulation, control and suppression of contagious and infectious diseases of domestic animals—239, 273, 274, 345.

102 to repeal an act entitled "A supplement to an act entitled 'An act to establish a system of public instruction' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which supplement was approved March twenty-second, one thousand eight hundred and ninety-five, and is Chapter CCLIII of the laws of one thousand eight hundred and ninety-five—239, 328, 338, 367, 514.

103 entitled "An act concerning juries" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A further supplement to—255.

104 An act to amend an act entitled "An act concerning naturalization in courts of this state, and establishing uniform fees of clerks and judges in naturalization cases," passed March twenty-sixth, one thousand eight hundred and ninety-five—255, 320, 324, 368, 808, 815.

105 concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder—255, 300, 303, 318, 514, 538.

106 respecting cities of the first class and respecting the publication of ordinances, notices and other matters required by law to be published in newspapers therein—255, 429, 499, 679, 684.

107 entitled "An act to provide for the organization of the New Jersey home for disabled soldiers," approved April fourth, one thousand eight hundred and sixty-six. A supplement to—260, 291, 317, 350, 650.

108 providing for the appropriation of funds for the improvement of the state reform school for boys—260, 324, 338, 430, 808, 813.

109 to authorize the dissolution of railroad corporations under certain circumstances—262, 282, 284, 304, 371, 392.

110 to govern the care of destitute children—262, 802.

111 to change the boundary line between the townships of West Amwell and Delaware, in the county of Hunterdon—262, 293, 323, 439, 478.

112 for the better protection of travelers, pedestrians, vehicles and animals on the public streets and highways—262, 315, 317, 350, 587, 611, 762.

113 entitled "An act for the formation of borough governments," approved April fifth, one thousand eight hundred and seventy-eight. A further supplement to—262.

114 to authorize any city of this state to change, alter or vacate any street, avenue, lane or alley within the limits and jurisdiction of any such city—265, 303, 338, 377, 484.

115 entitled "An act to regulate the practice of the courts of law" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A further supplement to—265, 359, 376, 401, 719, 727, 813.

116 entitled "An act concerning evidence" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—265, 360, 376, 402, 719, 727, 813.

117 concerning the enforcement of the health code and ordinances and regulations of the local boards of health in cities of this state—265, 277, 303, 333, 533, 569, 762.

118 entitled "An act to prevent deception in the sale of oleomargarine, bucterine, or any imitation of dairy products, and to preserve the public health," approved March twenty-second, one thousand eight hundred and eighty-six. A supplement to—267, 323, 339, 345, 388, 434, 468, 512, 583.

119 respecting the fees of the clerk of the supreme court and of the clerk in chancery, and providing salaries for such clerks—271, 291, 293, 319, 418, 427.

120 to amend an act entitled "A supplement to an act entitled 'An act concerning the appointment of commissioners of assessment of taxes in certain cities,'" approved April third, one thousand eight hundred and eighty-nine, which supplement was approved April fifteenth, one thousand eight hundred and ninety—271, 290, 303, 332.

121 An act respecting the compensation of the chancellor, vice-chancellors and the justices of the supreme court—271.

122 to protect fish in the inland tide waters of this state—271.

123 to regulate fishing with pound nets within three miles of the ocean coast line of this state and to require a license for the erection and maintenance of such pound nets—271.

124 for the protection of lobsters—271.

125 to regulate fishing by steam and other vessels with shirred or purse seines in the waters of the State of New Jersey and to require a license for such fishing—271, 388, 404, 468, 496, 712, 762.

126 to provide for the appointment of deputy fish and game wardens —271, 404, 492, 536, 713, 761.

127 to amend an act entitled "A further supplement to an act for the appointment of commissioners for the better protection of the fishing interests of the State of New Jersey," approved March seventeenth, one thousand eight hundred and seventy, which supplement was approved May fifteenth, one thousand eight hundred and ninety-four—271, 404, 535, 809, 815.

128 for the protection of certain kinds of birds, game and fish—271, 438, 481, 632, 636.

129 to provide a procedure for enforcing all laws relative to the protection of fish, game and birds—272, 565, 566, 716.

130 to provide means for the payment of expenses and services of fish and game wardens—272, 404, 512.

131 to provide means to increase the fish production of the waters of this state—272, 520, 611.

132 to provide for the election of collectors or receivers of taxes in certain cities of this state and to prescribe their duties and limit their compensation—272, 785.

133 concerning the construction of water works for the purpose of supplying cities, boroughs, villages, towns and townships of this state—272, 588, 604, 672, 793, 812.

134 to amend an act entitled "An act for the limitation of actions" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—272, 360, 389, 438, 650, 686.

135 entitled "A general act concerning taxes," approved March nineteenth, one thousand eight hundred and ninety-one. A supplement to——272, 300, 303, 333.

136 entitled "An act to authorize cities in this state located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to lay out and open streets and drives, and construct public walks along and upon the beach or ocean front, to grade and otherwise improve the same, to provide the money necessary therefor, and to regulate the use thereof," approved April sixth, one thousand eight hundred and eighty-nine. A further supplement to—279, 290, 291, 294, 318, 320.

137 to increase the powers of boards of commissioners in all incorporated towns in this state where the governing power has been committed to a board of commissioners elected annually by the legal voters of such town, and also to authorize the raising of money by taxation to defray certain expenses to be incurred in carrying on the government of such town—280, 317, 403, 502, 651, 685.

138 entitled "An act concerning corporations," approved April seventh, in the year one thousand eight hundred and seventy-five. A further supplement to—280, 316, 552.

139 An act entitled "An act for the organization of the national guard of the state of New Jersey," approved March ninth, one thousand eight hundred and sixty-nine, and the various amendments thereto. A supplement to—280, 312, 316, 330.

140 to set over a portion of Clayton township into Monroe township, and to set over a portion of Clayton township into Clayton borough—280.

141 entitled "An act respecting the opening, widening, extending or otherwise improving of streets, avenues and public highways in cities of the first class in this state and providing for the payment of the same; and further providing that the assessments upon property for special benefits shall be payable in full or in installments at the option of the property owners, approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—280, 303, 316, 350, 439.

142 entitled "An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein," approved April seventh, one thousand eight hundred and eighty-eight. A further supplement to—281, 312, 316, 351, 538.

143 for the better preservation of the early records of the state of New Jersey, passed March twenty-ninth, one thousand eight hundred and seventy-two. A further supplement to—281, 786.

144 for the formation or re-organization and government of boroughs —281.

145 to provide a method of procedure for the condemnation of lands required for public highways or sewers, and providing for the payment of the expenses thereof, in towns, villages, boroughs, and in municipalities governed by a board of commissioners or improvement commissions—282, 307, 316, 397, 792, 798, 804, 812.

146 to amend an act entitled "An act to enable towns, villages and municipalities governed by boards of commissioners or improvement commissions to construct sewers through tide-water creeks or water courses within their corporate limits," approved March sixth, A. D. one thousand eight hundred and ninety-five—282, 307, 316, 351, 586, 603.

147 entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—282.

148 entitled "An act to prescribe the notice to be given of applications to the legislature for laws when notice is required by the constitution," approved January twenty-sixth, A. D. one thousand eight hundred and seventy-six. A further supplement to—282, 360, 388, 443.

149 to amend an act entitled "An act to regulate the practice of courts of law" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—282, 409, 417, 447, 467, 506, 711, 814.

150 relative to the arbitration of the claims of William Brumaker against the state of New Jersey—284, 303, 331, 439, 478, 482, 501, 505, 533, 581.

151 consenting to the lease of the New York and Greenwood Lake railway to the Erie railroad company—287, 299, 384, 496, 504, 579, 594, 651, 685.

152 concerning railroad corporations of an adjoining state having lines of railroad connecting with lines lying within this state, against which corporations a decree of foreclosure and sale has been or shall be entered and executed—287, 299.

153 An act to legitimate children born out of lawful wedlock—289, 408, 428, 484.

154 entitled "An act respecting the orphans' court, and relating to the power and duties of the ordinary and the orphans' court and surrogates." A supplement to—289, 377, 420, 711, 814.

155 to amend an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—290.

156 to amend "An act concerning roads" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—293.

157 to amend an act entitled "An act to amend the law relating to the property of married women" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—293, 315, 316, 390, 712, 814.

158 entitled "An act to provide for the reconstruction of main outlet sewers heretofore constructed at the joint expense of the two cities," approved March eighteenth, one thousand eight hundred and ninety. A supplement to—301, 312, 338, 339, 382.

159 to enable cities of the second class in this state to repave streets and to issue bonds in payment therefor—301, 312, 316, 339, 382, 514, 538.

160 authorizing and directing the state board of health to make examinations and report upon plans for the purification of rivers and river-valleys in the state where such purification is requisite for the protection of public water-supplies and the public health—301, 785.

161 entitled "An act relating to sales of land under a public statute and by virtue of any judicial proceeding" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, and the supplements thereto. A further supplement to—301, 331, 339, 379.

162 entitled "An act to incorporate the Hackensack improvement commission," approved April first, one thousand eight hundred and sixty-eight. A further supplement to—302, 360, 397, 545, 581, 665.

163 to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi in said county—302, 360, 383, 545, 581, 666.

164 to amend an act entitled "An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default," approved March third, one thousand eight hundred and forty-eight—302, 409, 417, 485.

165 to repeal section twenty-seven of an act entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four, and is Chapter CCCXXXV of the Laws of one thousand eight hunered and ninety-four—302, 329, 338, 366, 545, 581.

166 to repeal an act entitled "An act respecting hospitals for the insane and the admission of indigent patients thereto," approved March twenty-second, one thousand eight hundred and ninety-five—302.

167 entitled "A supplement to an act entitled 'An act for the formation and government of boroughs,'" approved April second, one thousand eight hundred and ninety-one, which supplement was passed February twenty-eighth, one thousand eight hundred and ninety-three. A supplement to—303.

168 An act to repeal an act entitled "An act to create a council of state charities and correction," approved March twenty-third, one thousand eight hundred and eighty-three—308, 345, 346, 347, 379, 793, 812.

169 to authorize the boards of chosen freeholders in counties of the second class to acquire lands for approaches to bridges and to acquire lands to widen approaches to bridges and to grade and maintain the same—308, 487, 496.

170 respective to granting of licenses to keep an inn or tavern, or to sell spirituous, vinous, malt or brewed liquors in quantities less than a quart—308, 487.

171 providing for the pensioning of firemen in certain cities of this state—308, 422, 425, 512, 570, 767, 770, 814.

172 to protect shade, ornamental and fruit trees from injury by horses, mules and other animals—308, 330, 339, 379, 755, 760, 792, 810.

173 entitled "An act to incorporate the chosen freeholders in the respective counties of the state," approved April sixteenth, one thousand eight hundred and forty-six. A further supplement to—308, 521.

174 to prevent fraud by the employers of labor other than incorporated companies—309, 351, 360.

175 entitled "Supplement to an act entitled 'An act to regulate elections'" (Revision), approved April eighteenth, one thousand eight hundred and seventy-six, said supplement approved March twenty-fifth, one thousand eight hundred and eighty-one. A supplement to—309, 784.

176 to amend an act entitled "An act authorizing any town, township or borough, or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city after a vote of the people, and providing for the government and powers of such city," approved March twenty-second, one thousand eight hundred and ninety-five—309, 479, 492, 550.

177 in regard to the employment of honorably discharged soldiers and sailors of the United States having served in the rebellion, by county, city or municipal boards—309, 370, 376, 421, 514, 538, 610, 613.

178 to amend section thirteen of an act entitled "An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment," passed March thirtieth, one thousand eight hundred and eighty-six—309, 341, 346, 390, 586, 603, 661.

179 relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body—310, 341, 346, 394, 530, 548, 651, 685.

180 entitled "An act to organize the board of chosen freeholders in each of the counties of this state, having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants," passed May ninth, one thousand eight hundred and ninety-four. A further supplement to—310, 341, 346, 390, 428, 485, 786.

181 to regulate the construction, operation and maintenance of street railroads in this state—310, 468, 564, 588, 594, 625, 720, 730, 765.

182 relating to street railroads—310, 429, 498, 564, 594, 626, 765, 814.

183 An act to amend an act entitled "An act to provide for erection of monuments commemorative of the services of the soldiers and sailors of the late war and authorizing appropriations for such purposes," approved May ninth, one thousand eight hundred and eighty-nine—310, 370, 389, 469.

184 concerning the practice in courts of law—310.

185 regulating the time within which annual reports shall be filed with the commissioner of banking and insurance and regulating the annual report to be made by such commissioner—310, 332, 365, 678, 811.

186 relative to promissory notes—310, 492, 511, 626.

187 relative to the residence of directors and officers of corporations in this state—311, 394, 444, 587, 603.

188 to amend an act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six—311, 548.

189 entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March thirty-first, one thousand eight hundred and ninety. A further supplement to—311, 445, 447, 549.

190 entitled "A further supplement to an act entitled 'An act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplemental act was approved April eleventh, one thousand eight hundred and sixty-seven. A supplement to—311, 446, 447, 548.

191 to amend an act entitled "An act to provide for the permanent improvement of public roads in this state," approved March twenty-second, one thousand eight hundred and ninety-five—311, 375, 376, 409, 587, 603.

192 to prevent prize-fighting—311, 376, 421.

193 entitled "An act to authorize the formation of traction companies for the construction and operation of street railways or railroads operated as street railways and to regulate the same," approved March fourteenth, one thousand eight hundred and ninety-three. A supplement to—318, 428, 497, 596, 685.

194 exempting from taxation persons who served in the military or naval forces of the United States during the war with Mexico—320, 343, 346, 378, 545, 582, 661.

195 to abolish the office of township committee in townships wherein there now or hereafter may exist any town, village, or any municipality goverened by a board of commissioners or improvement commission, the boundaries or territorial limits of which are coextensive with those of the said township, and conferring upon the governing body thereof all the powers, duties, privileges and liabilities of the township committee so abolished—321, 387, 407, 496, 651, 685.

196 entitled "An act to provide for the permanent improvement of public roads in this state," approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—321, 387, 399, 511, 533.

197 entitled "An act relative to the formation of surety companies and regulating surety companies doing business in this state," approved March twentieth, one thousand eight hundred and ninety-five. An amendment to—321, 410, 428, 543.

198 An act entitled "A bill providing for the founding of a state institution for the instruction and maintenance of indigent deaf-mutes, to be known as the state institution for the deaf and dumb," approved March thirty-first, one thousand eight hundred and eighty-two. A further supplement to—323, 389, 469, 679, 684.

199 concerning cities—329, 416, 525, 786.

200 to provide for a proper system of ventilating, heating and electric lighting the buildings of the State normal school—329, 389, 411, 496, 587, 603.

201 to provide for additional accommodations and necessary repairs and improvements to the grounds and buildings of the New Jersey school for deaf-mutes—329, 411.

202 enlitled "An act to amend an act entitled 'An act to provide a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four. A supplement to—329.

203 entitled "An act regulating proceedings in criminal cases" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—329.

204 to repeal an act entitled "A general act concerning taxes"—329, 522, 532, 626, 793, 810.

205 entitled "An act for the formation and government of villages," approved February twenty-third, one thousand eight hundred and ninety-one. A further supplement to—330, 376, 377, 420, 712, 814.

206 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A further supplement to—330, 449, 566, 731.

207 entitled "A supplement to an act entitled 'An act to provide for the appointment of police justices in cities of the first class,' passed May eighteenth, one thousand eight hundred and ninety-four," approved March seventh, one thousand eight hundred and ninety-five. A supplement to—330, 449, 468, 543, 596, 686.

208 to amend an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—332, 445, 480, 522, 534, 574, 583, 595.

209 to amend an act entitled "An act to permit and allow firms and individuals, not less than twenty in number under each organization, to insure others against loss or damage by fire and lightning, and to underwrite policies of insurance issued therefor under the Lloyd's form," approved March twenty-fifth, one thousand eight hundred and ninety-five, and to prohibit the transaction of the business of insurance in this state by individuals, except as provided in said act—332, 583, 605, 679, 684.

210 giving the state commissioner of public roads a fixed salary instead of per diem pay, and limiting the expenses connected with the office—337, 422, 664, 762.

211 to provide for music for the public parks and other public places to which the people resort for pleasure, recreation and amusement in the boroughs of this state—342, 394, 409, 545, 582.

212 to repeal an act entitled "A supplement to the act entitled 'An act to incorporate the Hudson Land and Improvement Company,'" passed the twenty-first day of February, anno domini one thousand eight hundred and thirty-eight—343, 370, 376, 483, 786.

213 An act to appoint a commission for the proper distribution of an historical work entitled "New Jersey, her history, her religious denominations, her institutions, her industries, her antiquities and her public men"—343, 495, 512, 570, 720, 766, 811.

214 to amend an act entitled "An act to establish and maintain a state museum," approved March twentieth, one thousand eight hundred and ninety-five—359, 394, 445, 506, 596, 686.

215 to regulate the supply of pure and wholesome water to the inhabitants and consumers of water in cities of this state—359, 370, 376, 483, 554, 557, 787.

216 to amend an act entitled "An act to more fully carry out and put in force the true intent and purposes of the supplement to an act of congress of August thirtieth, one thousand eight hundred and ninety, and the acts of the legislature of New Jersey of March twenty-fourth, one thousand eight hundred and eighty-one, and the manual training act of one thousand eight hundred and eighty-eight," passed May twenty-fifth, one thousand eight hundred and ninety-four—361, 495, 512, 554, 712, 761.

217 entitled "An act authorizing the establishment of hospitals in cities of this state," approved February twenty-third, one thousand eight hundred and eighty-three. A further supplement to—363, 780.

218 concerning the extraordinary legal remedies—363, 563.

219 entitled "An act concerning boroughs," approved March twenty-eighth, one thousand eight hundred and ninety-two. A supplement to—369, 401, 408, 469, 587, 603.

220 respecting policies of life insurance—369, 394, 550, 712, 761.

221 to amend an act entitled "A supplement to an act entitled 'An act to amend the laws relating to the property of married women,'" approved the twenty-seventh day of March, one thousand eight hundred and seventy-four, approved April fifth, one thousand eight hundred and seventy-five—369, 436, 438, 511, 531, 596, 686.

222 relating to poorhouses owned or maintained by townships and providing for the representation of new townships in the management thereof—370, 407, 499, 679, 685.

223 to provide for the requirement of turnpike roads for free public use—370.

224 to authorize borough commissions to purchase lands, erect and maintain buildings thereon for borough purposes and issue bonds for the payment of the same—375.

225 entitled "An act determining what newspapers shall be qualified to publish legal notices and proceedings," passed June thirteenth, one thousand eight hundred and ninety-five. A supplement to—375, 698, 718, 722, 810.

226 to regulate the awarding of contracts for work and material and the purchase of personal property in cities of the first class in this state—377, 410, 468, 503.

227 entitled "An act concerning inspectors of buildings in cities of this state," approved April twenty-eighth, one thousand eight hundred and eighty-six. A supplement to—377, 410, 428, 639, 731.

228 entitled "An act concerning the sale of lands and real estate in fee where the same have been purchased by the mayor and council of boroughs incorporated under the act entitled 'An act for the formation of borough governments,'" approved April fifth, one thousand eight hundred and seventy-eight, for taxes or assessments. A further supplement to—388, 510, 532, 612, 619, 671, 766, 810.

229 An act entitled "An act respecting prosecutors of the pleas of the state," approved April sixteenth, one thousand eight hundred and forty-six. A supplement to—388, 411, 430, 500, 679, 684.

230 to constitute commissioners of county sinking funds—390, 479, 552, 679, 682.

231 to authorize the state board of education to provide school books and prescribe a uniform course or courses of study to be pursued in the public schools—391, 521.

232 to promote the propagation and growth of seed oysters and to protect the natural oyster beds of this state—392, 428, 473, 540, 814.

233 concerning municipalities—393, 422, 425, 431, 446.

234 providing for the appointment of an advisory board to examine into the propriety of discharging prisoners on parole—393, 535, 539, 673.

235 to provide for the division of the assets and liabilities of townships between such townships and any borough or boroughs set off from the same—394, 565, 599, 716, 809, 815.

236 entitled "An act for the incorporation of safe deposit and trust companies," approved April twentieth, one thousand eight hundred and eighty-five. A further supplement to—398, 535, 676, 729, 811.

237 relating to policies of fire insurance—400.

238 to regulate the embalmment of dead human bodies—407, 435, 437, 500.

239 to regulate the alienation or demise of lands held by incorporated towns adjoining public schools buildings—411, 417.

240 to provide a further supplement to Stewart's digest of the law and chancery reports of the state of New Jersey—416, 468, 505, 678, 685.

241 entitled "A supplement to an act entitled 'An act concerning roads,'" approved March twenty-seventh, one thousand eight hundred and seventy-four—416, 429, 500, 703, 793, 812.

242 entitled "An act to secure to mechanics and others payment for their labor and materials in erecting any building." A supplement to—426, 445, 447, 512, 587, 603.

243 to provide for the election of an alderman-at-large in certain cities of this state, and to regulate his duties and salary and term of office—437, 453, 480, 551, 596, 686.

244 to repeal the first section of an act entitled "A further supplement to an act entitled 'An act to regulate fisheries in the river Delaware, and for other purposes,'" passed November twenty-sixth, one thousand eight hundred and eight, which further supplement was approved April fourth, one thousand eight hundred and seventy-three—437, 476, 481, 504, 587, 603.

245 to amend an act entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—447.

246 providing for the establishment and maintenance of a normal school in Jersey City, and for the erection and furnishing of a building or buildings for the same—451, 604.

247 entitled "An act to regulate the practice of courts of law" (Revision), approved March twenty-seventh, A. D. one thousand eight hundred and seventy-four. A further supplement to—451, 510, 532, 604, 650, 762.

248 An act entitled "An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation thereof," approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—451.

249 entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—451.

250 providing for the appointment of women as masters in chancery—451, 589, 599, 676, 729, 812.

251 entitled "An act providing for the licensing of dogs," approved March fifteenth, one thousand eight hundred and ninety-three. A supplement to—451, 566, 673, 809, 815.

252 entitled "An act entitled 'A further supplement to an act entitled "An act to regulate elections,"'" approved April eighteenth, one thousand eight hundred and seventy-six, which further supplement was approved February nineteenth, one thousand eight hundred and ninety-six. Supplement to—452, 472, 492, 553, 679, 684.

253 respecting conveyances—452, 589, 599, 717.

254 entitled "An act constituting district courts in certain cities in this state," approved March ninth, one thousand eight hundred and seventy-seven. A supplement to—452, 589, 599, 673, 793, 812.

255 for the formation of borough governments, approved April fifth, one thousand eight hundred and seventy-eight. A further supplement to—452, 554, 565, 766.

256 entitled "An act to incorporate the chosen freeholders in the respective counties in this state," approved April sixteenth, one thousand eight hundred and forty-six. A further supplement to —472.

257 entitled "An act for the punishment of crimes." A supplement to—479, 512, 532, 610, 809, 815.

258 entitled "An act respecting sewers and sewer connections in cities of this state"—480, 508, 512, 551, 712, 762.

259 to amend an act entitled "An act respecting the paving and repaving of streets, avenues and public highways in cities of the first class in this state, and providing for the payment of assessments for special benefits to property benefited thereby and the payment of contractors supplying the work and material therefor," approved March twenty-first, one thousand eight hundred and ninety-five—480, 508, 512, 553, 596, 686.

260 relating to dressing and carving stones used on state or municipal works"—480, 594.

261 to secure to veteran soldiers and sailors who may be inmates of the state's soldiers' and sailors' home the full payment of their pensions—480.

262 entitled "An act concerning cities in this state," approved March sixteenth, one thousand eight hundred and eighty-one. A supplement to—486, 582, 599, 732.

263 to amend an act entitled "An act relating to social clubs," approved March twentieth, one thousand eight hundred and ninety-one—486, 522, 539.

264 entitled "An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates and water-rents in cities of this state and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof and to provide for the sale of land

subjected to future taxation and assessment," passed March thirteenth, one thousand eight hundred and eighty-six. A supplement to—486, 582, 662, 715, 766, 810.

265 An act to repeal an act to amend an act entitled "An act concerning sheriffs" (Revision), passed April eighteenth, one thousand eight hundred and ninety-one—486, 785.

266 entitled "An act for the preservation of fish in the Hackensack river and its tributaries or branches within the counties of Bergen and Hudson," approved April twenty-sixth, one thousand eight hundred and ninety-four. A supplement to—487, 520, 532, 630.

267 to provide for the appointment of probation officers, and to define their duties and powers—487.

268 entitled "An act to amend an act concerning corporations," approved April seventh, one thousand eight hundred and seventy-five, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one. A further supplement to—487, 524, 565, 631, 713, 762.

269 entitled "An act regulating proceedings in criminal cases," approved March twenty-seventh, one thousand eight hundred and seventy-four. A further supplement to—495, 543, 565, 674.

270 entitled "An act to empower cities to acquire land and other property for public use by condemnation," approved April first, one thousand eight hundred and ninety-five. A supplement to—499.

271 to amend an act entitled "An act to amend an act entitled 'An act to regulate the practice of pharmacy in the state of New Jersey,'" approved April fifth, one thousand eight hundred and eighty-six, which amendatory act was approved March twentieth, one thousand eight hundred and ninety-one—501, 525, 565, 784.

272 entitled "An act for the improvement of roads and sidewalks in certain townships in this state—508.

273 to amend an act entitled "A supplement to the act entitled 'An act appropriating scrip for the public lands granted to the state of New Jersey by the act of congress approved July second, one thousand eight hundred and sixty-two,'" approved April fourth, one thousand eight hundred and sixty-four, which supplement was approved June thirteenth, one thousand eight hundred and ninety-five—508, 536, 539, 575, 729, 813.

274 entitled "An act constituting courts for the trial of small causes" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—510.

275 entitled "An act constituting district courts in certain cities in this state," approved March ninth, one thousand eight hundred and seventy-seven. A supplement to—520, 655, 669, 709, 767, 810.

276 to make provision for lighting the state prison—522, 590, 594, 670, 793, 812.

277 to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus and the issuing of bonds for said purposes in towns of this state incorporated under a special act—527, 555, 670, 730, 811.

278 entitled "An act concerning townships and township officers," approved April twenty-first, one thousand eight hundred and eighty-eight. A further supplement to—557, 588, 599.

279 in relation to taxes upon personal property and providing for the collection thereof—561, 579, 594, 717, 793, 810.

280 An act to repeal an act entitled "A further supplement to an act entitled 'An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates,'" passed March fourteenth, one thousand eight hundred and ninety-five, and validating the acts of the orphans' court—564, 580, 583, 675, 809, 814.

281 repealing sundry acts abolishing the inferior courts of common pleas, courts of oyer and terminer and courts of general quarter sessions of the peace, and establishing in their place county courts, and declaratory of the jurisdiction, powers and duties of the courts which were intended to be abolished by the acts hereby repealed—564, 590, 594, 675, 808, 814.

282 to authorize the appointment of non-commissioned officers of brigade headquarters, National Guard of New Jersey—566, 594.

283 for the abolition of railroad grade crossings in cities of the first class—571, 578, 595, 599, 635, 686.

284 in relation to the publication of official minutes and public notices in second class cities of this state—577, 609.

285 concerning police justices and mayors in cities of the second class—588, 786.

286 to repeal an act entitled "An act to facilitate judicial proceedings in counties of the second class," approved May first, one thousand eight hundred and ninety-four—590, 655, 669, 721.

287 entitled "Further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six, approved May sixth, one thousand eight hundred and eighty-nine. Supplement to—594, 620, 718, 793, 812.

288 to revise and amend the law relating to juries—595, 655.

289 to repeal an amendment to an act entitled 'An act providing for the appointment of county collectors in the several counties of this state," approved February the twenty-first, one thousand eight hundred and ninety-three—600.

290 providing for the vacating of alleys, streets or parts of streets in cities not already vested with power to vacate the same—616, 665, 725.

291 entitled "An act relative to sales of lands under a public statute, or by virtue of any judicial proceedings," approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—619.

292 making appropriations for the support of the state government and for several public purposes, for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-seven—638, 720, 779, 808, 813.

293 respecting cities of the first class, and relating to the granting of licenses by the common council or other governing body therein—645, 648, 669, 718, 806, 812.

294 respecting cities of the first class, and providing for the apportionment of taxes, assessments and water rents therein—645, 648, 669, 719, 766, 811.

295 concerning the acquiring of lands by condemnation proceedings for public use under and by virtue of any law of this state, and the award and appraisement of the value of such lands or real estate and the assessment of damages for the taking thereof—645, 674, 702, 722, 808, 813.

296 An act to extend the time for building and putting in operation certain street railways authorized under chapter one hundred and seventy-two of the laws of one thousand eight hundred and ninety-three. —645, 733, 738, 789, 808, 813.

297 entitled "An act to revive and amend 'An act for the taxation of railroad and canal property,'" approved April tenth, one thousand eight hundred and eighty-four, approved March twenty-seventh, one thousand eight hundred and eighty-eight. A further supplement to—646.

298 to amend an act entitled "A supplement to an act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class, and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement," approved March twenty-third, one thousand eight hundred and eighty-eight, which supplement was approved May fifth, one thousand eight hundred and ninety—646, 681, 730, 811.

299 to authorize the purchase and erection of public buildings and the purchase of land thereof in cities—646, 680, 732, 806, 807, 812.

300 entitled "An act authorizing chosen freeholders, with the township committee, to change a road to avoid the expense of building and maintaining a bridge," approved March twenty-fourth, one thousand eight hundred and ninety. A supplement to—646.

301 entitled "An act to establish a system of public instruction" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—647, 654, 669, 680, 762.

302 fixing the fee for bottlers of beer in townships of this state, now or hereafter having fifteen thousand inhabitants—648, 802.

303 to annex to the township of New Barbadoes, in the county of Bergen, a portion of the township of Lodi, in said county—668, 702, 730, 811.

304 entitled "An act to incorporate the Hackensack Improvement Commission," approved April first, one thousand eight hundred and sixty-eight. A further supplement to—668, 702, 730, 813.

305 to amend an act entitled "An act providing for the incorporation of cities," approved March twenty-second, one thousand eight hundred and ninety-five—669, 670, 671, 717, 766, 814.

306 entitled "An act to incorporate societies for the promotion of learning" (Revision), approved April ninth, one thousand eight hundred and seventy-five. A supplement to—674.

307 entitled "An act to amend an act entitled 'A supplement to an act to authorize the establishment of free public libraries in this state,'" approved April first, one thousand eight hundred and eighty-four, approved April first, one thousand eight hundred and ninety-five. A supplement to—742, 763, 808, 813.

308 entitled "An act concerning townships and township officers," approved April twenty-first, one thousand eight hundred and seventy-six. A further supplement to—743, 765, 808, 813.

Senate Joint Resolutions.

Joint resolution relative to claims of William Brumaker—255, 536.
concerning penal laws in New Jersey—616, 722, 796, 814.

Senate Concurrent Resolutions.

Concurrent resolution No. 2—127.
Concurrent resolution No. 3—223.
Constitution, proposed amendments to—289.
Concerning William A. Newell—562.
Proposed amendments to the constitution—565.
Proposed amendments to the constitution—595, 752, 807.
Proposed amendments to the constitution—611, 742, 807.
Proposed amendments to the constitution—611, 753.
Proposed amendment to the constitution—750, 807.

Assembly Bills.

2 An act entitled "An act to secure to operatives in manufactories, and other employes, their wages," approved March thirteenth, one thousand eight hundred and fifty-six. A supplement to—371, 373, 399, 424.

3 to repeal an act entitled "Supplement to an act entitled 'An act concerning taxes,' approved April fourteenth, one thousand eight hundred and forty-six, which supplemental act was approved March twenty-second, one thousand eight hundred and ninety-five"—288, 297, 298.

4 for the better regulation of the operation of street railways or railroads, or other railroads operated as street railways—543, 545, 610, 803.

5 to amend an act entitled "An act authorizing the division of townships, street-lighting districts, and the erection and maintenance of street lights therein, and the election of street light commissioners in said district," approved May twenty-fifth, one thousand eight hundred and ninety-four—288, 408, 413, 527.

6 regulating the number of school trustees to be elected in respective school districts in this state, being a supplement to an act entitled "An act to establish a system of public instruction," approved March twenty-seventh, one thousand eight hundred and seventy-four—278, 279, 319, 362, 363.

9 entitled "An act concerning the government of cities of this state," approved April sixth, one thousand eight hundred and eighty-nine. A supplement to—597, 598, 625, 699, 739.

11 to prevent the sale and manufacture of cigarettes—767, 768.

18 to regulate the sale of bread and to secure its purity—278, 279, 414, 425, 528.

19 to provide for the payment of challengers on election day, "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six—543, 546.

22 to provide for the appointment of clerks of the grand jury in counties of the third class in this state—440, 441, 527, 555.

23 to provide for the release of sureties in certain cases—278, 279, 436, 446, 529.

25 to abolish the appointment of boards of education by township committees and to provide for their election by the people—678, 680, 727, 797.

29 to amend an act entitled "An act to encourage and promote patriotism," approved April third, one thousand eight hundred and ninety-four—371, 373, 450, 507, 529.

30 concerning cities of the second class in this state and providing for the purchase of lands and the construction and repair of buildings for high-school purposes in such cities—371, 373, 406, 410.

32 to amend an act entitled "An act to authorize the issue of bonds to provide means for the erection of county lunatic asylum buildings in counties of this state," approved June tenth, one thousand eight hundred and ninety—325, 326, 393, 399, 471.

33 An act to amend the act entitled "A further supplement to an act entitled 'An act for the formation of borough government,' approved April fifth, one thousand eight hundred and seventy-eight," approved March seventh, one thousand eight hundred and ninety-five—418, 419, 450, 475.

35 entitled "An act to provide for the drainage and sewerage in cities of this state," approved April seventh, one thousand eight hundred and ninety. A supplement to—325, 326, 342, 354, 418, 419, 429, 432.

39 entitled "An act constituting district courts in certain cities of this state," approved March ninth, one thousand eight hundred seventy-seven. A supplement to—440, 441, 577, 580.

41 to reduce annual salaries of public officers under this state when such annual salaries exceed two thousand dollars—543, 546, 803.

43 requiring street railway companies to provide for the better accommodation of the traveling public—678, 679, 803.

44 concerning street railway companies—678, 679, 803.

45 concerning street railway companies—678, 680, 803.

46 entitled "An act to authorize cities to establish and maintain free public libraries and reading rooms," approved March fourteenth, one thousand eight hundred and seventy-nine. A supplement to —325, 326, 359, 362, 386.

48 empowering coroners to appoint stenographers to take testimony at inquests and authorizing courts to give same force and effect to testimony so taken as if signed by witness—767, 768.

51 to extend the time for building and putting in operation certain street railways incorporated under an act entitled "An act to provide for the incorporation of street railway companies, and to regulate the same," approved april sixth, one thousand eight hundred and eighty-six—325, 327, 352, 356, 430, 528.

52 to amend an act entitled "A supplement to an act for the classification of cities in this state for the purpose of municipal legislation in relation thereto," approved fourth, one thousand eight hundred and eighty-two—313, 342, 361.

54 entitled "An act to secure to mechanics and others payment for their labor and materials in erecting any building" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—278, 279, 305, 365.

55 relating to adjustments heretofore made by the township committees of claims presented by township officers—515, 516, 765, 790.

56 empowering the orphans' court to direct guardians of idiots and lunatics appointed under and by virtue of proceedings under an act entitled "An act concerning idiots and lunatics," approved March twenty-seventh, one thousand eight hundred and seventy-four (Revision), to pay solicitors' and attorneys' fees and to prohibit the payment thereof except upon order to the court—278, 279, 407, 413, 424.

61 concerning elections—325, 327, 358, 361.

62 to provide for the incorporation of associations for the advancement of medical and surgical science—431.

66 to authorize the erection of public buildings and the purchase of land therefor, and the purchase of fire apparatus, and the issuing of bonds for said purposes in cities and towns of this state—334, 335, 342, 488, 519.

68 An act to amend an act entitled "An act to enable township committees to encourage the use of broad tires on wagons and carts by a rebatement of taxes—418, 419, 450, 519.

71 to enable cities to sell and dispose of any contingent interest or estate in certain lands limited to a particular public use—325, 327, 342, 354.

72 authorizing and concerning the imprisonment of persons fined for violating city, town, township, borough and village ordinances, and who shall refuse or neglect to pay such fines—488, 490, 539, 570, 611.

73 concerning taxes in cities in this state—325, 326, 342, 353.

77 entitled "An act for the preservation of clams and oysters" (Revision), approved April fourteenth, one thousand eight hundred and forty-six. A supplement to—488, 490, 503, 506, 639, 733.

78 respecting the term of office of the collector of taxes, town assessor and town clerk in towns—371, 373, 421.

79 entitled "An act concerning the settlement and collection of unpaid taxes, assessments and water rates or water rents in cities of this state, and imposing and levying a tax assessment and lien in lieu and instead of such arrearages and to enforce the payment thereof, and to provide for the sale of lands subjected to future taxation and assessment," passed March thirtieth, one thousand eight hundred and eighty-six, and the operation thereof. A supplement to—371, 374, 400.

81 continuing the New Jersey Chickamauga National Military Park Commission, and provides for the construction and erection of monument or monuments upon the Chickamauga and Chattanooga battle fields, and also for the expenses of said commission, etc.—278, 289, 297.

83 entitled "A further supplement to an act entitled 'An act to regulate elections,'" approved April eighteenth, one thousand eight hundred and seventy-six, which supplement was approved May twenty-eighth, one thousand eight hundred and ninety. A further supplement to—326, 327, 530, 531, 542.

84 entitled "An act entitled 'An act for the formation and government of boroughs,'" approved April second, one thousand eight hundred and ninety-one. A further supplement to—334, 335.

85 to postpone the day when taxes become delinquent—515, 516.

87 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A further supplement to—287, 292, 293, 294.

90 relating to the establishment and enlargement of cemeteries and use of lands for cemetery purposes in cities of the first class—372, 374, 406, 411.

94 to incorporate trustees of political county committees—515, 517, 563, 699.

96 concerning the collection, removal and disposal of ashes and garbage in cities of this state, and providing for the payment of the cost thereof—288, 289, 319, 365.

99 for the protection of tongers of clams and oysters under the tidal waters of Delaware Bay and tributaries—440, 441.

102 entitled "An act regulating proceedings in criminal cases" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—372, 374, 511, 519, 558, 640.

103 An act to amend an act entitled "An act to amend an act entitled 'An act in relation to the appointment of sergeants-at-arms and criers to the several courts of the counties, and fixing the salaries for the same,'" approved April seventh, one thousand eight hundred and ninety, which amended act was approved February twenty-first, one thousand eight hundred and ninety-three—440, 442, 478, 519, 775.

106 concerning marriage licenses—515, 517, 654.

107 to provide for an investigation of the San Jose scale and its natural enemies, and appropriating money to pay for such investigation—419, 420, 479, 531.

108 entitled "An act for the formation of borough governments," approved April fifth, one thousand eight hundred and seventy-eight. A further supplement to—627, 628, 635, 636.

109 to amend the borough act—419, 450, 475.

111 to enable incorporated towns to purchase lands and erect school buildings thereon, or to construct, alter, enlarge or repair schoolhouses and to issue bonds for such purposes—516, 517, 564, 590.

112 to amend an act entitled "An act to organize the board of chosen freeholders in each of the counties of this state having within its territorial limits a population of not less than seventy-five thousand inhabitants," passed May ninth, one thousand eight hundred and ninety-four—372, 374, 376, 391, 410, 423.

113 to prevent the unlawful use of the shield of the Union Veteran Legion in the State of New Jersey—326, 327, 342, 355.

116 providing for the appointment of a superintendent of streets in towns of this state having a population of more than fifteen thousand inhabitants—567, 569, 573, 638.

119 entitled "An act respecting the court of chancery," approved March twenty-seventh, one thousand eight hundred and seventy-five. A further supplement to—515, 517, 639, 688, 723.

120 to compel the determination of claims of estates in remainder in certain cases and to quiet the title to the same—515, 517, 633, 699.

121 entitled "An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses," approved February thirteenth, one thousand eight hundred and eighty-four. A supplement to—326, 655, 657.

123 to provide for the payment of wages every two weeks—440, 442, 689, 774, 791.

124 relating to the taking and appropriating of lands and real estate for the purpose of street improvements in cities of the first class —440, 442, 510, 523.

125 to amend an act entitled "An act to authorize the construction and maintenance of bridges and the approaches thereto over navigable waters which mark the dividing line between counties in this state," approved May twenty-second, one thousand eight hundred and ninety-four—312, 313, 388, 398.

126 entitled "An act to provide for the permanent improvement of public roads in this state," approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—372, 374, 511, 607, 735.

129 to amend an act entitled "An act concerning recognizances," approved April first, one thousand eight hundred and seventy-eight —372, 374, 406, 412.

131 An act entitled "An act respecting the orphans' court, and relating to the powers and duties of the ordinary and the orphans' court and surrogates." A supplement to—372, 375, 406, 431, 473, 557, 618.

134 to enable cities to open streets, highways and alleys, and to regulate and accept the same—334, 335, 342, 354.

135 concerning the duties of township officers—488, 490, 504, 574, 590.

137 entitled "An act concerning evidence," approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—313, 317, 600.

138 entitled "An act for the protection of certain kinds of birds, game and fish, and to provide a procedure to recover penalties for the violation hereof," contained in chapter CCLV of the laws of 1895, page 474, and approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—567, 569, 760, 770.

139 to amend an act entitled "An act to amend an act entitled 'An act respecting licenses in the boroughs of this state,'" approved May first, one thousand eight hundred and ninety-four, which act was approved March twenty-second, one thousand eight hundred and ninety-five—372, 373, 413.

140 relating to district courts in this state—334, 335, 338, 353.

143 to authorize the councils or governing bodies of second class cities to appropriate money for the general inspection of the fire department—515, 517, 574, 639.

144 in relation to the examination of and licensing stationary engineers, for the better protection of life and property—567, 569.

145 concerning the collection of arrears of taxes and assessments upon lands by townships in counties of the first class, and to enforce payment thereof by sale in fee simple of the lands subject to the lien thereof—627, 628, 668, 739, 779.

148 approving of the union, consolidation and merger of the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Pennsylvania and New Jersey Railroad Company (incorporated under the laws of the state of New Jersey)—334, 335, 352, 355.

149 to repeal section four of an act entitled "A further supplement to an act entitled 'An act to provide for the incorporation and regulation of insurance companies,' approved April ninth, one thousand eight hundred and seventy-five," which further supplement was approved March thirtieth, one thousand eight hundred and ninety-two—488, 490, 511, 555.

160 to establish the rates of interest on arrears of taxes and assessments in cities of this state—419, 429, 529.

161 to authorize the appointment of collectors of personal taxes in cities of the second class by the receiver of taxes in such cities—440, 442, 450, 507, 529.

162 prohibiting traction or other companies owning, leasing or operating street railways or railroads operated as street railways, whose tracks are located upon and run in and along any street or streets, road or roads, of any city, town, borough, village, township or other municipality in this state from carrying freight or express matter—516, 517, 576, 592, 736.

163 entitled "An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first and second class and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the

same cannot be purchased by agreement," approved March twenty-third, one thousand eight hundred and eighty-eight. A supplement to—353, 471, 689.

164 An act entitled "An act for suppressing vice and immorality" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A further supplement to—515, 518, 802.

165 entitled "An act to establish in this state boards of health and a bureau of vital statistics, and to define their respective powers and duties," approved March thirty-first, one thousand eight hundred and eighty-seven. A further supplement to—567, 569, 787.

167 entitled "An act providing for the pensioning of police officers and policemen in certain cities of this state, and regulating the method by which the same may be accepted and become operative in said cities," approved March thirty-first, one thousand eight hundred and eighty-seven. A supplement to—597, 598, 625, 699, 780.

174 to amend an act entitled "An act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—648, 652, 667, 733.

178 entitled "An act for the organization of the national guard of New Jersey," approved March ninth, one thousand eight hundred and sixty-nine, and the various supplements thereto. A supplement to—334, 335, 342, 355.

180 to make valid certain ordinances heretofore adopted by any of the board of public works in this state created under chapter one hundred and twenty-three of the public laws of the year one thousand eight hundred and ninety-two—440, 442, 510, 524, 637.

182 to provide for the founding of an asylum for the care, instruction and maintenance of the blind of this state—440, 442, 728, 739.

183 entitled "An act for the punishment of crimes," approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—366, 367, 400, 416, 433, 475.

188 in relation to repairs of roads suddenly destroyed—678, 680, 689, 701.

190 making it unlawful for certain persons to be appointed or serve as clerks of grand juries—440, 442, 449, 520.

192 fixing the rates of ferriage for transporting foot-passengers over any ferry having a terminus at any point in any county of the first class—374.

194 to amend an act entitled "An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state," approved February twenty-ninth, one thousand eight hundred and eighty-eight—440, 442, 620.

195 entitled "An act to enable boards of chosen freeholders to acquire, improve and maintain public roads," approved March nineteenth, one thousand eight hundred and eighty-nine. A further supplement to—768, 776.

196 entitled "An act to enable counties which have no county hospital to assist in maintaining hospitals located in such county," approved April twenty-ninth, one thousand eight hundred and eighty-six. A further supplement to—544, 546, 573, 774.

198 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A supplement to—336, 369, 401, 425, 618.

199 An act entitled "An act to provide for the organization of the New Jersey home for disabled soldiers," approved April fourteenth, one thousand eight hundred and sixty-six, providing for the appointment of resident physician. A supplement to—372, 373, 422, 571, 764.

200 to authorize the board of directors, trustees or manager of any cemetery or burial ground to deposit all moneys received by them and invest all surplus funds belonging to them—387.

201 entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six. A further supplement to—586, 588, 710.

204 entitled "An act for the better protection of fish in the Raritan river and its tributaries," approved March seventeenth, one thousand eight hundred and seventy-five. A supplement to—489, 491, 665, 738.

205 for the appointment of agents to acquire a certain tract of land, situate in the county of Hudson, for the purpose of enlarging the grounds used for the soldiers' home at Kearny—419, 420, 483, 508.

206 relating to the district courts of this state—440, 443, 472, 518.

207 entitled "A supplement to an act entitled 'An act to provide for the appointment of police justices in cities of the first class,' passed May eighteenth, one thousand eight hundred and ninety-four," approved March seventh, one thousand eight hundred and ninety-five. A supplement to—441, 443, 479, 571, 660.

210 to amend an act entitled "An act to provide for the erection of monuments commemorative of the services of the soldiers and sailors of the late war, and authorizing appropriations for such purposes," approved May ninth, one thousand eight hundred and eighty-nine—441, 443, 483, 522, 535.

211 relating to street railway companies and companies organized as such—597, 598, 668, 774.

212 to amend an act entitled "An act to authorize the boards of chosen freeholders of the respective counties of this state to make appropriations for the payment of rent of armories and drill rooms," approved May fourteenth, one thousand eight hundred and ninety-four—544, 546, 593, 639.

214 to amend an act entitled "An act authorizing any town, township or borough or part thereof, containing a population exceeding five thousand inhabitants, to be incorporated as a city, after a vote of the people, and providing for the government and powers of such cities," approved March twenty-second, one thousand eight hundred and ninety-five—544, 546, 625, 662.

216 entitled "An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein," approved April seventh, one thousand eight hundred and eighty-eight. A further supplement to—489, 491, 498, 507.

217 to amend an act entitled "An act respecting the orphans' court and relating to the powers and duties of the ordinary and the orphans' court and surrogates," approved March twenty-seventh, one thousand eight hundred and seventy-four—649, 651, 663, 672.

218 entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six. A further supplement to—441, 443, 449, 507, 522, 540, 554, 574.

223 to secure the registry of all cattle, and to secure the sanitary condition of cow stables and dairies, and to prevent the feeding to cows and certain cattle of unwholesome food—649, 653.

224 An act entitled "An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses," approved February thirteenth, one thousand eight hundred and eighty-four. A supplement to—516, 518, 550.

226 to amend an act entitled "An act to provide for the recovery of damages in cases where the death of a person is caused by wrongful act, neglect or default," approved March third, one thousand eight hundred and forty-eight (Revision, § 294)—489, 491, 501.

228 authorizing the raising of money for the construction of bicycle and foot paths along and upon the public roads of the townships of this state, and setting apart such paths when constructed for the exclusive use of bicycle riders and foot passengers—441, 443, 488, 507, 528.

230 to regulate the sale of cotton, linen or silk sewing thread—597, 598, 601, 612.

231 to authorize legal voters of towns to direct a tax for the construction of hard roads—598, 599, 634, 638.

232 to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies" (Revision), approved April ninth, one thousand eight hundred and seventy-five—489, 490, 503, 521, 522, 523, 579.

233 entitled "An act respecting bridges." A supplement to—649, 652, 687, 734.

234 entitled "A general act relating to factories and workshops, and the employment, safety, health and work hours of operatives," approved April seventh, one thousand eight hundred and eighty-five. A further supplement to—597, 598, 795.

235 to amend an act entitled "A further supplement to an act entitled 'A further supplement to an act entitled "An act respecting bridges"'" (Revision), approved April tenth, one thousand eight hundred and forty-six, which supplement was approved April eighteenth, one thousand eight hundred and eighty-nine, and which further supplement was approved April twenty-first, one thousand eight hundred and ninety, approved March twenty-second, one thousand eight hundred and ninety-five—515, 577, 593, 696.

236 to prevent the gathering of huckleberries in any other manner than by hand-picking—441, 443, 479, 523, 547, 790.

240 approving of the union, consolidation and merger of the Martin's Creek Railway Company (incorporated under the laws of the commonwealth of Pennsylvania) and the Enterprise Railroad Company, the Martin's Creek Railway Company and the Belvidere Delaware Railroad Company (incorporated under the laws of the State of New Jersey)"—521, 522, 574, 578.

241 to provide for the proper protection of dams in this state—567, 569, 580, 701.

242 concerning the election or appointment of certain officers in certain cities of this state by the common council, board of aldermen or other legislative body thereof—489, 491, 595, 697.

244 entitled "An act to regulate elections," approved April eighteenth, eighteen hundred and seventy-six. A supplement to—489, 491, 920, 794.

245 in relation to the election of commissioners of appeal in townships and boroughs—441, 443, 511, 524, 618, 767, 768, 776.

246 An act to enable persons who have heretofore organized as an association or company under the provisions of "An act incorporating homestead or building companies," February 25, 1852, and the supplements thereto, to sell and convey lands and real estate heretofore purchased by them—544, 546, 563, 689.

247 to promote the establishment and efficiency of free public libraries —729, 730, 732, 790.

248 to amend an act entitled "An act to provide for sewerage or drainage, or both, in townships," approved May ninth, one thousand eight hundred and ninety-four—568, 569, 570, 780.

249 entitled "An act concerning the making and collecting of assessments for benefits conferred by the construction of sewers and drains," approved February nineteenth, one thousand eight hundred and ninety-five. A supplement to—516, 518, 574.

250 entitled "An act providing for the formation, establishment and goverment of towns," approved March seventh, one thousand eight hundred and ninety-five. A supplement to—568, 573.

252 respecting board of fire commissioners of the first class in this state and providing for the regulation and construction of music halls, theatres and places of amusement in such cities—627, 629, 653, 693.

253 to enable the church wardens of the parish of St. Mary's Church, Burlington, to sell certain lands conveyed to them in trust for the rector of said parish, by Reverend John Talbot, and to vest in the purchasers thereof a title in fee simple to said lands—516, 517, 590, 607.

255 limiting the time for bringing actions against sheriffs and other officers and their agents—568, 620, 781.

256 concerning the number of commissioners of deeds in and for the cities of the first class in this state—433, 435, 470.

257 to amend an act entitled "An act respecting executions" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—711, 713, 763.

258 entitled "An act concerning executors and the administration of intestates' estate" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to —516, 517, 555, 571.

259 placing Charles S. Barnard, late a captain in the national guard of this state, on the retired list with the rank of major—489, 491, 523.

262 entitled "An act to prescribe the notice to be given of application to the legislature for laws when notice is required by the constitution," approved January twenty-sixth, anno domini one thousand eight hundred and seventy-six. A supplement to—489, 491, 531, 556.

263 to regulate the payment of wages of employes in manufacturing establishments—687, 693.

265 to prevent the unlawful use of and willful injury to milk cans, and imposing a penalty therefor—767, 769, 788.

269 to amend an act entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which amendatory act was approved May twenty-fifth, one thousand eight hundred and ninety-four—627, 629, 633, 634.

270 An act to amend an act entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, which act amendatory was approved May twenty-fifth, one thousand eight hundred and ninety-four—627, 629, 764.

272 entitled "An act prohibiting the sale of cigarettes or tobacco in any of its forms to minors," approved March twenty-second, one thousand eight hundred and eighty-three. Supplement to—649, 651, 655, 657, 765.

275 entitled 'An act constituting district courts in certain cities in this state," approved March ninth, one thousand eight hundred and seventy-seven. A supplement to—649, 651, 763.

277 to amend an act entitled "An act to establish a system of public instruction," approved March sixteenth, one thousand eight hundred and eighty-six—568, 633.

282 to prevent deception in the sale of potatoes, apples and other vegetables, and to preserve the public health—620.

283 entitled "An act to amend an act entitled 'An act to establish a system of public instruction'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. Substitute for Assembly Bill 277—568, 637.

284 concerning the powers of boards of fire commissioners in cities of the first class in this state—650, 653, 674, 693.

285 making appropriations for the support of state government and for several public purposes for the fiscal year ending October thirty-first, one thousand eight hundred and ninety-six, approved June twenty-fifth, one thousand eight hundred and ninety-five. A supplement to—711, 713, 726, 738, 769.

286 entitled "An act to provide for the imposition of state taxes upon certain corporations, and for the collection thereof," approved April eighteenth, one thousand eight hundred and eighty-four. A supplement to—664, 689, 735, 760.

287 providing for the establishment and maintenance of a normal school in Jersey City and for the erection and furnishing of a building or buildings for the same—621.

288 relating to dressing and carving stones used in state or municipal works—767, 769, 771.

289 respecting boards of commissioners for the assessment of damages and benefits for local improvements in cities of the first class in this state, increasing their powers and providing for their compensation—568, 574, 613.

290 relating to the confirmation of assessments for local improvements in certain cities in this state—597, 598, 625, 663, 692.

291 entitled "An act to provide for the purchase of sites for and the erection and equipment of armories in cities of the first class, and making appropriations therefor, and to provide for the taking of real estate for such cities by commission in case the same cannot be purchased by agreement," approved March twenty-third, one thousand eight hundred and eighty-eight. A further supplement to—597, 598, 616, 797.

293 respecting cities of the first class and relating to the granting of licenses by the common council or other governing body therein —628, 629, 634, 664, 721, 733, 736.

297 relating to the time of holding municipal or charter elections and the commencement of the terms of office of municipal officers elected in cities of the first class in this state—628, 630, 654, 694.

298 An act to prevent the sub-letting or assignment of contracts for the improvement of any of the streets in cities of the first class—729, 730, 787.

299 to annex to the township of Madison, in the county of Middlesex, a certain portion of the township of Sayreville, in said county—687, 696.

300 to amend an act entitled "An act to provide for the repaving, repairing and improving of paved streets, and reconstruction of sewers in cities of this state," approved March fourteenth, one thousand eight hundred and ninety-five—628, 629, 653, 764.

302 entitled "An act to enable counties of the second class in this state to furnish suitable accommodations for the transaction of public business," approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—694, 698.

303 entitled "An act providing for the formation, establishment and government of towns," approved March seventh, one thousand eight hundred and ninety-five. A further supplement to—796, 799.

304 entitled "A supplement to chapter 349, laws of 1894, relating to manual training and industrial schools," approved May twenty-fifth, one thousand eight hundred and ninety-four—768, 769.

305 in regard to honorably discharged Union soldiers and sailors holding public office or position—628, 630.

306 to amend an act entitled "An act to regulate the construction and maintenance of street railroads in this state," approved May sixteenth, one thousand eight hundred and ninety-four—759.

307 explanatory of an act entitled "An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state"—568, 573, 609.

308 to empower the board of chosen freeholders of the county of Middlesex to build a drawbridge over the Raritan river from Perth Amboy, New Jersey, to the southerly side of said river at or near South Amboy, New Jersey—597, 599, 604, 665, 669, 700.

310 to provide for the supervision of plumbing and house-draining and the licensing of plumbers and to regulate and prescribe the manner in which the business of plumbing and house-draining shall be carried on in municipalities having a population of twelve thousand and over, and having a system of water-supply, public or private, or a system of sewerage, public or private—649, 652, 725.

312 to facilitate the separation of boroughs from townships out of which they may be be created, and to provide for the apportionment of the township debt and the unpaid taxes and assessments between such townships and boroughs—649, 652, 657, 688.

316 to determine the tenure of office of the city marshal in cities of the third class—653, 674, 695.

317 permitting the catching of catfish and eels by set-lines and fish-baskets and fish-wiers or eel pots in the streams tributary to the Delaware river above the Trenton falls—678, 680, 683, 799.

318 concerning cities of the first class in this state and providing for the opening therein of streets or avenues for the purpose of relieving existing streets and avenues from excessive public travel—711, 713, 727, 789.

320 to amend an act entitled "An act to provide for the division of incorporated towns, townships and boroughs into wards, and to regulate representation therein," passed February fifteenth, one thousand eight hundred and eighty-six—659, 698, 700.

321 An act concerning cities and regulating insurance on public buildings therein—769, 771.

322 entitled "An act concerning roads" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—585, 588, 594, 663.

325 entitled "An act concerning cities of the first class in this state, and constituting municipal boards of street and water commissioners therein, and defining the powers and duties of such municipal boards and relating to the municipal affairs and departments of such cities placed under the control and management of such boards, and providing for the maintenance of the same," approved March twenty-ninth, one thousand eight hundred and ninety-one. A further supplement to—628, 629, 653, 735.

330 to provide for safety guards upon passenger elevators, and providing a penalty for violation thereof—796, 797, 803.

332 to provide for the safety of firemen in the cities of the first and second classes, by the erection of guard rails around openings in floors and roofs of buildings—650, 653, 674, 775.

334 in relation to taxes in cities, towns and townships—649, 652, 659, 777.

335 for the relief of Robert Snyder—678, 680, 802.

336 to remove any limitation as to the value or amount of property allowed to be held by corporations organized under special laws for benevolent and charitable purposes—649, 653, 673, 691.

337 entitled "An act concerning the custody of infants," approved March twentieth, one thousand eight hundred and sixty. A further supplement to—650, 652, 682, 691.

338 relating to the compensation to be given to the prosecutors of the pleas in certain counties of this state—796, 797.

340 entitled "An act regulating proceedings in criminal cases," approved March twenty-seventh, one thousand eight hundred and seventy-four. A supplement to—649, 652, 668, 799.

341 relative to the awarding of contracts by the State of New Jersey or any municipal government for work for municipal or street improvements or for public buildings—711, 713, 727.

342 entitled "An act to incorporate the chosen freeholders in the respective counties of this state" (Revision), approved April sixteenth, one thousand eight hundred and forty-six. A further supplement to—705, 743, 792.

344 to amend an act entitled "An act to amend an act entitled 'An act in relation to days of recreation and holidays, and fixing the days and parts of days so to be set apart and observed, and regulating the maturity of commercial paper with respect thereto,'" which act hereby amended was approved April fifteenth, one thousand eight hundred and ninety-five—711, 713, 763.

346 concerning the custody and control of children by orphanages and children's homes or societies, regularly incorporated under the laws of this state, whose business it is to care for children—768.

347 concerning boards of health—711, 713, 743.

353 entitled "An act relating to the supply of water for public uses in townships of counties of the first class," approved March twenty-second, one thousand eight hundred and ninety-five. A supplement to—711, 714, 744, 794.

355 to prohibit any contract, arrangement, agreement or combination for the purpose of restraining or preventing competition in the supply or price of any article or commodity in common use in

this state, and to regulate the practice in proceedings directed against any such contract, arrangement, agreement or combination —796.

357 An act to defray the incidental expenses of the legislature of New Jersey for the session of one thousand eight hundred and ninety-six—796, 797, 802, 804.

358 relating to boroughs and borough commissions—768, 769, 774, 776.

359 relating to the formation of boroughs and villages—768, 769, 777.

360 relating to the formation of towns and cities—768, 769, 776, 777.

361 entitled "An act to authorize the board of chosen freeholders of any of the several counties of this state to lay out, open, construct, improve and maintain a public road therein," approved April seventh, one thousand eight hundred and eighty-eight. A further supplement to—794, 795.

Assembly Joint Resolutions.

2. Joint resolution relative to commission to make investigation on the subject of penal laws, &c.—508.
3. authorizing the purchase of land for the burial of the bodies of deceased soldiers, and erecting a monument thereon—419, 420, 483.
5. to define the state flag—596, 599, 621, 721.

Assembly Concurrent Resolutions.

Proposed amendment to the constitution—805.
Concerning the appointment of commission to investigate the subject of taxation of property—513, 725.

Resolutions.

Resolved—By Mr. Voorhees.—That a committee of three be appointed to wait upon His Excellency the Governor, and inform him that the Senate has organized, and elected Hon. Lewis A. Thompson, of the county of Somerset, President, and H. B. Rollinson, of the county of Union, Secretary, and is now ready to proceed to business; and also to receive any communication he may make—4.

By Mr. Voorhees.—That the Secretary of the Senate be directed to inform the House of Assembly that the Senate has organized, and elected Hon. Lewis A. Thompson, of the county of Somerset, President, and H. B. Rollinson, of the county of Union, Secretary, and has proceeded to business—4.

By Mr. Skirm (the House concurring).—That a committee of eight, three Senators and five Assemblymen, be designated by the President of the Senate and Speaker of the House, respectively, to make the necessary arrangements for the inauguration of the Hon. John W. Griggs as Governor of the State of New Jersey—4.

By Mr. Voorhees.—That the Secretary of the Senate be authorized to appoint a Calendar Clerk, that the Engrossing Clerk be authorized to appoint an Assistant Engrossing Clerk, and the President of the Senate a Secretary for his own convenience and attendance upon him—44.

By Mr. Voorhees.—That the rules of the last session be adopted for the government of the present session of the Senate, and that two hundred copies of the rules, together with the Constitution of the State and the Standing Committees of both Houses, with their Joint Committees, and names and residences of members and officers, be printed for the use of the Senate—44.

By Mr. Voorhees.—That four hundred copies of each bill, joint and concurrent resolution be printed as reported—45.

By Mr. Voorhees.—That all bills and joint or concurrent resolutions introduced previous to the appointment of committees be printed before reference—45.

By Mr. Voorhees.—That a committee be appointed to invite the clergy to open the daily sessions with prayer—45.

By Mr. Voorhees.—That unless otherwise ordered, the daily sessions of the Senate shall begin at ten o'clock in the forenoon and at two o'clock in the afternoon—45.

By Mr. Voorhees.—That the Sergeant-at-Arms of the Senate be and he is hereby authorized to appoint four pages—45.

By Mr. Voorhees.—That the Secretary of the Senate be and is hereby directed to furnish each member, clerical officer and reporter one copy of "Members' Pocket Calendar of Legislature, 1896," the same not to exceed in cost one dollar per copy—56.

By Mr. Voorhees.—That in behalf of the State of New Jersey, the Senate accept with thanks the generous gift of the relic of the Senate and its Chamber, year 1859, presented by the surviving member, Mr. George V. Chickener, of Somerville, N. J., and that it be suitably framed and hung in the Executive Chamber—61.

Resolved—By Mr. Voorhees.—That the Senate do now take a recess until 12 o'clock, to meet at Taylor Opera House, and then when it adjourn it be to meet in this chamber at 2:30 o'clock—64.

By Mr. Ketcham.—That in the death of Ambassador Runyon the State of New Jersey and the nation at large lose an upright citizen, a distinguished representative, a patriotic soldier, and, above and beyond all, an honorable, Christian gentleman; *Resolved*, That his careful regard to subserve the rights of the lowly, as well as those of high estate, has made his memory blessed in the hearts of all the people; *Resolved*, That this Senate affirms its high esteem of the character of our departed friend, and hereby orders that these resolutions be spread upon the record and that a copy be sent to the stricken family—72.

By Mr. Voorhees.—That the number of copies of the Legislative Manual apportioned by law to the State Senate be distributed by the Sergeant-at-Arms as follows: To each Senator, thirty-four (34) copies; to the Secretary, Assistant Secretary, Engrossing Clerk, Sergeant-at-Arms and President's Private Secretary, each six (6) copies; to the Journal Clerk, five (5) copies; to the Assistant Journal Clerk, Assistant Sergeant-at-Arms, Assistant Engrossing Clerk and Bill Clerk, each three (3) copies; to the Clerk to the Committee on Engrossed Bills, two (2) copies; to the Calendar Clerk, Doorkeepers and Reporters, each one (1) copy—126.

By Mr. Voorhees.—(The House of Assembly concurring), That there be appointed a joint committee, to be composed of three members of the Senate, named by the President, and five members of the House of Assemb'y, named by the Speaker, who shall revise, simplify, arrange and consolidate all the general statutes of this State applying or relating to Boroughs and Borough Commissions, and report to this or the next session of the Legislature such new acts or parts of acts as, in their judgment, may appear necessary or expedient either in lieu of or in addition to any of the acts so revised and consolidated, in order that the said acts, when so revised and reported, shall form a simple and consistent code of laws for the government of all boroughs and borough commissions in this state, and that said committee shall have power to employ such legal, clerical assistance, and incur such necessary expenses as to them may seem proper—222.

By Mr. Daly.—(The House of Assembly concurring), That we heartily endorse the position taken by President Cleveland in the re-affirming the Monroe doctrine in the present controversy between Great Britain and the United States in relation to Venezuela, and believe that no time is better than the present in asserting the principles therein involved—223.

By Mr. Voorhees.—That there be printed two hundred additional copies of Senate Bill No. 47, entitled "An act to regulate the practice of dentistry in the state of New Jersey and to repeal certain act now relating to the same"—223.

By Mr. Voorhees—That hereafter the Engrossing Clerk be especially requested to strike out the clause "And be it enacted, That" in all bills where the expression occurs except in the first clause—225.

By Mr. Daly.—That a committee of three Senators be appointed to confer with the Attorney-General in reference to the actual status of this case, and report forthwith to this Senate their finding, in order that the alleged abuses of the free pass system if existing may be eliminated—230.

By Mr. Voorhees.—That all bills be printed as introduced, and to conform to style as prescribed in Senate Bill No. 1—257.

Resolved—By Mr. Rogers.—(The House of Assembly concurring), That a joint committee be appointed, to be composed of three members of the Senate and five members of the House, who shall consider and report such bill making appropriations as in their judgment they may deem proper—258.

By Mr. Daly.—(The House of Assembly concurring), That we affirm our allegiance to the Monroe doctrine as originally promulgated by President Monroe, and request the Congress of these United States to take such legislative action upon this subject as the members thereof may deem wise in accordance with existing conditions—260.

By Mr. Daly.—By the Senate (the House of Assembly concurring), That the Senate and General Assembly of the State of New Jersey does hereby endorse the action of Senator Smith, a Representative of this State in the Congress of the United States, in defense of the Monroe Doctrine, and believe that in such action he truly represented the sentiment of the people of this State—260.

By Mr. Parry.—That four hundred extra copies of Senate bill No. 122 be printed and delivered as soon as possible—278.

By Mr. Ketcham.—(The House of Assembly concurring), That Senate Bill 89 be returned to the Senate for further consideration—307.

By Mr. Voorhees.—That the Senate request of Messrs. Thomas N. McCarter, Samuel H. Grey, Gilbert Collins, Frank Bergen, Frederick W. Stevens, J. Frank Fort, Garret D. W. Vroom, Eugene Stevenson and David J. Pancoast, that they formulate and submit to the Senate at the session on Tuesday next, March 3d, a draft of an amendment to the Judiciary article of the State Constitution, and also an amendment to Article IV relative to the election of members of the Senate and Assembly, looking to an apportionment of members of the House of Assembly to the several counties, and to the division of the counties into Assembly districts. *Resolved*, That a copy of the foregoing resolution be sent to each of the persons named therein by the Secretary of the Senate—332.

By Mr. Parry.—(The House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 42 for further consideration—358.

By Mr. Johnson.—(The House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 17 for further consideration—358.

By Mr. Voorhees.—That there be printed 400 copies of all concurrent resolutions relating to the proposed amendments to the constitution relating to judiciary, collated form—363.

By Mr. Parry.—That two hundred copies of Senate Bill No. 129 be printed and delivered to the Senate soon as possible—371.

By Mr. Herbert.—(The House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 11 for further consideration—375.

By Mr. Rose.—(The House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration Senate Bill No. 63—383.

By Mr. Voorhees.—(The House of Assembly concurring), That the members of both Houses of this Legislature hold a joint meeting in the Assembly Chamber, on Wednesday, March 11th, 1896, at twelve o'clock—392.

Resolved—By Mr. Voorhees.—That Senate Bill No. 11, entitled "A supplement to an act entitled 'An act relative to sale of lands under a public statute or by virtue of any judicial proceedings'" (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four—394.

By Mr. Voorhees.—(The House of Assembly concurring), That the governor be requested and is hereby authorized to appoint five or more commissioners to represent the state, who shall serve without pay, and whose duty shall be to promote and encourage a full and complete exhibit of the commercial, industrial, educational, artistic and other interests of the state by its citizens—452.

By Mr. Johnson.—(The House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 29, for the purpose of amendment—453.

By Mr. Skirm.—By the Senate (the House of Assembly concurring), That the Governor be and is hereby requested to return to the Senate, Senate Bill No. 150, for further consideration—472.

By Mr. Vreeland.—That the House of Assembly be and it hereby is requested to return to Senate, Senate Bill No. 99 for further consideration—492.

By Mr. Voorhees.—(The House concurring), That the Governor be requested to return to the Senate for further consideration Senate Bill No. 2—530.

By Mr. Skirm.—(the House of Assembly concurring), That Senate Bill No. 179, entitled "An act relating to elections and appointments to office hereafter to be made by any board of aldermen, common council, township committee or other municipal board or body," be returned to the Senate for further consideration—530.

By Mr. Bradley.—Whereas, William A. Newell, a representative in Congress from the Second Congressional district of this state to the thirtieth Congress of the United States did, on the third day of January, one thousand eight hundred and forty-eight, introduce the following resolutions, viz: "*Resolved*, That the Committee on Commerce be instructed to inquire whether any plan can be devised whereby the dangerous navigation along the coast of New Jersey, between Sandy Hook and Little Egg Harbor, may be furnished with additional safeguards to life and property, and that they report to the House by bill or otherwise," which was passed without opposition; and, Whereas, The Committee made no report whatever upon said resolution, and William A. Newell did, on the third day of August, 1848, make a carefully prepared speech detailing his system at length, as is recorded in the appendix to the "Congressional Globe" of that date, and on the ninth day of the same month did offer the following amendment to the Light House bill, to wit: "For providing surf-boats, life-boats, rockets, carronades and other necessary apparatus for the better preservation of life and property from shipwreck along the coast of New Jersey between Sandy Hook and Little Egg Harbor, $10,000, the same to be expended under the supervision of such officer as may be designated by the Secretary of the Treasury," which passed unanimously; and Whereas, William A. Newell, at the second session of the thirtieth Congress, introduced and secured the passage of an amendment appropriating $20,000 for the extension of the system from Little Egg Harbor to Cape May and the Atlantic coast of Long Island, Fire Island and Montauk Point; and did, on July the 14th, 1866, when again in Congress, deliver a speech in the House of Representatives calling for an additional appropriation of $20,000 and strongly urging the justice of paying the life saving crews, which

propositions were adopted; and Whereas, it is thus made clearly apparent that William A. Newell did, while a Representative from this State, originate the system which has been instrumental in saving many thousands of human lives from shipwreck, and an untold amount of property from destruction; therefore, be it *Resolved* by the Senate and House of Assembly of the State of New Jersey, That we do hereby recognize William A. Newell as the true author and originator of the life-saving service, and that the thanks of this Legislature be and are hereby extended to him for his agency in establishing this most successful instrumentality in the cause of humanity. *Resolved*, That these resolutions be spread upon the minutes, and that the Governor of this State be requested to forward to the Honorable William A. Newell an original copy of the same—662.

Resolved—By Mr. Rogers.—That the Committee on the Judiciary is hereby requested to report Senate Bill No. 170, and that the bill be placed on the calendar for second reading—565.

By Mr. Johnson.—(The House of Assembly concurring), That the Governor be requested to return to the Senate for further consideration Senate bills Nos. 162 and 163-634.

By Mr. Ketcham.—(The House of Assembly concurring), That the Governor be requested to return for further consideration Senate Bill No. 194—647.

By Mr. Skirm.—(The House of Assembly concurring), That the Governor be requested to return to the Senate, Senate Bill No. 178—648.

By Mr. Voorhees—That the Secretary of the Senate be authorized to prepare indices of the Senate Journal and Minutes of the Executive Sessions in the same general manner as the indices of the session of 1895, and that he be paid the same compensation as is allowed by law for preparing the indices of the House of Assembly Minutes—728.

By Mr. Voorhees.—That the Select Committee of the Senate, consisting of Messrs. Voorhees, Ketcham, Skirm, Daly and Herbert, appointed under the resolution of February 13th, 1895, be continued and reinvested with all the powers in said resolution conferred, and that they proceed with the inquiry therein provided for, if, after consideration, they deem it advisable so to do, with leave to sit during the recess of the Legislature, and to report to the Senate of 1897—788.

By Mr. Voorhees.—That a committee of three be appointed to wait upon His Excellency the Governor, and inform him that the Senate has elected Hon. Robert Williams, of the county of Passaic, as President, to succeed the Hon. Lewis A. Thompson, who has this day resigned—801.

By Mr. Daly.—That the Senate, about to finally adjourn, hereby desires to express its hearty approval and sincere thanks for the extreme fairness and unfailing courtesy that has at all times characterized the rulings of its President, the Hon. Lewis A. Thompson, who, during this session, has maintained the dignity of the chair and respected the rights of each individual Senator—801.

By Mr. Daly—That this Senate also desires to express, in the same cordial manner, its thanks for the uniform kindness shown them by all the officers of the Senate, and for the faithful manner in which they have performed their respective duties—801.

Resolved—By Mr. Voorhees.—That the Senate do hereby express its appreciation of the ability, courtesy and uniform good nature of Senator Daly, the leader of the minority in the Senate during the present session of this legislature—802.

By Mr. Voorhees—That all bills in the various committees not reported, and all bills in the President's desk not acted upon, be handed to the Secretary of the Senate for filing with the State Librarian as dead bills—806.

By Mr. Voorhees.—That a committee of three be appointed to wait upon the Governor and inform him that the Senate had completed its labors and is about to adjourn *sine die*, and inquire if the Executive has any further communication to make to this body—809.

By Mr. Voorhees.—That the hour of adjournment having arrived, the Secretary inform the House of Assembly that the Senate is now ready to adjourn *sine die*, and awaits the presence of the House of Assembly—816.

Communications.

Bonnell, John H., Custodian—801.
Green, J. M., State Normal School—322.
Hamilton, Morris R., State Librarian—801.
Hancock, W. S., Comptroller—57.
Kelsey, Henry C., Secretary of State—1.
Poland, A. B., State Board Education—235.
Stockton, John P., Attorney-General—339, 621.
Ten Broeck, F. L., Mayor of Asbury Park—781.
Werts, George T., Governor, Annual Message of—7.

Committees.

SENATE STANDING.

Committee on Agriculture and Agricultural College—vii, 58.
Appropriations—vii, 58.
Banks and Insurance—vii, 58.
Boroughs and Borough Commissions—vii, 58.
Claims and Pensions—vii, 58.
Corporations—vii, 58.
Education—vii, 58.
Elections—vii, 58.
Engrossed Bills—vii, 58.
Finance—viii, 59.
Game and Fisheries—viii, 59.
Judiciary—viii, 59.
Labor and Industries—viii, 59,
Militia—viii, 59.
Miscellaneous Business—viii, 59.
Municipal Corporations—viii, 59.
Railroads and Canals—viii, 59.
Revision of the Laws—viii, 59.
Riparian Rights—viii, 59.
Unfinished Business—viii, 59.

SENATE JOINT.

Committee on Clergy—ix, 59.
Commerce and Navigation—ix. 59.
Federal Relations—ix, 60.
Industrial School for Girls—ix, 60.
Passed Bills—ix, 60.
Public Grounds and Buildings—ix, 60.
Reform School for Boys—ix, 60.
School for Deaf-Mutes—ix, 60.
Sinking Fund—x, 60.
Soldiers' Home—x, 60.
State Hospitals—x, 60.
State Library—x, 60.
State Prison—x, 60.
Treasurer's Accounts—x, 60.

SENATE SPECIAL.

Committee on Inauguration—64, 70.
to receive the Governor and Officials of Virginia—219.
on Boroughs, to Revise Laws Concerning—260.

General Index.

A.

Actions—for the limitation of
introduced, 272.
reported, 360.
read second time, 389.
passed, 438.
concurred in by Assembly, 650.
delivered to Governor, 686.

Acquackanonk—an act to release title of the State of New Jersey on certain real estate of
introduced, 125.
read second time, 429.
amended, 566.
passed, 572
amended by Assembly, 650.
delivered to Governor, 685.

Agricultural fairs—for the holding of
introduced, 125.
reported, 222.
read second time, 315.
passed, 396.
amended by Assembly, 767.
concurred in, 773.
compared, 791.
delivered to Governor, 810.

Animal industry—to establish a State board of
introduced, 239.
reported, 273.
read second time, 274.
recommitted, 345.

Assembly—members of, xi, xii.
officers of, xiii, xiv.
standing committees of, xv, xvi.
joint committees, xvii, xviii.

Associations—to provide for the incorporation of
read a second time, 431.
recommitted, 431.

Asylum—to provide for the founding of
received from Assembly, 440
referred, 442.
reported, 728.
amended, 728.
read second time, 728.
passed, 739.

B.

Bradley, James A.—Senator from Monmouth county, iii, 1.

Brumaker, William—relative to claims of
introduced, 255.
passed, 536.

Brumaker, William—relative to the arbitration of the claims of
introduced, 284.
reported, 303.
read second time, 303.
passed, 331.
concurred in by Assembly, 439.
delivered to Governor, 478.
Governor requested to return, 482.
reconsidered, 482.
returned to Assembly, 501.
concurred in by Assembly, 505.
compared, 533.
delivered to Governor, 581.

Banking—to authorize and regulate
introduced, 125.
reported, 222.
read second time, 316.
passed, 349.
concurred in, 771.
compared, 792.
delivered to Governor, 810.

Banking and insurance—concerning the reports of
introduced, 310.
reported, 332.
passed, 365.
amended by Assembly, 678.
delivered to Governor, 811.

Barnard, Charles S.—put on the retired list
received from Assembly, 489.
referred, 491.
reported, 523.

Bergen—to cede jurisdiction to the United States over certain lands in the county of
introduced, 47.
reported, 281.
read second time, 284.
passed, 295.
concurred in by Assembly, 418.
delivered to Governor, 427.

Bicycles and other vehicles—to regulate the use of
introduced, 62.
reported, 263.
read second time, 266.
passed, 297.
concurred in by Assembly, 371.
delivered to Governor, 392.

Birds, game and fish—for the protection of
introduced, 271.
reported, 438.
read second time, 481.
amended, 481.
reconsidered, 632.
amended. 632.
passed, 636.

Birds, game and fish—to provide for the protection of
received from Assembly, 567.
referred, 569.
substitute read second time, 760.
passed, 770.

Birds, game and fish—for the protection of
introduced, 272
reported, 565.
read second time, 566.
passed, 716

Birds, game and fish—to provide for the protection of
introduced, 451.

Boards of commissioners—to increase powers of
introduced, 280.
reported, 317.
read second time, 403
substitute adopted, 403.
passed, 502.
concurred in by Assembly, 651.
delivered to Governor, 685.

Boards of health—concerning
received from Assembly, 711.
referred, 713
reported, 743.

Boards of education—to abolish the appointment of
received from Assembly, 678.
referred, 680
reported, 727.
read second time, 797.
passed, 797.

Boroughs—an act concerning
introduced, 369.
reported, 401.
read second time, 408.
passed, 469.
concurred in by Assembly, 587.
delivered to Governor, 603.

Boroughs and borough commissions—relating to
received from Assembly, 768.
referred, 769.
reported, 774.
read second time, 776.
passed, 776.

Boroughs and villages—relating to the formation of
received from Assembly, 768.
referred, 769.
read second time, 777.
passed, 777.

Borough government—for the formation of
received from Assembly, 418.
referred, 419.
reported, 450.
amended, 450.
read second time, 475.
passed, 475.

Borough governments—for the formation of
introduced, 262.

Boroughs—for the reorganization and government of
introduced, 281.

Boroughs—for the formation and government of
received from Assembly, 334.
referred, 335.

Boroughs—for the formation and government of
introduced, 303.

Borough governments—for the formation of
received from Assembly, 627.
referred, 628.
reported, 635.
read second time, 636.
passed, 636.

Boroughs—to authorize grading, paving, curbing and repairing sidewalks in
introduced. 220.
reported, 391.
read second time, 408.
amended, 408.
passed, 438.
amended by Assembly, 792.
concurred in, 798.
compared, 804.
delivered to Governor, 812.

Boroughs—to revise the laws concerning report of joint committee, 755.

Borough governments—for the formation of
introduced. 452.
reported, 554.
read second time, 565.
concurred in by Assembly, 766.

Borough act—an act to amend
received from Assembly, 419.
referred, 419.
reported, 450.
read second time, 475.
passed, 475.

Boroughs—an act concerning
introduced. 219.
reported, 263.
read second time, 266.
passed, 284.

Borough governments—for the formation of
introduced. 221.
reported, 476.
read second time, 480.
passed, 542.
concurred in by Assembly, 712.
delivered to Governor, 761.

Boroughs—to provide music in public parks, etc., in
introduced, 342.
reported, 394.
read second time, 394.
passed, 409.
concurred in by Assembly, 545.
delivered to Governor, 582.

Boroughs—respecting licenses in
received from Assembly, 372.
referred, 373.
read second time, 413.
passed, 413.

Bread—an act to regulate the sale of
received from Assembly, 278.
referred, 279.
reported, 414.
read second time, 425.
passed, 528.

Bridges—respecting
received from Assembly, 515.
referred, 517.
reported, 593.
read second time, 696.
passed, 696.

Bridges—respecting
received from Assembly, 649.
referred, 652.
reported, 687.
read second time, 734.
passed, 734.

Brigade Headquarters, National Guard, N. J.—to authorize the appointment of non-commissioned officers of
introduced, 566.
reported, 594.

Broad tires on wagons and carts—to encourage the use of
received from Assembly, 418.
referred, 419.
reported, 450.
read second time, 519.
passed, 519.

Building associations—to encourage the establishment of
introduced, 62.
reported, 221.
recommitted, 222.
read second time, 447.
reported, 445.
lost, 502.

By-roads and by-ways—an act concerning
introduced, 228.

C.

Catfish and eels—permitting the catching of
received from Assembly, 678.
referred, 680.
reported, 683.
read second time, 799.
passed, 799.

Cattle—concerning
received from Assembly, 649.
referred, 653.

Cemetery or burial ground—concerning money received by the board of directors, &c., of
reported, 387.

Census—to provide for a
introduced, 62.
reported, 236.
read second time, 256.
passed, 269
concurred in by Assembly, 418.
delivered to Governor, 427.
Governor requested to return, 482.
reconsidered. 540.
amended. 540.
passed, 575.

Chancery—concerning the compensation of the clerk in
introduced, 47.

Chancery—for the appointment of women as masters in
introduced, 451.
reported, 589.
read second time, 599.
passed, 676.
concurred in by Assembly, 729.
delivered to Governor, 812.

Chickamauga and Chattanooga battlefields—provides for the erection of monuments upon
received from Assembly, 288.
referred, 289.
reported, 297.

Children—an act to legitimate
introduced, 289.
reported, 408.
read second time, 428.
passed, 484.

Children—providing for the adoption of
received from Assembly, 649.
referred, 651.
reported, 763.

Children—concerning the custody and control of
received from Assembly, 768.
referred, 768.

Cigarettes—to prevent the sale and manufacture of
received from Assembly, 767.
referred, 768.

Cities—concerning the collection of unpaid taxes, etc.
received from Assembly, 371.
referred, 374.
reported, 400.
read second time, 400.
passed, 400.

Cities—concerning election and appointment of certain officers in
received from Assembly, 489.
referred, 491.
reported, 595.
amended, 595.
read second time, 595.
passed, 697.

Cities—concerning
referred, 769
reported, 771.
read second time, 771.
passed, 771.

Cities—providing for the pensioning of police officers and policemen in
received from Assembly, 597.
referred, 598.
reported, 625.
read second time, 699.
passed, 780.

Cities—concerning the government of
received from Assembly, 597.
referred, 598.
reported, 625.
read second time, 699.
passed, 739.

Cities—concerning railroads in
received from Assembly, 628.
referred, 629.
reported, 634.
read second time, 664.
amended, 721.
lost, 733.
reconsidered, 736.
passed, 736.

Cities—concerning the improvement of paved streets in
received from Assembly, 628.
referred, 629.
reported, 653.
read second time, 764.
passed, 764.

Cities—constituting district courts in
introduced, 452.
reported, 589.
read second time, 599.
passed, 673.
concurred in by Assembly, 793.
delivered to Governor, 812.

Cities—providing for the incorportion of
introduced, 669.
reported, 670.
read second time, 671.
passed, 717.
concurred in by Assembly, 766.
delivered to Governor, 814.

Cities—respecting sewers and sewer connections in
introduced, 480.
reported, 508.
read second time, 512.
passed, 551.
concurred in by Assembly, 712.
delivered to Governor, 762.

Cities—to supply water to
introduced, 229.
reported, 786.

Cities—concerning ashes and garbage in
received from Assembly, 288.
referred, 289.
reported, 289.
read second time, 319.
passed, 365.

Cities—to authorize, to lay out streets, drives and public walks in
introduced, 279.
reported, 290.
read second time, 291.
passed, 294.
concurred in by Assembly, 318.
delivered to Governor, 320.

Cities—for the election of collectors of taxes in
introduced, 272.
reported, 785.

Cities—concerning the appointment of commissioners in certain
introduced, 271.
reported, 290.
read second time, 303.
postponed, 332.

Cities of the second class—concerning the repaving of streets in
introduced, 301.
reported, 312.
read second time, 316.
reconsidered, 339.
passed, 382.
concurred in by Assembly, 514.
delivered to Governor, 538.

Cities—concerning board of health in
introduced, 265.
reported, 277.
read second time, 303.
passed, 333.
Amended by Assembly, 533.
concurred in, 569.
delivered to Governor, 762.

Cities—concerning public buildings in
introduced, 646.
reported, 680.
read second time, 646.
passed, 732.
amended by Assembly, 806.
concurred in, 807.
delivered to Governor, 812.

Cities—to provide for the election of an alderman in
introduced, 437.
reported, 453.
read second time, 480.
passed, 551.
concurred in by Assembly, 596.
delivered to Governor, 686.

Cities—for the establishment of hospitals in
introduced, 363.
read second time, 780.

Cities—providing for the vacating of alleys, streets, or parts of streets in
introduced, 616.
reported, 665.
read second time, 725.

Cities—concerning taxes, etc., in
introduced, 486.
reported, 582.
read second time, 662.
passed, 715.
concurred in by Assembly, 766.
delivered to Governor, 810.

Cities—for the classification of
received from Assembly, 313.
referred, 313.
reported, 342.
postponed, 361.

Cities—concerning taxes in
received from Assembly, 325.
referred, 326.
reported, 342.
read second time, 353.

Cities—to establish free public libraries and reading-rooms in
received from Assembly, 325.
referred, 326.
reported, 359.
read second time, 362.
passed, 386.

Cities—to provide for drainage and sewerage in
received from Assembly, 325.
referred, 326.
reported, 342.
read second time, 354.
received from Assembly, 418.
referred, 419.
reported, 429.
read second time, 432.

Cities—concerning water-supply in
introduced. 359.
reported, 370.
amended, 370.
read second time, 376.
recommitted, 483.
reported, 554.
read second time, 557.
recommitted, 564.
reported, 787.

City—authorizing certain towns, townships, boroughs, &c., to be incorporated as a
introduced, 48.
reported, 129.
read second time, 129.
passed, 233.
concurred in by Assembly, 325.
delivered to Governor, 357.
Governor requested to return, 360.
amended by Assembly, 402.
concurred in, 403.
compared, 416.

Cities—to enable, to improve water works, &c.
introduced, 61.
reported, 129.
read second time, 129.
passed, 257.
amended by Assembly, 490.
concurred in, 499.
compared, 533.
delivered to Governor, 581.
Governor requested to return, 710.

Cities—concerning public streets along beach front in
introduced, 63.
reported, 785.

Cities—an act concerning
introduced, 329.
reported, 416.
amended, 416.
recommitted, 525.
reported, 786.

Cities, etc.—concerning the construction of water works in
introduced, 272.
reported, 588.
Amended, 588.
read second time, 604.
passed, 672.
concurred in by Assembly, 793.
delivered to Governor, 812.

Cities—concerning
introduced, 486.
reported, 582.
read second time, 599.
passed, 732.

Cities—to empower to acquire land, etc.
introduced, 499.

Cities—constituting district courts in
received from Assembly, 440.
referred, 441.
reported, 577.
amended, 577.
read second time, 580.
amended, 580.
passed, 607.

Cities—to establish the rate of interest in
received from Assembly, 419.
referred, 419.
reported, 429.
passed, 529.

Cities—concerning inspectors of buildings in
introduced, 377.
reported, 410.
read second time, 428.
reconsidered, 639.
amended, 639.
passed, 731.

Cities—to amend an act for the classification of
introduced, 61.
reported, 129.
read second time, 130.
Withdrawn, 296.

Cities—constituting district courts in
introduced, 520.
reported, 655.
read second time, 669.
passed, 709.
concurred in by Assembly, 767.
delivered to Governor, 810.

Cities—relating to the confirmation of assessments for local improvements in
received from Assembly, 597.
referred, 598.
reported, 625.
read second time, 663.
passed, 692.

Cities—to authorize the erection of public buildings, purchase of land and purchase of fire apparatus in
received from Assembly, 334.
referred, 335.
reported, 342.
amended, 488.
postponed, 519.

Cities—to enable, to open streets, highways and alleys
received from Assembly, 334.
referred, 335.
reported, 342.
read second time, 354.
passed, 354.

Cities of the first class—respecting boards of commissioners in
received from Assembly, 568.
reported, 574.
read second time, 613.
passed, 613.

Cities of the first class—concerning cemeteries in
received from Assembly, 372.
referred, 374.
reported, 406.
read second time, 411.
passed, 411.

Cities of the first class—concerning streets and avenues in
received from Assembly, 711.
referred, 713
reported, 727.
read second time, 789
passed, 789.

Cities of the first class—concerning contracts for the improvement of streets in
received from Assembly, 729.
referred, 730.
reported, 787.

Cities of the first class—concerning the powers of boards of fire commissioners in
received from Assembly, 650.
referred, 653.
reported, 674.
passed, 693.

Cities of the first class—concerning municipal boards of street and water commissioners in
received from Assembly, 628.
referred, 629.
reported, 653.
read second time, 735.
passed, 735.

Cities of the first class—respecting boards of fire commissioners in
received from Assembly, 627.
referred, 629.
reported, 653.
read second time, 693.
passed, 693.

Cities of the first class—concerning armories in
received from Assembly, 597.
referred, 598.
reported, 616.
read second time, 797.
passed, 797.

Cities of the first and second class—for the purchase of sites for and the erection and equipment of armories in
introduced, 646.
passed, 681.
concurred in by Assembly, 730.
delivered to Governor, 811.

Cities of the first and second class—concerning armories in
reported, 353.
read second time, 471.
amended, 471.
passed, 689.

Cities of the first class—concerning telephone companies in
introduced, 238.

Cities of the first class—for the improvement of streets, public highways, &c.
introduced, 280.
reported, 303.
read second time, 316.
passed, 350.
concurred in by Assembly, 439.

Cities of the first class—respecting the publication of ordinances in
introduced, 255.
read second time, 429.
passed, 499.
concurred in by Assembly, 679.
delivered to Governor, 684.

Cities of the first class—relating to vacancies in the office of alderman
introduced, 128.
reported, 231.
read second time, 231.
passed, 264.
concurred in by Assembly, 325.
delivered to Governor, 357.

Cities of the first class—relating to the designation of official papers
introduced, 123.
reported, 561.
amended, 561.

Cities of the fourth class—concerning dedication of lands in
introduced, 63.
reported, 785.

Cities of the first and second class—to provide for purchase of sites for erection and equipment of armories in
introduced, 64.
reported, 223.
amended, 226.

Cities of the first class—relating to vacancies in the office of school commissioners in
introduced, 128.
reported, 264.
read second time, 266.
passed, 275.
reconsidered, 352.
concurred in by Assembly, 418.
delivered to Governor, 427.

Cities of the first class—for the abolition of railroad grade-crossings in
introduced, 571.
reported, 578.
amended, 595.
read second time, 599.
passed, 635.
delivered to Governor, 686.

Cities of the first class—concerning the paving and repaving of streets, &c., in
introduced, 480.
reported, 508.
read second time, 512.
passed, 553.
concurred in by Assembly, 596.
delivered to Governor, 686.

Cities of the first class—relating to municipal or charter elections in
received from Assembly, 628.
referred, 630
reported, 654.
read second time, 694.
passed, 694.

Cities of the first and second classes—to provide for the safety of firemen in
received from Assembly, 650.
referred, 653.
reported, 674.
read second time, 775.
passed, 775.

Cities of the first class—relating to the taking and appropriating of lands, &c. in
received from Assembly, 440.
referred, 442.
reported, 510.
read second time, 523.
passed, 523.

Cities of the first class—providing for the apportionment of taxes, &c., in
introduced, 645.
reported, 648.
read second sime, 669.
passed, 719.
concurred in by Assembly, 766.
delivered to Governor, 811.

Cities of the first class—relating to the granting of license in
introduced, 645.
reported, 648.
read second time, 669.
passed, 718.
amended by Assembly, 806.
concurred in, 806.
delivered to Governor, 812.

Cities of the first class—for the appointment of police justices in
received from Assembly, 441.
referred, 443.
reported, 479.
amended, 479.
read second time, 571.
passed, 660.

Cities of the first class—concerning number of commissioners of deeds in
received from Assembly, 433.
referred, 433.
reported, 435.
read second time, 435.
passed, 435.
Governor requested to return—470.

Cities of the first class—concerning contracts for work, &c., in
introduced, 377.
reported, 410.
read second time, 468.
passed, 503.

Cities of the second class—concerning the general inspection of the fire department in
received from Assembly, 515.
referred, 517.
reported, 574.
read second time, 639.
passed, 639.

Cities of the second class—concerning public instruction in
introduced, 230.
reported, 270.
read second time, 273.
lost, 333.
reconsidered, 344.
passed, 380.
amended by Assembly, 650.
delivered to Governor, 762.

Cities of the second class—an act concerning
received from Assembly, 278.
referred, 279.
reported, 281.
read second time, 286.
passed, 286.

Cities of the second class—to elect city treasurer for longer term than two years
introduced, 123.
reported, 786.

Cities of the second class—to elect treasurer for longer term than one year
introduced, 123.
reported, 786.

Cities of the second class—relating to the publication of official minutes and public notices in
introduced, 577.
reported, 609.

Cities of the second class—to authorize the appointment of collectors of personal taxes in
received from Assembly, 440.
referred, 442.
reported, 450.
read second time, 507.
passed, 529.

Cities of the second class—concerning police justices and mayors in
introduced, 588.
reported, 786.

Cities of the second class—concerning buildings for high school purposes in
received from Assembly, 371.
referred, 373.
reported, 406.
read second time, 410.
passed, 410.

Cities of the third class—to determine the tenure of office of the city marshal in
referred, 653.
reported, 674.
read second time, 695.
passed, 695.

Cities on or near Atlantic ocean—concerning public walks in
introduced, 219.
reported, 277.
read second time, 283.
reconsidered, 393.
amended, 398.
passed, 297.
concurred in by Assembly, 334.
delivered to Governor, 357.
returned by Governor, 393.
passed, 414.
concurred in by Assembly, 439.
delivered to Governor, 477.

City—authorizing any town, township or borough to be incorporated as a
received from Assembly, 544.
referred, 546.
reported, 625.
read second time, 662.
passed, 662.

City—to change street line in
introduced, 265.
reported, 303.
read second time, 303.
reconsidered, 338.
read second time, 338.
amended, 338.
amended, 377.
postponed, 484.

Cities and incorporated towns—to authorize to construct and maintain a system of sewers in
introduced, 219.
reported, 358.
read second time, 376.
passed, 483.
amended by Assembly, 719.
concurred in, 726.
compared, 792.
delivered to Governor, 810.

Cities, towns and townships—relating to taxes in
received from Assembly, 649.
referred, 652.
reported, 759.
read second time, 777.
passed, 777.

City—town, township or borough to be incorporated as a
introduced, 309.
reported, 479.
read second time, 492.
passed, 550.

Clams and oysters—for the preservation of
received from Assembly, 488.
referred, 490.
returned to Assembly, 503.
received from Assembly, 506.
referred, 506
reported, 639.
passed, 733

Clayton—to change the boundary of
introduced, 280.

Clerk of Supreme Court—concerning the fees of
introduced, 271.
reported, 291.
read second time, 293.
passed, 319.
concurred in by Assembly, 418.
delivered to Governor, 427.

Collector of taxes, &c.—respecting the term of office of
received from Assembly, 371.
referred, 373.
read second time, 421.
passed, 421.

Compensation—respecting, of chancellor, vice-chancellors and justices
introduced, 271.

Competition—act preventing
received from Assembly, 796.
referred, 796.

Constitution—proposed amendments to
introduced, 565.

Constitution—proposed amendments to
introduced, 595.
reported, 752.
read second time, 752.
concurred in by Assembly, 807.

Constitution—concerning amendments to
introduced, 611.
reported, 742.
adopted, 742.
concurred in by Assembly, 807.

Constitution—concerning amendments to
introduced, 611.
reported, 753.
adopted, 753.

Constitution—concerning amendments to
reported, 752.
adopted, 752.
concurred in by Assembly, 807.

Constitution—concerning amendments to
reported, 744.
substitute adopted, 744.
substitute concurred in by Assembly, 807.

Constitution—amendments to
reported, 750.
adopted, 750.
concurred in by Assembly, 807.

Constitution—proposed amendments to
received from Assembly, 805.
concurred in, 805.

Conveyance—respecting
introduced, 452.
reported, 589.
read second time, 599.
passed, 717.

Corporations—an act concerning
introduced, 250.
read second time, 316.
recommitted, 552.

Corporations—concerning property to be held by
received from Assembly, 649.
referred, 653.
reported, 673.
read second time, 691.
passed, 691.

Corporations—concerning
introduced, 125.
reported, 222.
read second time, 272.
reconsidered, 497.
amended, 497.
reconsidered, 580.
amended, 580.
substitute passed, 612.
substitute concurred in by Assembly, 766.
substitute delivered to Governor, 812.

Corporations—commissioners to revise
acts concerning report of, 72.

Corporations—relative to the expense of investigating
introduced, 125.
reported, 222.
read second time, 315.
passed, 347.
amended by Assembly, 767.
concurred in, 772.
compared, 791.
delivered to Governor, 810.

Corporations—relative to
introduced, 125.
reported, 222.
read second time, 316.
passed, 396.
amended by Assembly, 767.
concurred in, 771.
compared, 791.
delivered to Governor, 810.

Corporations—for the collection of State taxes upon certain
introduced, 125.
reported, 222.
read second time, 315.
passed, 382.
amended by Assembly, 767.
concurred in, 773.
compared, 791.
delivered to Governor, 810.

Corporations—concerning
introduced, 487.
reported, 524.
read second time, 565.
passed, 631.
concurred in by Assembly, 713.
delivered to Governor, 762.

Corporations—to provide for the imposition of State taxes upon
received from Assembly, 664.
referred, 664.
reported, 689.
amended, 689.
read second time, 735.
passed, 760.

Coroners—testimony taken by
received from Assembly, 767.
referred, 768.

Counties of the first class—concerning the collection of taxes, etc., by townships in
received from Assembly, 627.
referred, 628.
reported, 668.
read second time, 739.
passed, 779.

County of Middlesex—concerning the board of chosen freeholders of
received from Assembly, 597.
referred, 599.
reported, 604.
read second time, 665.
amended, 669.
passed, 700.

Counties—concerning the dividing lines between
received from Assembly, 312.
referred, 313.
reported, 388.
read second time, 398.
amended, 398.
passed, 424.

Counties—concerning a public road therein
introduced, 281.
reported, 312.
read second time, 316.
passed, 351.
delivered to Governor, 538.

Counties—in relation to the appointment of sergeant-at-arms, &c., in
received from Assembly, 440.
referred, 442.
reported, 478.
read second time, 519.
passed, 775.

Counties—concerning the payment of rent of armories and drill-rooms in
received from Assembly, 544.
referred, 546.
reported, 593.
read second time, 639.
lost, 639.
reconsidered, 639.

Counties—concerning prosecutors of pleas in
received from Assembly, 796.
referred, 797.

Counties—classification of
introduced, 124.
reported, 236.
read second time, 256.
passed, 269.
concurred in by Assembly, 544.
delivered to Governor, 581.

Counties—concerning game and game fish in
reported, 336.
substitute passed, 470.
amended by Assembly, 587.
concurred in, 591.
delivered to Governor, 684.

Counties—to incorporate freeholders in
introduced, 308.
reported, 521.
amended, 521.

Counties—to provide for the erection of county lunatic asylum buildings in
received from Assembly, 325.
referred, 326.
reported, 393.
read second time, 399.
passed, 399.
Governor requested to return, 471.

Counties—for the preservation of fish in
introduced, 487.
reported, 520.
read second time, 532.
passed, 630.

Counties—to organize a board of chosen freeholders in
received from Assembly, 372.
referred, 374.
reported, 376
read second time, 391.
amended, 391.
passed, 403
reconsidered, 410.
amended, 410.
passed, 423.

Counties—concerning public roads in
received from Assembly, 794.
referred, 794.
read second time, 795.
passed, 795.

Counties—providing for the appointment of collectors in
introduced, 600.

Counties—concerning the maintenance of hospitals in,
received from Assembly, 544.
referred, 546.
reported, 573.
read second time, 774.
passed, 774.

Counties—to incorporate the chosen freeholders in
received from Assembly, 705.
referred, 705.
reported, 743.
read second time, 792.
passed, 792.

Counties—to organize board of freeholders in
introduced, 310.
reported, 341.
read second time, 346.
recommitted, 390.
read second time, 428.
recommitted, 485.
reported, 786.

Counties of the first class—water for public uses in townships of
received from Assembly, 711.
referred, 7 4.
reported, 744.
read second time, 794.
passed, 794.

County of the first class—fixing rates of ferriage in any
received from Assembly, 374.
reported, 374.

Counties—to incorporate the chosen freeholders in
introduced, 472.

Counties—concerning public roads in
received from Assembly, 489.
referred, 491.
reported, 498.
read second time, 507.
passed, 507.

Counties of the second class—for the transaction of public business in
received from Assembly, 694.
referred, 694.
reported, 694.
read second time, 698.
passed, 698.

Counties of the second class—concerning the amount of salary of the prosecutor of pleas in
received from Assembly, 440.
referred, 442.
reported, 620.
amended, 620.
read second time, 620.

Counties of the second class—to acquire lands in
introduced, 308.
reported, 487.
recommitted, 496.

Counties of the second class—to fix the minimum amount of salary of the prosecutor of the pleas in
received from Assembly, 568.
reported, 573.
read second time, 609.
passed, 609.

Counties of the second class—to facilitate judicial proceedings in
introduced, 590.
reported, 655.
read second time, 669.
passed, 721.

Counties of the third class—to provide for the appointment of clerks of the grand jury in
received from Assembly, 440.
referred, 441.
reported, 527.
read second time, 555.
passed, 555.

County sinking funds—to constitute commissioners of
introduced, 390.
reported, 479.
amended, 479
passed, 552.
concurred in by Assembly, 679.
delivered to Governor, 685.

Courts—concerning
introduced, 564.
reported, 590.
read second time, 594.
passed, 675.
concurred in by Assembly, 808.
delivered to Governor, 814.

Courts of law—to regulate the practice of
introduced, 282.
reported, 409.
amended, 409
read second time, 417.
lost, 447.
reconsidered, 467.
passed, 506.
amended by Assembly, 711.
delivered to Governor, 814.

Courts of law—to regulate the practice of
introduced, 451.
reported, 510.
read second time, 532.
passed, 604.
amended by Assembly, 650.
delivered to Governor, 762.

Courts of law—to regulate the practice of
introduced, 265.
reported, 359.
read second time, 376.
passed, 401.
amended by Assembly, 719.
concurred in, 727.
delivered to Governor, 813.

Courts—concerning depositions in
introduced, 63.
reported, 132.
read second time, 226.
passed, 256.
concurred in by Assembly, 712.
delivered to Governor, 761.

Court of chancery—respecting
received from Assembly, 515.
referred, 517.
reported, 639.
read second time, 688.
passed, 723.

Courts of law—concerning the practice in
introduced, 310.

Crimes—for the punishment of
introduced, 479.
reported, 512.
read second time, 532.
passed, 610.
concurred in by Assembly, 809.
delivered to Governor, 815.

Criminal cases—regulating the proceedings in
introduced, 329.

Criminal cases—regulating proceedings in
introduced, 495.
reported, 543.
read second time, 565.
passed, 674.

Criminal proceedings—an act regulating proceedings in
introduced, 228.
reported, 786.

Criminal cases—regulating proceedings in
received from Assembly, 649.
referred, 652.
reported, 668.
amended, 668.
read second time, 799.

Criminal cases—regulating proceedings in
received from Assembly, 372.
referred, 374.
reported, 511.
amended, 511.
read second time, 519.
amended, 558.
passed, 640.

Crimes—for the punishment of
received from Assembly, 366.
referred, 367.
reported, 400.
read second time, 400.
lost, 416.
reconsidered, 433.
recommitted, 433.
read second time, 475.
passed, 475.

D.

Daly, William D.—senator from Hudson county, iii, 2.

Damages—for the recovery of
introduced, 302.
reported, 409.
read second time, 417.
passed, 485.

Damages—for the recovery of
received from Assembly, 489.
referred, 491.
returned to Assembly, 501.

Days of recreation and holidays—relating to
received from Assembly, 711.
referred, 713.
reported, 763.

Deeds—concerning
introduced, 255.
reported, 300.
read second time, 303.
passed, 318.
concurred in by Assembly, 514.
delivered to Governor, 538.

Delaware bay, &c.—for the protection of tongers of clams and oysters under the tidal waters of
received from Assembly, 440.
referred, 441.

Dentistry—to regulate the practice of
introduced, 124.
reported, 327.
read second time, 344.
passed, 396.

Deputy fish and game wardens—to provide for the appointment of
introduced, 271.
reported, 404.
read second time, 492.
passed, 536.
concurred in by Assembly, 713.
delivered to Governor, 761.

Destitute children—to govern the care of
introduced, 262.
reported, 802.

Directors and officers of corporations—relative to the residence of
introduced, 311.
reported, 394.
read second time, 394.
passed, 444.
concurred in by Assembly, 587.
delivered to Governor, 603.

Disabled soldiers—for the organization of the New Jersey home for
received from Assembly, 372,
referred, 373.
reported, 422.
read second time, 571.
amended, 571.
passed, 764.

District courts—permitting certain equitable defences and set-offs in
introduced, 230.

District courts—relating to
received from Assembly, 334.
referred, 335.
reported, 338.
read second time, 353.
passed, 353.

Dogs—providing for the licensing of
introduced, 451.
reported, 566.
amended, 566.
read second time, 566.
passed, 673.
concurred in by Assembly, 809.
delivered to Governor, 815.

E.

Engle, Robert B.—senator from Ocean county, iii, 2.

Election day—for the payment of challengers on
received from Assembly, 543.
referred, 546.

Elections—an act concerning
received from Assembly, 325.
referred, 327.
reported, 358.
read second time, 361.
passed, 361.

Elections—an act to regulate
received from Assembly, 326.
referred, 327.
reported, 530.
lost, 531.
reconsidered, 542.

Elections—an act to regulate
received from Assembly, 287.
referred, 287.
reported, 292.
read second time, 293.
amended, 293.
passed, 294.

Elections—an act to regulate
introduced, 309.
reported, 784.

Elections—to regulate
introduced, 594.
reported, 620.
passed, 718.
concurred in by Assembly, 793.
delivered to Governor, 812.

Elections—an act to regulate
introduced, 220.
reported, 784.

Elections—an act to regulate
introduced, 220.
reported, 298.
read second time, 360.
passed, 397.
concurred in by Assembly, 544.
delivered to Governor, 581.

Elections—to regulate
introduced, 452.
reported, 472.
read second time, 492.
passed, 553.
concurred in by Assembly, 679.
delivered to Governor, 684.

Elections—an act to regulate
introduced, 330.
reported, 449.
read second time, 566.
amended, 566.
lost, 731.

Elections—an act to regulate
received from Assembly, 336.
referred, 336.
reported, 369.
read second time, 401.
amended, 401.
passed, 425.
Governor requested to return, 618.

Elections—to regulate
received from Assembly, 489.
referred, 491.
reported, 620.
read second time, 794.

Elections—an act to regulate
received from Assembly, 441.
referred, 443.
reported, 449.
read second time, 507.
amended, 507.
recommitted, 522.
reported, 540.
amended, 540.
read second time, 554.
amended, 574.
read second time, 579.
passed, 606.

Electric light, heat and power companies—relating to
introduced, 125.
reported, 222.
read second time, 315.
passed, 348.
amended by Assembly, 767.
concurred in, 772.
compared, 791.
delivered to Governor, 810.

Elevators, passenger—to provide for safety guards upon
received from Assembly, 796.
referred, 797.
reported, 803.

Engineers—in relation to the examination of, and licensing stationary
received from Assembly, 567.
referred, 569.

Epileptics—to establish a village for
introduced, 64.
reported, 270.
read second time, 283.
reconsidered, 300.
read second time, 300.
amended, 300.
passed, 636.
concurred in by Assembly, 766.
delivered to Governor, 811.

Estates—to secure to creditors an equal and just division of
received from Assembly, 648.
referred, 652.
reported, 667.
read second time, 733.
passed, 733.

Estates—to compel the determination of claims of
received from Assembly, 515.
referred, 517.
reported, 633.
read second time, 699.
passed, 699.

Evidence—concerning
received from Assembly, 313.
referred, 313.
reported, 317.
read second time, 600.
passed, 600.

Evidence—concerning
introduced, 265.
reported, 360.
read second time, 376.
passed, 402.
amended by Assembly, 719.
concurred in, 727.
delivered to Governor, 813.

Executions—an act respecting
introduced, 231.
reported, 785.

Executions—respecting
received from Assembly, 711.
referred, 713.
reported, 763.

Executors—concerning
introduced, 62.
reported, 293.
read second time, 315.
withdrawn, 469.

F.

Factories and workshops—relating to
received from Assembly, 597.
referred, 598.
read second time, 795.
passed, 795.

Fees—an act to regulate
introduced, 221.

Fences—an act relative to
introduced, 228.

Fire insurance—relating to policies of
introduced, 400.

Firemen—for the pensioning of
introduced, 308.
reported, 422.
read second time, 425.
amended, 512.
amended, 570.
passed, 613.
amended by Assembly, 767.
concurred in, 770.
delivered to Governor, 814

Fish—an act to protect
introduced, 271.

Fish—for the better protection of
received from Assembly, 489.
referred, 491.
reported, 665.
read second time, 738.
passed, 738.

Fish production—to increase the
introduced, 272.
reported, 520.
amended, 520.
passed, 611.

Fish and game wardens—to provide for the payment of
introduced, 272.
reported, 404.
read second time, 512.

Fisheries in the river Delaware—to regulate
introduced, 437.
reported, 476.
read second time, 481.
passed, 504.
concurred in by Assembly, 587.
delivered to Governor, 603.

Fishing, gunning and hunting—an act to permit
introduced, 220.
reported, 639.
read second time, 660.
passed, 704.

Fishing—an act to regulate, in the ocean
introduced, 271.

Fishing—to regulate, by vessels
introduced, 271.
reported, 388.
amended, 388.
substitute adopted, 404.
substitute amended, 468.
read second time, 496.
substitute passed, 570.
substitute concurred in by Assembly, 712.
delivered to Governor, 762.

Fishing interests—for the appointment of commissioners for the better protection of
introduced, 271.
reported, 404.
read second time, 535.
amended, 535.
passed, 731.
concurred in by Assembly, 809.
delivered to Governor, 815.

Flour and meal food products—an act to regulate the manufacture of
introduced, 219.
reported, 395.
read second time, 408.
amended, 408.
passed, 446.
concurred in by Assembly, 596.
delivered to Governor, 685.

Ford—an act for the relief of Morris, and others
introduced, 123.
reported, 228.
read second time, 231.
passed, 264.
concurred in by Assembly, 325.
delivered to Governor, 357.
Governor requested to return, 361.

Free public libraries—for the establishment of
introduced, 742.
read second time, 742.
passed, 763.
concurred in by Assembly, 808.
delivered to Governor, 813.

G.

Gould, Jacob—senator from Sussex county, iii, 1.

Griggs, John W.—Governor
inauguration of, 64.
inaugural address, 65.

Grand juries—concerning clerks of
received from Assembly, 440.
referred, 442.
reported, 449.
read second time, 520.
passed, 520.

H.

Herbert, Charles B.—senator from Middlesex county, iii, 1.

Hoffman, Samuel D.—senator from Atlantic county, iii, 1.

Hackensack Improvement Commission—to incorporate the
introduced, 302.
reported, 360.
read second time, 360.
passed, 397.
concurred in by Assembly, 545.
delivered to Governor, 581.
Governor requested to return, 665.

Hackensack Improvement Commission—to incorporate
introduced, 668.
read second time, 668.
passed, 702.
concurred in by Assembly, 736.
delivered to Governor, 813.

Heubsch, Henofœfa—to grant title to the State of New Jersey in certain real estate of which, died seized
introduced, 45.
reported, 131.
read second time, 225.
passed, 257.
delivered to Governor, 509.
Governor requested to return, 530.
returned by Governor, 554.
reconsidered, 556.
amended, 556.
concurred in by Assembly, 729.
delivered to Governor, 814.

Historical work entitled "New Jersey"—for the proper distribution of
introduced, 343.
reported, 495.
read second time, 512.
amended, 570.
passed, 720.
concurred in by Assembly, 766.
delivered to Governor, 811.
Homestead or building companies—concerning lands purchased by
received from Assembly, 544.
referred, 546.
reported, 563.
read second time, 689.
passed, 689.
Home for disabled soldiers—to provide for the organization of
introduced, 260.
reported, 291.
read second time, 317.
passed, 350.
concurred in by Assembly, 650.
delivered to Governor, 538.
Hospital for the insane—respecting
introduced, 61.
substitute reported, 425.
substitute read second time, 428.
substitute passed, 536.
substitute concurred in by Assembly, 712.
delivered to Governor, 761.
Hospitals for the insane—concerning the admission of indigent patients in
introduced, 302.
Huckleberries—concerning the picking of
received from Assembly, 441.
referred, 443.
reported, 479.
read second time, 523.
passed, 523.
Governor requested to return, 547.
read second time, 790.
passed, 790.
Hudson land and improvement company—to incorporate the
introduced, 343.
reported, 370.
read second time, 376.
recommitted, 483.
reported, 786.
Human bodies—to regulate the embalming of dead
introduced, 407.
reported, 435.
amended, 435.
read second time, 437.
passed, 500.

I.

Idiots and lunatics—empowering the orphans' court to direct guardians of
received from Assembly, 278.
referred, 279.
reported, 407.
read second time, 413.
amended, 413.
passed, 424.

Infants—concerning the custody of
received from Assembly, 650.
referred, 652.
reported, 682.
read second time, 691.
passed, 691.

Inns and taverns—concerning
introduced, 224.
withdrawn, 308.

Insurance—concerning Lloyd's form of
introduced, 332.
reported, 583.
amended, 583.
read second time, 583.
passed, 605.
concurred in by Assembly, 679.
delivered to Governor, 684.

Insurance companies—for the incorporation and regulation of
received from Assembly, 488.
referred, 490.
reported, 511.
read second time, 555.
passed, 555.

Insurance companies—for the regulation and incorporation of
received from Assembly, 489.
referred, 490.
reported, 503.
returned to Assembly, 503.
received from Assembly, 521.
referred, 522.
reported, 523.
read second time, 579.
passed, 579.

Intestates' estate—concerning executors and the administration of
received from Assembly, 516.
referred, 517.
reported, 555.
read second time, 571.
passed, 571.

J.

Johnson, William M.—senator from Bergen county, iii, 1.

Jersey City—providing for the establishment and maintenance of a normal school in
introduced, 451.
reported, 604.

Jersey City—for the establishment and maintenance of a normal school in
read second time, 621.

Judges—to reduce the number of
introduced, 221.
reported, 510.
read second time, 532.
passed, 578.
concurred in by Assembly, 755.
delivered to Governor, 784.

Judiciary--report of the proposed amendments to the constitution relating to the, 453.

Juries—to revise and amend the law relating to
introduced, 595.
read second time, 655.

Juries—concerning
introduced, 255.

K.

Ketcham, George N.—senator from Essex county, iii, 1.

Kuhl, Richard S.—senator from Hunterdon county, iii, 2.
President *pro tempore*, 2.

L.

Labor—to prevent fraud by the employers of
introduced, 309.
reported, 351.
read second time, 360.

Lands—to prohibit the granting or conveying of
introduced, 230.

Lands lying under the waters of the bay of New York—to ascertain the rights of
introduced, 238.
read second time, 296.
laid over, 296.

Land—relating to sales of
introduced, 301.
reported, 331.
read second time, 339.
passed, 379.

Lands—relative to the sale of
introduced, 619.

Lands—concerning the sale of any contingent interest or estate in certain
received from Assembly, 325.
referred, 327.
reported, 342.
read second time, 354.
passed, 354.

Lands—concerning the condemnation of
introduced. 237.
reported, 321.
read second time, 321.
passed, 352.
concurred in by Assembly, 439.
delivered to Governor, 477.

Lands—to regulate the alienation or demise of
introduced, 411.
withdrawn, 417.

Lands—concerning the acquiring of
introduced, 645.
reported, 674.
read second time, 702.
passed, 722.
concurred in by Assembly, 808.
delivered to Governor, 813.

Lands—to authorize borough commissioners to purchase, erect and maintain buildings on
introduced, 375.

Lands—concerning the sale of
introduced, 388.
reported, 510.
read second time, 532.
passed, 612.
reconsidered, 619.
amended, 619.
passed, 671.
concurred in by Assembly, 766.
delivered to Governor, 810.

Land—to acquire a certain tract of
received from Assembly, 419.
referred, 420.
reported, 483.
read second time, 508.
passed, 508.

Lands—concerning the sale of certain
received from Assembly, 516.
referred, 517.
reported, 590.
read second time, 607.
passed, 607.

Lands—concerning school buildings on
received from Assembly, 516.
referred, 517.
reported, 564.
read second time, 590.
passed, 590.

Laws—notice to be given of application to the legislature for
introduced, 282.
reported, 360.
read second time, 388.
amended, 388.
passed, 443.

Law—to regulate the practice of
introduced, 239.
reported, 785.

Laws, private—concerning notices required for
received from Assembly, 489.
referred, 491.
reported, 531.
read second time, 556.
passed, 556.

Learning—to incorporate societies for the promotion of
introduced, 674.

Legal remedies—concerning the extraordinary
introduced, 363.
recommitted, 563.

Legal notices and proceedings—determining what newspaper shall publish
introduced, 375.
reported, 698.
amended, 698.
read second time, 698.
amended, 718.
passed, 722.
delivered to Governor, 810.

Legislation commissioners—concerning uniformity of report of, 132.

Life insurance policies—to provide for the cash surrender of one-half the amount of premiums paid on
introduced, 238.
reported, 786.

Life insurance—respecting policies of
introduced, 369.
reported, 394.
read second time, 394.
passed, 550.
concurred in by Assembly, 712.
delivered to Governor, 761.

Liquors—concerning the sale of
introduced, 308.
reported, 487.
recommitted, 487.

Liquors—granting licenses to sell
introduced, 237.
reported, 273.
read second time, 273.
passed, 285.
concurred in by Assembly, 439.
delivered to Governor, 477.

Lobsters—for the protection of
introduced, 271.

M.

Manual training—concerning the enforcing of the manual training act
introduced, 361.
reported, 495.
amended, 495.
read second time, 512.
passed, 554.
concurred in by Assembly, 712.
delivered to Governor, 761.

Manufacturing establishments—to regulate the payment of wages of employes in
received from Assembly, 687.
referred, 687.
reported, 693.

Married women—relating to the property of
introduced, 293.
reported, 315.
read second time, 316.
passed, 390.
amended by Assembly, 712.
delivered to Governor, 814.

Married women—relating to the property of
introduced, 369.
reported, 436.
amended, 438.
read second time, 511.
reconsidered, 531.
passed, 550.
substitute concurred in by Assembly, 596.
delivered to Governor, 686.

Martin's Creek Railway Company—concerning the merger of, with other companies
received from Assembly, 521.
referred, 522.
reported, 574.
read second time, 578.
passed, 578.

Marriage licenses—concerning
received from Assembly, 515.
referred, 517.
reported, 654.
postponed, 654.

Mechanics and others—to secure payment to
received from Assembly, 278.
referred, 279.
reported, 305.
read second time, 305.
passed, 365.

Mechanics—to secure payment to
introduced, 426.
reported, 445.
read second time, 447.
passed, 512.
concurred in by Assembly, 587.
delivered to Governor, 603.

Milk cans—to prevent the unlawful use of and wilful injury to
received from Assembly, 767.
referred, 769.
reported, 788.

Monuments—for the erection of
received from Assembly, 441.
referred, 443.
reported, 483.
read second time, 522.
passed, 535.

Monuments—to provide for the erection of
introduced, 310.
reported, 370.
read second time, 389.
withdrawn, 469.

Minors—prohibiting the sale of cigarettes or tobacco to
received from Assembly, 649.
referred, 651.
reported, 655.
amended, 655.
read second time, 657.
passed, 765.

Municipalities—concerning plumbing and house draining in
received from Assembly, 649.
referred, 652.
reported, 725.

Municipalities—an act concerning
introduced. 393.
reported, 422.
read second time, 425.
reconsidered, 431.
amended, 431.
passed, 446.

Municipal corporations—to enable, to raise money for public purposes
introduced, 239.
reported, 315.
read second time, 317.
passed, 349.

Municipal government—concerning
received from Assembly, 711.
referred, 713.
reported, 727.

N.

National guard—for the organization of
introduced, 280.
reported, 312.
read second time, 316.
passed, 330.

National guard—for the organization of
received from Assembly, 334.
referred, 335.
reported, 342.
read second time, 355.
passed, 355.

Naturalization—concerning
introduced, 255.
reported, 320.
read second time, 324.
passed, 368.
concurred in by Assembly, 808.
delivered to Governor, 815.

New Barbadoes—for the annexation of
introduced, 302.
reported, 353.
read second time, 360.
passed, 383.
concurred in by Assembly, 545.
delivered to Governor, 581.
Governor requested to return, 666.

New Jersey—concerning penal laws in
introduced, 616.
passed, 722.
concurred in by Assembly, 796.
delivered to Governor, 814.

Newell, Wm. A.—concerning
introduced, 562.
adopted, 562.

New Jersey school for deaf-mutes—to provide for repairs and improvements of the
introduced, 329.
reported, 411.

New Jersey—to defray the incidental expenses of the Legislature of
received from Assembly, 796.
referred, 797.
reported, 802.
read second time, 802.
amended, 802.
passed, 804.

New York and Greenwood Lake railway—consenting to the lease of
introduced, 287.
reported, 299.
recommitted, 384.
read second time, 496.
passed, 504.
reconsidered, 579.
amended, 579.
passed, 594.
concurred in by Assembly, 651.
delivered to Governor, 685.

O.

Office—relating to elections and appointments to
introduced, 310.
reported, 341.
read second sime, 346.
passed, 394.
Assembly requested to return, 530.
returned by Assembly, 548.
concurred in by Assembly, 651.
delivered to Governor, 685.

Oleomargarine, etc.—to prevent deception in the sale o
introduced, 267.
reported, 323.
read second time, 339.
recommitted, 345.
reported, 388.
amended, 434.
read second time, 468.
reconsidered, 468.
read second time, 512.
further amended, 583.

Operatives in manufactories, &c.—to secure wages to
received from Assembly, 371.
referred, 373.
reported, 399.
read second time, 399.
passed, 424.

Ordinances—to make valid certain
received from Assembly, 440.
referred, 442.
reported, 510.
read second time, 524.
passed, 637.

Ordinances—concerning the imprisonment of persons fined for violating
received from Assembly, 488.
referred, 490.
reported, 539.
read second time, 570.
passed, 611.

Orphans' asylums—to provide for the formation of a quorum in the board of trustees of
introduced, 46.
reported, 131.
read second time, 225.
passed, 233.
concurred in by Assembly, 586.
delivered to Governor, 602.

Orphans' court, &c.—relating to the powers and duties of
received from Assembly, 372.
referred, 375.
reported, 406.
read second time, 431.
lost, 431.
reconsidered, 473.
passed, 557.
Governor requested to return, 618.

Orphans' court—relating to the powers and duties of
introduced, 564.
reported, 580.
read second time, 583.
passed, 675.
concurred in by Assembly, 809.
delivered to Governor, 814.

Orphans' court—an act respecting
introduced, 289.
read second time, 377.
passed, 420.
amended by Assembly, 711.
delivered to Governor, 814.

Orphans' court—respecting
received from Assembly, 649.
referred, 651.
reported, 663.
read second time, 672.
passed, 672.

P.

Packer, Daniel J.—Senator from Gloucester county, iii, 1.

Parry, William C.—Senator from Burlington county, iii, 1.

Passaic river—general system of drainage for the valley of the
introduced, 47.

Penal laws—commissioners concerning
report of, 240.

Penal laws—relative to commission concerning
reported, 508.
amended, 558.
read second time, 558.

Pennsylvania and New Jersey R. R. Co.—approving of the union, &c., of
received from Assembly, 334.
referred, 335.
reported, 352.
read second time, 355.
passed, 355.

Political county committees—to incorporate trustees of
received from Assembly, 515.
referred, 517.
reported, 563.
read second time, 699.
passed, 699.

Policemen—an act enlarging the powers of
introduced, 219.
read second time, 268.
lost, 296.

Potatoes, apples and other vegetables—to prevent deception in the sale of
read second time, 620.

Patriotism—to encourage and promote
received from Assembly, 371.
referred, 373.
reported, 450.
read second time, 507.
amended, 529.

Poorhouses—relating to
introduced, 370.
reported, 407.
read second time, 407.
passed, 499.
concurred in by Assembly, 679.
delivered to Governor, 685.

Prisoners—concerning the discharging of
introduced, 393.
reported, 535.
amended, 535.
read second time, 539.
recommitted, 673.

Prize-fighting—an act to prevent
introduced, 311.
read second time, 376.
passed, 421.

Probation officers—for the appointment of
introduced, 487.

Promissory notes—an act relative to
introduced, 310.
reported, 492.
read second time, 511.
lost, 626.

Public schools—to provide school books, etc., in
introduced, 391.
reported, 521.

Public instruction—to establish a system of
introduced, 332.
reported, 445.
recommitted, 480.
reported, 522.
recommitted, 534.
reported, 574.
read second time, 583.
postponed, 595.

Public instruction—to establish a system of
introduced, 647.
reported, 654.
read second time, 669.
passed, 680.
delivered to Governor, 762.

Public instruction—an act to establish a system of
introduced, 220.
reported, 277.
read second time, 283.
passed, 337.
concurred in by Assembly, 418.
delivered to Governor, 427.

Public instruction—to establish a system of
introduced, 239.
reported, 328.
read second time, 338.
passed, 267.
concurred in by Assembly, 514.

Public instruction—to establish a system of
received from Assembly, 568.
read second time, 637.
passed, 637.

Public instruction—to establish a system of
received from Assembly, 627.
referred, 629.
reported, 764.

Public instruction—to establish a system of
introduced, 282.

Public instruction—to establish a system of
introduced, 451.

Public instruction—to establish a system of
introduced, 290.

Public instruction—to establish a system of
introduced, 447.

Public instruction—to establish a system of
received from Assembly, 627.
referred, 629.
reported, 633.
read second time, 634.
passed, 634.

Public instruction—to establish a system of
received from Assembly, 568.
read second time, 633.
passed, 633.

Public instruction—to establish a system of
introduced, 302.
reported, 329.
read second time, 338.
passed, 366.
concurred in by Assembly, 545.
delivered to Governor, 581.

Public libraries—to promote the establishment and efficiency of
received from Assembly, 729.
referred, 730.
reported, 732.
read second time, 790.
passed, 790.

Public libraries—concerning the establishment of
introduced, 237.
reported, 284.
read second time, 284.
lost, 295.
reconsidered, 301.
recommitted, 314.
read second time, 324.
amended, 324.
passed, 381.
concurred in by Assembly, 514.
delivered to Governor, 538.

Public officers—to reduce annual salaries of
received from Assembly, 543.
referred, 546.
reported, 803.

Public roads—for the permanent improvement of
introduced, 311.
reported, 375.
amended, 375.
read second time, 376.
passed, 409.
concurred in by Assembly, 587.
delivered to Governor, 603.

Public roads—for the permanent improvement of
introduced, 239.
reported, 277.
read second time, 283.
passed, 328.

Public roads—to improve and maintain
referred, 768.
reported, 776.

Public roads—for the permanent improvement of
introduced, 321.
reported, 387.
recommitted, 399.
reported, 511.
postponed, 533.

Public roads—to provide for the permanent improvement of
received from Assembly, 372.
referred, 374.
reported, 511.
read second time, 607.
amended, 607.
passed, 735.

Public roads—concerning repairing and keeping in order of
introduced, 238.
reported, 273.
read second time, 274.
recommitted, 347.
reported, 580.
amended, 580.
passed, 631.
concurred in by Assembly, 793.
delivered to Governor, 812.

Public roads—relating to the salary of the State commissioner of
introduced, 337.
read second time, 337.
passed, 422.
amended by Assembly, 664.
delivered to Governor, 762.

R.

Rogers, Morris A.—Senator from Camden county, iii, 1.

Ross, Edmund L.—Senator from Cape May, iii, 1.

Railroads and canals—concerning
introduced, 125.
reported, 222.
read second time, 315.
passed, 348.
amended by Assembly, 767.
concurred in, 772.
compared, 791.
delivered to Governor, 810.

Railroad corporations—to authorize the dissolution of
introduced, 262.
reported, 282.
read second time, 284.
passed, 304.
concurred in by Assembly, 371.
delivered to Governor, 392.

Railroad corporations—concerning
introduced, 287.
reported, 299.

Railroad and canal property—for the taxation of
introduced, 646.

Randolph township—to change territorial area of
introduced, 123.
reported, 232.
read second time, 234.
passed, 263.
concurred in by Assembly, 371.
delivered to Governor, 392.

Real property—to encourage improvement of
introduced, 124.
reported, 785.

Recognizances—concerning
received from Assembly, 372.
referred, 374.
reported, 406.
read second time, 412.
passed, 412.

Rivers and river valleys—for the purification of
introdued, 301.
reported, 785.

Rivers—for the purification of
introduced, 238.
reported, 786.

Roads—concerning
introduced, 646.

Roads—concerning
received from Assembly, 585.
referred, 588.
reported, 594.
read second time, 663.
passed, 663.

Robert Snyder—for the relief of
received from Assembly, 678.
referred, 680.
reported, 802.

Roads—an act concerning
introduced, 416.
reported, 429.
read second time, 429.
reconsidered, 500.
amended, 500.
passed, 703
concurred in by Assembly, 793.
delivered to Governor, 812.

Roads and parks—to amend an act concerning public
introduced, 47.
reported, 270.
read second time, 270.
passed, 285.
concurred in by Assembly, 544.
delivered to Governor, 582.

Roads—relating to repairs of
received from Assembly, 678.
referred, 680.
reported, 689.
read second time, 701.
passed, 701.

Roads—concerning
introduced, 238.
reported, 273.
read second time, 274.
recommitted, 331.
reported, 488.
amended, 488.
read second time, 495.
passed, 575.
concurred in by Assembly, 651.
delivered to Governor, 685.

Roads—concerning
introduced, 293.

S.

Skirm, William H.—Senator from Mercer county, iii, 2.

Staates, Christopher F.—Senator from Warren county, iii, 1.

Stokes, Edward C.—Senator from Cumberland county, iii, 1.

Safe deposit and trust companies—for the incorporation of
introduced, 123.
reported, 227.
read second time, 228.
passed, 258.

Safe deposit and trust companies—for the incorporation of
introduced, 398.
read second time, 535.
amended, 535.
passed, 676.
concurred in by Assembly, 729.
delivered to Governor, 811.

Sale of lands—relative to, under a public statute
introduced, 47.
recommitted, 125
reported, 131.
passed, 233.
concurred in by Assembly, 324.
delivered to Governor, 357.
returned to Senate, 389.
delivered to Governor, 406.

Sales of land—in relation to certain public
introduced, 62.
reported, 131.
read second time, 225.
passed, 258.
concurred in by Assembly, 586.
delivered to Governor, 602.

San Jose scale—for an investigation of
received from Assembly, 419.
referred, 420.
reported, 479.
read second time, 531.
amended, 531.

Savings banks—concerning
introduced, 61.
reported, 130.
read second time, 130.
passed, 256.

School trustees—regulating the number of
received from Assembly, 278.
referred, 279.
reported, 319.
read second time, 362.
passed, 363.

School buildings—purchase of lands for
introduced, 46.
read second time, 231.
passed, 346.
concurred in by Assembly, 439.
delivered to Governor, 477.

School trustees—to authorize to sell real property
introduced, 62.
reported, 131.
amended, 230.
read second time, 231.
recommitted, 277.

Schools—to prevent the wearing by teachers of religious badges, &c., in
introduced, 128.
reported, 236.
read second time, 265.

Schools—relating to manual training and industrial
received from Assembly, 768.
referred, 769.

Schools—for the establishment of
introduced, 227.
reported, 284.
read second time, 284.
passed, 295.
concurred in by Assembly, 545.
delivered to Governor, 581.

Senate—officers of, v, 6.

Sewing thread—to regulate the sale of cotton, linen or silk
received from Assembly, 597.
referred, 598.
reported, 601.
read second time, 612.
passed, 612.

Sewers—to provide for the reconstruction of
introduced, 301.
reported, 312.
reconsidered, 338.
read second time, 339.
passed, 382.

Sewers and drains—concerning
received from Assembly, 516.
referred, 518.
reported, 574.

Sheriffs, &c.—limiting the time for bringing actions against
received from Assembly, 568.
reported, 620.
read second time, 781.
passed, 781.

Small causes—constituting courts for the trial of
introduced, 510.

Soldier, sailor or marine—to provide for the burial of the bodies of
received from Assembly, 326.
referred, 326.
reported, 655.
amended, 655.
read second time, 657.

Soldier, sailor or marine—concerning the burial of the bodies of
received from Assembly, 516.
referred, 518.
reported, 550.

Social clubs—relating to
introduced, 486.
reported, 522.
read second time, 539.

Soldiers and sailors—concerning the employment of
introduced, 309.
reported, 370.
read second time, 376.
passed, 421.
concurred in by Assembly, 514.
delivered to Governor, 538.
returned by governor, 610.
reconsidered, 613.
amended, 613.
delivered to Governor, 811.

Soldiers—authorizing purchase of land for the burial of
received from Assembly, 419.
referred, 420.
reported, 483.

State charities and correction—to create a council of
introduced, 308.
reported, 345.
read second time, 346.
reconsidered, 347.
read second time, 347.
amended, 347.
passed, 379.
concurred in by Assembly, 793.
delivered to Governor, 812.

State—relating to the district courts of this
received from Assembly, 440.
referred, 443.
read second time, 472.
passed, 472.
Governor requested to return, 578.

State Normal School—to provide for the ventilating, heating and electric lighting of the
introduced, 329.
read second time, 389.
amended, 411.
passed, 496.
concurred in by Assembly, 587.
delivered to Governor, 603.

State institution for the deaf and dumb—to provide for the founding of
introduced, 323.
read second time, 389.
reconsidered, 389.
amended, 389.
passed, 469.
concurred in by Assembly, 679.
delivered to Governor, 684.

State museum—to establish and maintain
introduced, 359.
read second time, 394.
amended, 445.
passed, 506.
concurred in by Assembly, 596.
delivered to Governor, 686.

State government—making appropriations for the support of
introduced, 638.
reported, 720.
read second time, 720.
passed, 779.
concurred in by Assembly, 808.
delivered to Governor, 813.

State or municipal works—relating to dressing and carving stones used on
introduced, 480.
reported, 594.

State—to establish boards of health, etc., in
received from Assembly, 567.
referred, 569.
reported, 787.

State of New Jersey—to regulate the practice of pharmacy in
introduced, 501.
reported, 525.
recommitted, 565.
reported, 784.

State or municipal works—relating to dressing or carving stones used in
received from Assembly, 767.
referred, 769.
reported, 771.

State—concerning the growth of oysters in
introduced, 392.
read second time, 428.
reconsidered, 473.
amended, 473.
passed, 540.
delivered to Governor, 814.

State of New Jersey—for the preservation of early records in
introduced, 281.
reported, 786.

State prison—to make provision for lighting
introduced, 522.
reported, 590.
read second time, 594.
passed, 670.
concurred in by Assembly, 793.
delivered to Governor, 812.

State government—for the support of
received from Assembly, 711.
referred, 713.
reported, 726.
amended, 726
reconsidered, 738.
amended, 738.
passed, 769.

Sheriffs—concerning
introduced, 486.
reported, 785.

State reformatory—concerning appropriation for
introduced, 61.
reported, 132.

Soldiers and sailors—to secure the full payment of pensions to
introduced, 480.

State—respecting prosecutors of the pleas of
introduced, 388.
reported, 411.
read second time, 430.
passed, 500.
concurred in by Assembly, 679.
delivered to Governor, 684.

State—to provide for the proper protection of dams in
received from Assembly, 567.
referred, 569.
reported, 580.
read second time, 701.
passed, 701.

State—concerning attorneys and counselors-at-law in
introduced, 508.
reported, 536.
read second time, 539.
passed, 575.
concurred in by Assembly, 729.
delivered to Governor, 813.

State reform school for boys—for the improvement of
introduced, 260.
reported by substitute, 324.
substitute read second time, 388.
amended, 388.
passed substitute, 430.
concurred in by Assembly, 808.
delivered to Governor, 813.

State flag—to define
received from Assembly, 596.
referred, 599.
reported, 621.
read second time, 721.
passed, 721.

Statutes—supplement to an act relative to
introduced, 45.
reported, 64.
read second time, 64.
passed, 126.
concurred in by Assembly, 227.
delivered to Governor, 229.

Steam heat and power companies—relating to
introduced, 125.
reported, 222.
read second time, 315.
passed, 396.
amended by Assembly, 767.
concurred in, 773.
compared, 791.
delivered to Governor, 810.

Street railroads—to operate and regulate
introduced, 318.
reported, 428.
read second time, 428.
passed, 497.
concurred in by Assembly, 596.
delivered to Governor, 685.

Street railways—concerning
introduced, 645.
reported, 733.
read second time, 738.
amended, 789.
passed, 789.
concurred in by Assembly, 808.
delivered to Governor, 813.

Street railways or railroads—for the better regulation of the operation of
received from Assembly, 543.
referred, 545.
reported, 610.
recommitted, 610.
reported, 803.

Stewart's digest—to provide a further supplement to
introduced, 416.
read second time, 468.
passed, 505.
amended by Assembly, 678.
delivered to Governor, 685.

Street railways—the time for building and putting in operation certain
received from Assembly, 325.
referred, 327.
reported, 352.
recommitted, 356.
reported, 430.
read second time, 507.
passed, 528.

Street railways or railroads—concerning the operation, &c., of
received from Assembly, 516.
referred, 517.
substitute read second time, 576.
recommitted, 576.
substitute reported. 592.
substitute passed, 736.

Street railway companies—concerning
received from Assembly, 678.
referred, 679
reported, 803.

Street railway companies—concerning
received from Assembly, 678.
referred, 680.
reported, 803.

Street railway companies—relating to
received from Assembly, 597.
referred, 598.
reported, 668.
read second time, 774.
passed, 774.

Street railroads—an act relating to
introduced, 310.
read second time, 429.
reconsidered, 498.
amended, 498.
recommitted, 564.
reported, 588.
read second time, 594.
passed, 626.
amended by Assembly, 720.
concurred in, 726.
compared, 765.
delivered to Governor, 814.

Street railroads—to regulate the construction, operation and maintenance of
introduced, 310.
read second time, 468.
amended, 468.
recommitted, 564.
reported, 588.
read second time, 594.
passed, 625.
amended by Assembly, 720.
concurred in, 730.
compared, 765.
delivered to Governor, 814.

Street railroads—to regulate the construction and maintenance of
reported, 759.

Supreme court, clerk of the—concerning the compensation of
introduced, 47.

Sureties—to provide for the release of
received from Assembly, 278.
referred, 279.
reported, 426.
read second time, 446.
passed, 529.

Surety companies—the formation and regulation of
introduced, 321.
reported, 410.
read second time, 428.
withdrawn, 543.

T.

Thompson, Lewis A.—senator from Somerset county, iii, 1.
president, 3.
resigned as president, 800.

Taxation—exempting certain persons from
introduced, 320.
reported, 343.
read second time, 346.
passed, 378.
concurred in by Assembly, 545.
delivered to Governor, 582.
Governor requested to return, 661.

Taxation of property—concurrrent resolution concerning the appointment of a commissioner to investigate the subject of
received from Assembly, 513.
referred, 513.
reported, 725.
concurred in, 725.

Taxes—a general act concerning
introduced, 329.
reported, 522.
read second time, 532.
passed, 626.
concurred in by Assembly, 793.
delivered to Governor, 810.

Taxes—concerning
received from Assembly, 288.
referred, 288.
reported, 297.
read second time, 298.
passed, 298.

Taxes—an act concerning assessors and collectors of, in
introduced, 220.
reported, 604.
amended, 604.
read second time, 621.
passed, 703.
concurred in by Assembly, 793.
delivered to Governor, 812.

Taxes—concerning
introduced, 272.
reported, 300.
read second time, 303.
passed, 333.

Taxes—an act concerning
introduced, 311.
reported, 446.
read second time, 447.
lost, 540.

Taxes—to repeal supplement to act concerning
introduced, 47.
reported, 786.

Taxes—in relation to and providing for the collection of
introduced, 561.
reported, 579.
read second time, 594.
passed, 717.
concurred in by Assembly, 793.
delivered to Governor, 810.

Taxes—an act concerning
introduced, 311.
reported, 445.
read second time, 447.
postponed, 549.

Taxes—an act concerning
introduced, 311.
reported, 548.
postponed, 548.

Taxes—to provide for the non-payment of
introduced, 309.
reported, 341.
read second time, 346.
passed, 390.
concurred in by Assembly, 586.
delivered to Governor, 603.
Governor requested to return, 661.

Taxes—respecting arrears of
introduced, 61.
reported, 479.
read second time, 492.
lost, 540.
reconsidered, 540.
passed, 610.
concurred in by Assembly, 808.
delivered to Governor, 815.

Taxes—concerning
received from Assembly, 586.
referred, 588.
reported, 710.

Towns—providing for the formation, establishment and government of
received from Assembly, 568.
reported, 573.

Taxes—concerning
received from Assembly, 515.
referred, 516.

Titles—conferring easements and confirming
introduced, 220.

Towns—for the appointment of a superintendent of streets in
received from Assembly, 567.
referred, 569.
reported, 573.
read second time, 638.
passed, 638.

Trustees of religious societies—to incoporate
introduced, 221.
reported, 312.
read second time, 317.
passed, 348.
concurred in by Assembly, 586.
delivered to Governor, 602.

Towns—concerning the construction of hard roads in
received from Assembly, 598.
referred, 599.
reported, 634.
read second time, 638.
passed, 638.

Towns, concerning the purchase of land for the erection of public buildings—the purchase of fire apparatus, &c., in
introduced, 527.
reported, 555.
passed, 670.
concurred in by Assembly, 730.
delivered to Governor, 811.

Towns—providing for the formation, establishment and government of
received from Assembly, 796.
referred, 796.
reported, 799.
read second time, 799.
passed, 799.

Towns, villages and boroughs—for the condemnation of lands in
introduced, 282.
reported, 307.
read second time, 316.
passed, 397.
amended by Assembly, 792.
concurred in, 798.
compared, 804.
delivered to Governor, 812.

Towns, villages, &c, concerning sewers in
introduced, 282.
reported, 307.
read second time, 316.
passed, 351.
concurred in by Assembly, 586.
delivered to Governor, 603.

Towns and cities—relating to the formation of
received from Assembly, 768.
referred, 769.
reported, 776.
read second time, 777.
passed, 777.

Townships—to facilitate the separation of boroughs from
received from Assembly, 649.
referred, 652.
reported, 655.
read second time, 657.
passed, 688.

Townships and township officers—concerning
introduced, 557.
reported, 588.
read second time, 599.

Townships—to authorize, to purchase land for township purposes
introduced, 46.
read second time, 225.
passed, 347.
concurred in by Assembly, 544.
delivered to Governor, 582.

Townships—relative to the establishment of sinking funds in certain
introduced, 46.
reported, 131.
read second time, 225.
passed, 268.
concurred in by Assembly, 544.
delivered to Governor, 581.

Townships and township officers—concerning
introduced, 743.
read second time, 743.
passed, 765.
concurred in by Assembly, 808.
delivered to Governor, 813.

Townships—supplement to an act authorizing the issuance of tax arrearage bonds in
introduced, 46.

Townships—relative to the opening of streets in certain
introduced, 46.
reported, 487.
read second time, 495.
passed, 591.
concurred in by Assembly, 712.
delivered to Governor, 761.

Township committees—relating to adjustments heretofore made by
received from Assembly, 515.
referred, 516.
reported, 765.
read second time, 790.
passed, 790.

Township of New Barbadoes—to annex to
introduced, 668.
passed, 702.
concurred in by Assembly, 730.
delivered to Governor, 811.

Townships—fixing the fee for bottlers of beer in
introduced, 648.
reported, 802.

Townships West Amwell and Delaware—to change the boundary line between the
introduced, 262.
reported, 293.
read second time, 293.
passed, 323.
concurred in by Assembly, 439.
delivered to Governor, 478.

Townships—to provide for the division of the assets and liabilities of
introduced, 394.
reported substitute, 565.
substitute adopted, 565.
read second time, 599.
passed, 716.
concurred in by Assembly, 809.
delivered to Governor, 815.

Townships—terms of officers of
introduced, 123.

Townships—to provide for sewerage or drainage or both in
received from Assembly, 568.
referred, 569.
reported, 573.
read second time, 780.
passed, 780.

Township officers—concerning the duties of
received from Assembly, 488.
referred, 490.
reported, 504.
read second time, 574.
amended, 574.
passed, 590.

Townships—to abolish the office of township committee in
introduced, 321.
reported, 387.
read second time, 407.
passed, 496.
concurred in by Assembly, 651.
delivered to Governor, 685.

Townships and boroughs—relating to the election of commissioners of appeals in
received from Assembly, 441.
referred, 443.
reported, 511.
read second time, 524.
passed, 524.
Governor requested to return, 618.
received from Assembly, 767.
referred, 768.
reported, 776.

Townships and township officers—concerning
introduced, 46.
reported, 127.
read second time, 228.
passed, 257.
concurred in by Assembly, 679.
delivered to Governor, 684.

Townships—authorizing the division of
received from Assembly, 288.
referred, 288.
reported, 408.
amended, 408.
read second time, 413.
amended, 413.
passed, 527.

Townships—for the improvement of roads and sidewalks in
introduced, 508.

Townships—concerning foot-paths along and upon public roads of
received from Assembly, 441.
referred, 443.
reported, 488.
read second time, 507.
passed, 528.
Governor requested to return, 606.

Township of Madison—to annex to
received from Assembly, 687.
referred, 687.
reported, 696.
read second time, 696.
passed, 696.

Travelers, pedestrians, vehicles and animals—for the better protection of
introduced, 262.
reported, 315.
read second time, 317.
passed, 350.
amended by Assembly, 587.
concurred in, 611.
delivered to Governor, 762.

Traveling public—to provide for the better accommodation of
received from Assembly, 678.
referred, 679.
reported, 803.

Trees—an act to protect
introduced, 308.
reported, 330.
read second time, 339.
passed, 379.
amended by Assembly, 755.
concurred in, 760.
compared, 792.
delivered to Governor, 810.

Turnpike roads—to provide for the requirement of
introduced, 370.

U.

Union soldiers and sailors—in regard to honorably discharged
received from Assembly, 628.
referred, 630.

Union Veteran Legion—to prevent the unlawful use of the shield of
received from Assembly, 326.
referred, 327.
reported, 342.
read second time, 355.

V.

Voorhees, Foster M.—senator from Union county, iii, 1.

Vreeland, John B.—senator from Morris county, iii, 2.

Valley of the Passaic river—concerning sewage, to prevent the pollution of the
introduced, 239.
reported, 273.
read second time, 274.
passed, 285.
concurred in by Assembly, 336.
delivered to Governor, 357.

Vice and immorality—for suppressing
received from Assembly, 515.
referred, 518.
reported, 802.

Villages—for the formation and government of
introduced, 330.
reported, 376.
read second time, 377.
passed, 420.
amended by Assembly, 712.
delivered to Governor, 814.

Vote—to define the meaning and effect of
introduced, 330.
reported, 449.
read second time, 468.
passed, 543.
concurred in by Assembly, 596.
delivered to Governor, 686.

W.

Ward, John C.—senator from Salem county, iii, 1.

Williams, Robert—senator from Passaic county, iii, 1.
elected president, 800.

Wages—to provide for the payment of
received from Assembly, 440.
referred, 442.
reported, 689.
amended, 774.
further amended, 774.
passed, 791.

Wards—to provide for the division of incorporated towns, townships and boroughs into
received from Assembly, 659.
referred, 659.
reported, 698.
read second time, 700.
passed, 700.

West Jersey game protective society—to repeal an act to incorporate
introduced, 128.
reported, 476.
read second time, 480.
passed, 502.
concurred in by Assembly, 586.
delivered to Governor, 602.

Index of Executive Sessions.

A.

Alexander, Caroline B.
nominated for manager of the home for feeble-minded women, 879.
report of committee, 883.
confirmed, 885.

Angle, George A.
nominated for prosecutor of Warren county, 881.
report of committee, 883.
confirmed, 884.

Atwater, Edward S.
nominated for judge of the district court of Elizabeth, 877.
report of committee, 883.
confirmed, 886.

B.

Barkalow, John S.
nominated for judge of the court of errors and appeals, 880.
confirmed, 881.

Baxter, Charles J.
nominated for state superintendent public instruction, 890.
report of committee, 894.
confirmed, 894.

Bedle, Joseph D.
nominated for judge of the first district court of Jersey City, 872.
report of committee, 878.
confirmed, 878.

Bigelow, Moses
nominated for trustee for the reform school for boys, 873.
report of committee, 874.
confirmed, 876.

Birdsall, Joseph Holmes
nominated for judge of the common pleas, etc., of Ocean county, 892.
report of committee, 895.
confirmed, 895.

Black, Charles C.
nominated member of the state board of taxation, 877.
report of committee, 883.
confirmed, 887.

Borden, Davis P.
nominated for member of the state board of medical examiners, 890.
report of committee, 894.
confirmed, 894.

Budd, Henry I.
nominated state commissioner of public roads, 892.
report of committee, 897.
confirmed, 897.

C.

Conklin, James F.
nominated for president judge of Sussex county, 888.
nominated for judge of common pleas, 892.
report of committee, 895.
confirmed, 895.

Crouse, Otto
nominated for member state board of education, 889.
report of committee, 896.
confirmed, 896.

D.

Dayton, William L.
nominated for judge of the court of errors and appeals, 880.
confirmed, 882.

Dease, Amos R.
nominated for commissioner under Assembly joint resolution No. 2, 893.
report of committee, 895.
confirmed, 895.

Dixon, Jonathan
nominated for associate justice of supreme court, 880.
report of committee, 883.
confirmed, 884.

Douglass, Harry S.
nominated for judge common pleas Cape May county, 893.
report of committee, 895.
confirmed, 895.

E.

Eisele, John C.
nominated for member of the board of managers of state hospitals, 872.
report of committee, 873.
confirmed, 876.

Emley, Eugene
nominated for prosecutor of Passaic county, 871.
report of committee, 873.
confirmed, 874.

F.

Fielder, George B.
nominated for commissioner under Assembly joint resolution No. 2, 893.
report of committee, 895.
confirmed, 895.

G.

Garwood, John T.
nominated for commissioner under Assembly joint resolution No. 2, 893.
report of committee, 895.
confirmed. 895.

Gaskell, Frank S.
nominated for trustee of the reform school for boys, 873.
report of committee, 874.
confirmed, 876.

Gile, Anna
nominated for manager of the home for feeble-minded women, 879.
report of committee, 883.
confirmed, 885.

Godfrey, E. L. B.
nominated for member of the state board of medical examiners, 890.
report of committee, 894.
confirmed, 894.

Green, Robert S.
nominated for member state board of assessors, 878.
report of committee, 883.
confirmed, 887.

Grove, Charles O.
nominated for member of the state board of medical examiners, 890.
report of committee, 894.
confirmed, 894.

Guild, Frederick F.
nominated for judge of second district court of Newark, 871,
report of committee, 873.
confirmed, 874.

H.

Hayes, James L.
nominated for member of state board of education, 889.
report of committee, 896.
confirmed, 896.

Hayhurst, Walter F.
nominated for prosecutor of Hunterdon county, 877.
report of committee, 883.
confirmed, 886.

Hendrickson, Charles E.
nominated for judge of the court of errors and appeals, 888.
report of committee, 897.
confirmed, 897.

Herr, H. Burdett
nominated for judge of Hunterdon county, 877.
report of committee, 883.
confirmed, 885.
nominated for judge of common pleas, etc., 892.
report of committee, 895.
confirmed, 895.

J.

Joline, Charles V. D.
nominated for judge of the district court of the city of Camden, 879.
report of committee, 883.
confirmed, 885.

L.

Lentz, Carl
nominated member of the state board of taxation, 877.
report of committee, 883.
confirmed, 887.

Lewis, William I.
nominated for judge of district court of Paterson, 871.
report of committee, 873.
confirmed, 874.

Lower, Abram
nominated for commissioner under Assembly J. R. No. 2, 893.
report of committee, 895.
confirmed, 895.

M.

McCarter, Thomas N., Jr.
nominated for judge of first district court of Newark, 871.
report of committee, 873.
confirmed, 874.

McCutchem, Samuel St. John
nominated for member of state board education, 889.
report of committee, 896.
confirmed, 896.

Meeker, Stephen J.
nominated for member state board of assessors, 878.
report of committee, 883.
confirmed, 887.

N.

Nevius, Henry M.
nominated for circuit court judge, 881.
confirmed, 882.

Nixon, James H.
nominated for judge of the court of errors and appeals, 880.
confirmed, 881.

P

Pell, David A.
nominated for keeper of state prison, 892.
report of committee, 897.
confirmed, 897.

R.

Rellstab, John
nominated for district court judge of Trenton, 880.
report of committee, 883.
confirmed, 884.

S.

Scott, Francis
nominated for member state board of education, 889.
report of committee, 896.
confirmed, 896.

Seymour, Roderick B.
nominated for judge of the second district court, Jersey City, 872.
report of committee, 878.
confirmed, 878.

Sinnickson, Clement H.
nominated for judge of the common pleas, Ocean county, 892.
report of committee, 895.
confirmed, 895.

Slape, Albert H.
nominated member of the state board of taxation, 877.
report of committee, 883.
confirmed, 887.

Stahl, B. C.
nominated for commissioner under Assembly joint resolution No. 2, 893.
report of committee, 895.
confirmed, 895.

Starr, Lewis
nominated for prosecutor of Gloucester county, 869.
report of committee, 870.
confirmed, 870.

Storrs, Charles B.
nominated for judge district court of Orange, 891.
reported, 891.
confirmed, 891.

Strong, Woodbridge
nominated for president judge of Middlesex county, 872.
report of committee, 874.
confirmed, 874.
nominated for full term, 881.
report of committee, 884.
confirmed, 885.
nominated for judge of common pleas, etc., 892.
report of committee, 895.
confirmed, 895.

T.

Taylor, John A.
nominated for manager state hospitals, 881.
confirmed, 882.

Thompson, Lewis A.
nominated for clerk in chancery, 892.
confirmed, 893.

V.

Voorhees, John S.
nominated for prosecutor of Middlesex county, 873.
report of committee, 874.
confirmed, 875.

W.

Ward, John C.
nominated for inspector of factories and workshops, 892.
confirmed, 893.