

of Berks county, the present possessor of the said certificate, by a warrant drawn by the Auditor General on the State Treasurer, out of any monies not otherwise appropriated.

JOHN GILMORE, *Speaker*
of the House of Representatives

WILLIAM MARKS, Junior,
Speaker of the Senate.

APPROVED—March the twenty-ninth, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.

CHAPTER LXXXVI.

AN ACT

Supplementary to an act appropriating the monies arising from fines and forfeitures to county purposes.

SECT. 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of every justice of the peace of the county, or alderman of the city of Philadelphia, before whom any recognizance of bail or surety in any criminal or supposed criminal case shall be taken, to set down accurately and at large in a docket or record to be kept for that purpose, the name, place of abode, particularly describing the same, and the occupation or business of such recognizor or surety, and if the said recognizor or surety shall not be a house keeper, the name and place of abode, particularly describing the same, and the occupation or business of the person or persons with whom such recognizor or surety may reside, and the said justices of the peace of said county, or aldermen of the said city, are hereby required and enjoined to make a full and complete return of said recognizance or surety, to the proper court of the city or county having cognizance of the case, of all and every the sureties so made on his docket or record, touching or relating to such recognizance, together with the proceedings of such justice of the peace or alderman, relating to the case in which such person or persons may have become bound as a recognizor or surety as aforesaid.

Justices or aldermen's duties in taking recognizance of bail or surety.

And make return to the proper court.

SECT. 2. *And be it further enacted by the authority aforesaid*

Courts to have jurisdiction on forfeited recognizances forfeited in another county.

said, That the respective courts of common pleas of the several counties of this commonwealth, shall have jurisdiction in all suits which may have been or may hereafter be brought in such courts on a forfeited recognizance, notwithstanding that the said recognizance may not have been entered into or forfeited in the county in which such suit may be instituted: *Provided always*, That nothing herein contained shall give authority to any court to remit or mitigate any forfeited recognizance, unless the said recognizance has been forfeited in the court to which an application or petition to remit or mitigate the same shall be made.

Duties of the clerk of mayor's court, &c. &c.

SECT. 3. *And be it further enacted by the authority aforesaid*, That it shall be the duty of the prothonotary of the court of common pleas of Philadelphia county, and of the clerk of the mayor's court for the city of Philadelphia, to issue without cost or charge to the said city or county, such process and perform such services as may be legal and required in all suits on forfeited recognizances, and that it shall be, and it hereby is declared to be the duty of the sheriff of the said city and county, to execute all legal process which may be delivered to him in suits on forfeited recognizance, without cost to the city or county aforesaid: *Provided always*, That nothing herein contained shall be construed to prevent the payment to the said prothonotaries, clerks or sheriffs, the full costs to which by law they now are or hereafter may be entitled, when and as often as the said costs shall be received and recovered from the person or persons against whom such process may issue.

Proviso.

SECT. 4. *And be it further enacted by the authority aforesaid*, That if any aldeman of the said city, or justice of the peace of the said county, shall neglect or refuse to comply with the provisions of this act, such neglect or refusal shall be deemed a misdemeanor in office.

Penalty.

JOHN GILMORE, *Speaker*
of the House of Representatives.

WILLIAM MARKS, Junior,
Speaker of the Senate.

APPROVED—March the thirtieth, one thousand eight hundred and twenty-one.

JOSEPH HIESTER.