

A C T S

O F T H E

GENERAL ASSEMBLY

O F

PENNSYLVANIA.

CHAPTER I.

An ACT to tax the office of the Prothonotary or Clerk of the Supreme Court.

Section 1. **B**E 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 the prothonotary or clerk of the supreme court, shall from and after the first day of April next ensuing the date of this act, keep, or cause to be kept, a fair and accurate account of all the fees received in his office; and shall once in each and every year thereafter, furnish a copy thereof upon oath or affirmation, to the register and comptroller-general.

Prothonotary,
to keep an ac-
count of fees.

Sec. 2. *And be it further enacted by the authority aforesaid, That the register and comptroller-general, shall proceed with the account so furnished by the prothonotary or clerk of*

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the

Yearly amount
above 2000
dollars to be
taxed 75 per
cent.

the supreme court, in the following manner, that is to say: Of the amount of fees received by the said prothonotary or clerk during the space of one year, two thousand dollars shall be and remain clear of tax, and shall be deducted from the amount of fees so received during one year, and the remainder of the said account shall be taxed seventy-five per cent. which said taxes shall be charged to the said prothonotary or clerk, in the books of the comptroller and register-general; and the said prothonotary or clerk, shall forthwith upon the settlement of his account as aforesaid, pay into the state-treasury the amount of the said taxes: *Provided always*, That the arrears of fees which may be due to the said prothonotary or clerk, on the thirty-first day of March next ensuing the date hereof, and which may be paid after that day, are not intended to be included within the provisions of this act.

Proviso as to
fees due.

Powers of the
register and
comptroller.

Sec. 3. *And be it further enacted by the authority aforesaid*, That the register-general shall have the same powers to compel the said prothonotary or clerk, to furnish his account for settlement, and the comptroller-general to compel the payment thereof as they have in other cases.

Tax of one dol-
lar on every
writ, &c. to
cease.

Sec. 4. *And be it further enacted by the authority aforesaid*, That so much of the act for the more speedy and effectual administration of justice, passed the twenty-fifth day of September, one thousand seven hundred and eighty-six, as directs the prothonotary of the supreme court to pay into the state-treasury, the sum of one dollar upon every writ of *capias ad respondendum*, *summons* or other writ, shall cease, determine, and become void, on the first day

day of April, next ensuing the date of this act: *Provided always*, That the arrears of the tax which may then be due under the said act, shall not be affected thereby. Provido as to arrears due.

ISAAC WEAVER, *junior, Speaker*
of the House of Representatives.

JOHN WOODS, *Speaker*
of the Senate.

IN THE HOUSE OF REPRESENTATIVES.

Monday, December 7th, 1801.

Mr. Thompson, the Secretary of the commonwealth, being introduced, presented to the chair, a message from the Governor, which was read as follows, viz.

To the Senate and House of Representatives of the Commonwealth of Pennsylvania.

GENTLEMEN,

THE bill, entitled "An Act to tax the office of prothonotary or clerk of the supreme court;" which was presented to me near the close of the last session, has not been sent back within three days after your present meeting, so that it is now become a law. I have directed it to be returned to the house of representatives in which it originated.

This is intended as an additional evidence of the deference I pay to the opinion of the legislature, by preferring it to my own.

THOMAS M'KEAN.

Lancaster, December 5th, 1801.

Extract from the Journal,

MATTHEW HUSTON, C. H. R.
CHAP.