

No. 442.

A SUPPLEMENT

To an act, entitled "An Act to create a sinking fund, and to provide for the gradual and certain extinguishment of the debt of the commonwealth;" and to authorize a loan.

Construing the 10th section of certain act relative to stocks or loans standing in name of decedent, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the tenth section of the act to which this is a supplement, passed the tenth day of April, one thousand eight hundred and forty-nine, shall not be held to apply to the cases of stocks or loans standing in the name of a decedent, or in trust for a decedent, when such decedent may have died previous to the passage of said act.

Rates of license for billiard room, bowling saloon and ten-pin alleys.

SECTION 2. That no license shall be hereafter granted to any person who may keep a billiard room, bowling saloon, or nine or ten-pin alley, under the nineteenth section of the said act to which this is a supplement, unless such person shall pay, in the city and incorporated districts of the county of Philadelphia and city of Pittsburg, for such license, at the rate of one hundred dollars for the first billiard table, bowling alley, or nine or ten-pin alley, and ten dollars for each and every additional billiard table, bowling alley, or nine or ten-pin alley, in any one establishment used for any such purposes; and in the other counties of this commonwealth and the unincorporated townships of the county of Philadelphia, the sum of thirty dollars for the first table and alley as aforesaid, and ten dollars for each additional table or alley; and no such license shall be granted for a longer period than one year: any person keeping such billiard room, bowling saloon, or nine or ten-pin alley, without license, shall be liable to the same penalties and liabilities provided by the said nineteenth section of the act to which this a supplement, for persons offending against the same; but this section shall not be construed to prohibit billiard tables, or bowling or nine or ten-pin alleys connected with hospitals or asylums, or other institutions for the relief of the insane or diseased, or to private individuals who have such ten-pin alleys on their own premises, and not used for pay or public use.

License of venders of malt liquors in the city and county of Philadelphia.

SECTION 3. That hereafter all venders of malt liquors in the city and county of Philadelphia, by less measures than ten gallons, shall be classified in the same manner, and be required to pay the same annual license fee as is now required to be paid by retailers of spirituous liquors.

Fines and forfeiture.

SECTION 4. That one moiety of the fines and forfeitures in money, accruing under the nineteenth section of the act to which this a supplement, and under the second section of this act, shall hereafter be appropriated to and for the use of the person or persons who shall prosecute in such cases, and the other moiety of the same shall be for the benefit of the commonwealth; and that nothing in the said act to which this is a supplement, or in the present act, shall be construed by any court or judicial tribunal to repeal any law in force at the time of passing the said act to which this is a supplement, imposing any penalty or penalties upon gambling or unlawful gaming.

SECTION 5. That hereafter the price of a theatre or circus license, or museum, or any other place for theatrical representations, shall be in the city and county of Philadelphia, five hundred dollars, and in the county of Allegheny, two hundred dollars, and for each and every other county of this commonwealth within the bounds of which such theatre or circus may be shown, held or exhibited, the sum of fifty dollars; and the price of a menagerie license shall be in the city and county of Philadelphia, two hundred dollars, in the county of Allegheny, one hundred dollars, and for each and every other county of this commonwealth within the bounds of which such menagerie may be exhibited or shown, the sum of thirty dollars; such licenses shall be granted according to the provisions of the second section of the act of the sixteenth day of April, one thousand eight hundred and forty-five, by the treasurer of the proper county, upon receiving the price of the same, but no such license shall entitle the party who shall receive it, to make any such exhibition, except within the county for which the same shall be granted; and if any person or persons shall attempt to show, hold or exhibit any such theatre, circus or menagerie within any city or county of this commonwealth, without such license as aforesaid, he or they so offending shall be liable to indictment, and on conviction thereof, shall pay for every such offence, a fine not less than two hundred dollars, nor greater than one thousand dollars, at the discretion of the court trying the said offence.

Rates of license
for museums,
circuses, &c.

SECTION 6. That the penalty inflicted by the first section of the act of assembly, entitled "An Act for the prevention of vice and immorality and unlawful gaming, and to restrain disorderly sports and dissipation," shall hereafter be paid into the treasury of the commonwealth of Pennsylvania, for the use of the sinking fund.

Certain penalties
to be paid into
the state treasury

SECTION 7. That hereafter all stock brokers, bill brokers, exchange brokers, merchandize brokers and real estate brokers, in each and every city and county of this commonwealth, shall be required to pay annually to the use of the commonwealth, for their respective commissions or licenses granted in pursuance of the several acts of assembly now in force relating to the same, upon their annual receipts from commissions, discounts, abatements, allowances or other similar means in the transaction of their business, three per cent.

Stock brokers,
bill brokers, &c.,
to pay certain
per centage.

SECTION 8. That the appraisers of mercantile taxes appointed under the fifth section of the act of the sixteenth day of April, one thousand eight hundred and forty-five, entitled "An Act to increase the revenues and diminish the legislative expenses of the commonwealth," be and they are hereby authorized and required to ascertain and assess the several brokers aforesaid, according to the amount of business done by them respectively, in the same manner as is required of them with regard to venders of merchandize; and the said several brokers shall be entitled to the same proceedings, on an allegation that they are not properly taxed, as are now provided by the seventh section of the said last recited act in the cases of venders of merchandize.

Appraisers of
mercantile taxes
to assess the bro-
kers aforesaid,
&c.

SECTION 9. Nothing in this act shall be held or taken to repeal any obligation, liability, penalty, or duty imposed upon any broker by any existing law of this commonwealth, except only so far as the amount of the tax for a commission or license: *Provided*, That in classing said brokers, when any individual or copartnership desires to obtain a commission or license to carry on business at the same time in more than one of the kind of brokers named in the first part of the sixth section of this act, the amount of the annual receipts of said individual or copartnership, in each particular order, shall be estimated for the purpose of fixing the class as aforesaid, and separate commissions and

Nothing in this
act to be held to
repeal any obli-
gation, &c.

licenses shall be issued for each kind of brokers as now provided by law.

State treasurer
authorized to re-
ceive certificates
of state stock at
par value.

SECTION 10. That it shall be lawful for the state treasurer, during one year hereafter, to receive, at the par value, duly transferred certificates of state stock and of state indebtedness, in payment of all debts due the commonwealth previous to the first day of January, one thousand eight hundred and fifty, from defaulting public officers in all cases where it may be necessary to enforce the payment of such debts against the sureties of such defaulting public officers, and in which said treasurer and auditor general shall be satisfied that such defaulting officer is insolvent, or of doubtful solvency.

Governor author-
ized to negotiate
a loan.

SECTION 11. That the governor is hereby authorized to negotiate a loan for the sum of three millions three hundred thousand dollars, redeemable in thirty years from the date of the subscription thereof, at a rate of interest not exceeding four per centum per annum, payable in gold and silver semi-annually upon the first days of February and August of each year, and exempt from every species of taxation; notice that proposals for said loan will be received, shall be published in at least one newspaper in the borough of Harrisburg, in the cities of Pittsburg, Lancaster and Philadelphia, and in the cities of New York, Boston and Baltimore, for a period not less than three months before the opening of said proposals, and by letter elsewhere, if deemed necessary; and upon the day assigned for that purpose in such notice, the proposals shall be opened in the presence of the governor, the secretary of the commonwealth and the auditor general, and the loan shall be awarded to the highest bidder or bidders: if the amount of the bids shall exceed the amount of said loan, the same shall be distributed, pro rata, amongst the highest bidders; but if the whole of said loan shall not then be taken, the governor may renew notice in the manner aforesaid, from time to time, till the whole amount of said loan shall be subscribed: no conditional bids shall be considered; and upon awarding such loan, or any part thereof, certificates with coupons for interest shall be issued therefor by the auditor general.

Appropriation of
said loan.

SECTION 12. If the said loan shall be subscribed, it shall be and it is hereby appropriated for the payment and extinguishment of the funded debt of this commonwealth now due, or to become due during the year one thousand eight hundred and fifty, and for the payment of the sum of eighty-five thousand one hundred and four dollars and eighty-eight cents due to domestic creditors.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The fifteenth day of May, one thousand eight hundred and fifty.

WM. F. JOHNSTON.