

than a full school term, the tuition charges shall be pro-rated by reference to the period of time over which such pupil actually attended *the* district's schools.

APPROVED—The 17th day of February, A. D. 1956.

GEORGE M. LEADER

No. 338

AN ACT

Amending the act of May three, one thousand nine hundred fifteen (Pamphlet Laws 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants according to the last preceding United States census," changing and further fixing the fees to be charged by the prothonotary.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section one, act of May three, one thousand nine hundred fifteen (Pamphlet Laws 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants according to the last preceding United States census," amended August ten, one thousand nine hundred fifty-one (Pamphlet Laws 1221), is amended to read:

Fees.

Section 1, act of May 3, 1915, P. L. 226, amended August 10, 1951, P. L. 1221, further amended.

Section 1. The fees to be received by the prothonotary of the courts of common pleas of this Commonwealth, in counties of the second class, shall be as follows:

Action in Assumpsit.

Entering, issuing notice of suit, reinstatement or re-issue, and entering sheriff's return, one dollar and twenty-five cents.

All other docket entries before filing of pleas or entering judgment, [three] *four* dollars.

Filing of plea or entering judgment for one defendant, [one dollar] *two dollars*; for each additional defendant, twenty-five cents.

Action in Trespass.

Entering, issuing notice of suit or *capias ad respondendum*, or reinstatement or reissue, and entering sheriff's return, one dollar and twenty-five cents.

All other docket entries before filing of pleas or entering judgment, [three] *four* dollars.

Filing of plea or entering judgment for one defendant, [one dollar] *two dollars*; for each additional defendant, twenty-five cents.

Appeals.

To Supreme and Superior Courts, and bond thereon, with justification, ten dollars; Supplemental Appeals to Supreme and Superior Courts, five dollars.

From alderman, justice of the peace, and county court, [three] *four* dollars.

Receiving and entering appeals from an award of arbitrators, taking recognizance and affidavit, [two] *three* dollars.

Receiving and entering appeal from board of viewers or assessors, two dollars and fifty cents.

Receiving and entering appeal from recount of election returns, two dollars.

Arbitrators.

Entering of rule to choose, fifty cents.

Entering of rule to refer, fifty cents.

Assignments.

Noting, docketing, and indexing, [one dollar] *two dollars* and fifty cents.

Attachment.

Attachment execution, domestic attachment, foreign attachment, and under the act of one thousand eight hundred and sixty-nine, filing, docketing, and issuing writ, one dollar and twenty-five cents.

Subsequent docket entries prior to judgment, [three] *four* dollars.

Issuing attachment in contempt and motion thereof, each name, one dollar and twenty-five cents.

Issuing attachment for defaulting witness, fifty cents.

Issuing attachment, defaulting juror, fifty cents.

Bail.

Bail-piece, [one dollar] *two dollars*.

Bail for stay, entry and certificate, [one dollar] *two dollars*.

Receiving and care of cash deposit in lieu of surety, one per cent. on the first five hundred dollars, and one-half of one per cent. on the next one thousand dollars, and one-fourth of one per cent. on any additional amount.

Certificate.

Certifying record, and seal, [one dollar and fifty cents] *two dollars*.

Issuing certificate of appointment of commissioner, one dollar.

Issuing certificate of appointment of master, one dollar.

Issuing certificate of appointment of auditor, one dollar.

Issuing certificate of no appeal, one dollar and fifty cents.

Issuing certificate of no liens, for each five years or fraction thereof, for each name, [two] *three* dollars.

Issuing certificate of liens, for each five years or fraction thereof, for each name, [two] *three* dollars; and fifty cents additional for each lien unsatisfied.

Issuing certificate of no suits, for each five years or fraction thereof, for each name, [two] *three* dollars.

Certificate of commission to notary, alderman, and justice of the peace, one dollar *and fifty cents*.

Certified copy of order of court, for each page or fraction thereof, [fifty cents] *one dollar*.

Certificate and seal, [fifty cents] *one dollar*.

Issuing [certied]*certified* copy of docket entry, [one dollar and fifty cents] *two dollars*.

Entering certificate of judgment against boroughs, townships, and school districts, rendered by a justice or alderman, fifty cents.

Certiorari.

Issuing writ, and all proceedings thereon, [three dollars and seventy-five cents] *five dollars*.

Case Stated.

Filing and docketing, one dollar and twenty-five cents.

All subsequent entries, [three] *four* dollars.

Change of Name.

Filing and docketing petition, [three] *five* dollars and seventy-five cents.

Charter.

Filing corporate charter, petition for change of corporate name, or alteration or amendment of charter for merger, and all proceedings thereon, ten dollars.

Citation.

Filing and docketing petition, issuing writ, and return thereon, one dollar and twenty-five cents.

Docketing all further proceedings, [three] *four* dollars.

Commission.

Commission to take testimony, docketing and entering thereon, one dollar and twenty-five cents.

Commission de lunatico inquirendo, filing and docketing petition, one dollar and twenty-five cents.

Commission in partition and entering return, two dollars.

Condemnation of Property.

Filing and docketing petition, bond, order of court, and all subsequent docket entries, [four] *six* dollars and seventy-five cents.

Contract.

Filing and docketing building contracts, [three] *four* dollars.

Costs and Fees.

Collection of costs [and/or] *or* fees due to any person, five per cent. of the amount collected.

Depositions.

Entry of rule, one dollar.

Dissolution.

Of charter or partnership, filing and docketing all proceedings thereon, six dollars.

Divorce.

Filing and docketing complaint, issuing notice of suit, and entering sheriff's return, [four] *five* dollars and twenty-five cents.

Issuing reinstatements and entering sheriff's return, one dollar and twenty-five cents.

All subsequent docket entries, including *first* certified copy of decree, [three] *four* dollars and fifty cents. Subsequent certified copies of decree, two dollars each.

Election.

Reporting and certifying election of justice of the peace, and all county, State, and other officers whose election is required to be reported and certified to the Secretary of the Commonwealth, each officer certified, [fifty cents] *one dollar*,—

To be paid by the county.

Petition to open ballot-box, filing and docketing, and certified copy of order, one dollar and seventy-five cents.

Ejectment.

Issuing notice of suit and entering sheriff's return, one dollar and twenty-five cents.

Indexing, and all subsequent docket entries prior to plea, [three] *four* dollars and twenty-five cents.

Filing plea or entering judgment thereon, one dollar.

Equity.

Filing of bill, [two] *four* dollars and fifty cents, for each name indexed, twenty-five cents. All other docket entries before filing of pleas or entering of judgment, five dollars for each docket page or fraction thereof used.

Escheat.

Entry and docketing proceedings, five dollars.

Estrepement.

Issuing of writ, one dollar and twenty-five cents.

Exemplification.

Record from other county, filing and entering the same, [two] *three* dollars and twenty-five cents.

Feme Sole Trader.

Petition, docketing, and all services thereunder, [four:] *five* dollars and seventy-five cents.

Fieri Facias.

Issuing and docketing writ and entering sheriff's return, [one dollar] *three* dollars and fifty cents.

Issuing and docketing testatum fieri facias and entering sheriff's return, [one dollar] *three dollars* and fifty cents.

Docketing and indexing testatum fieri facias from other county, [two] *four* dollars and twenty-five cents.

Financing Statement under Uniform Commercial Code:

Filing and docketing financing statements, or amendments of the same, each, three dollars.

Termination or satisfaction of financing statement, each, one dollar.

Financial Statement.

Filing and docketing, one dollar and seventy-five cents.

Guardian.

Filing and docketing petition, including certificate of appointment, [four] *five* dollars and seventy-five cents.

Filing of guardian account, three dollars.

Habeas Corpus.

Issuing writ, one dollar and seventy-five cents. Additional certified copies of order thereon, one dollar each.

Habere Facias.

Issuing writ, docketing, and entering sheriff's return [one dollar] *three dollars* and fifty cents.

Habitual Drunkards.

Filing and docketing petition and all subsequent proceedings, four dollars and seventy-five cents.

Injunction.

Writ for preliminary injunction, [one dollar] *three dollars* and twenty-five cents.

Inquiry.

Issuing of writ, one dollar and twenty-five cents.

Insolvency.

Filing petition, docketing, and all subsequent proceedings, four dollars and seventy-five cents.

Judgments.

Docketing and indexing confessed judgments, [one dollar] *two dollars* and seventy-five cents.

Entering satisfaction thereon, seventy-five cents.

Judges, Detailment of.

Entry of order and certificate, two dollars,—
To be paid by the county.

Levari Facias.

Issuing writ, docketing, and entering sheriff's return, [one dollar] *three dollars* and fifty cents.

Lien.

Release, postponement, restriction, satisfaction, or discontinuance, [seventy-five] *one dollar and fifty cents*.

Lists.

Preparing files and records for cases on trial list, each case, [twenty-five] *fifty* cents,—

To be paid by the county.

Preparing trial or argument list, each case, [twenty-five] *fifty* cents,—

To be paid by the county.

Lunacy.

Filing and docketing petition and all subsequent entries therein, [four] *five* dollars and seventy-five cents.

Mandamus.

Filing, docketing petition, issuing notice of suit, and entering return, and all other services, [four] *five* dollars and seventy-five cents.

Mechanics' Lien.

Entering, docketing, and indexing, [three] *four* dollars.

Mortgages, Satisfaction Thereof.

Filing, docketing petition, and all subsequent proceedings, including certificate, [four] *five* dollars and seventy-five cents.

Municipal Lien.

Entering, docketing, and indexing, where the claim is for one year and is directed to be indexed against one name only, two dollars. For each additional year included, one dollar; for each additional defendant named, twenty-five cents.

Oaths of Office.

Filing and docketing, one dollar and seventy-five cents.

Overseers of Election.

Filing petition for appointment, one dollar and twenty-five cents.

Each certificate, fifty cents.

Party Name.

Filing, docketing, and certificate for preemption of party name, [three] *four* dollars and seventy-five cents.

Perpetuating Testimony.

Filing and docketing petition, [one dollar] *two* dollars and twenty-five cents. Entering order of court thereon, and recording the same, three dollars.

Partition.

Filing, docketing, and issuing writ of summons, and entering sheriff's returns, one dollar and twenty-five cents.

Subsequent docket entries prior to judgment, [three] *four* dollars.

Entry of judgment therein, one dollar; for each indexed name, twenty-five cents.

Writ de partitione faciundo, one dollar and twenty-five cents.

Petition.

Filing petition for oral examination as to title of property, [one dollar] *two* dollars.

Filing and docketing any petition not herein specifically provided for, [three] *four* dollars.

Pleadings.

Filing appearances, or answer or motion or preliminary objection or proof of service or publication or rule for answer or bill of particulars or other pleading or petition after entry of complaint, petition, suit or action, at law or in equity, or other original writ otherwise than herein specifically provided for, twenty-five cents.

Fees above specified to be taxed at time of filing but to follow judgment and to be included in costs.

Filing amendment of title, record, or pleading, fifty cents.

Framing an issue in any action, two dollars.

Suggesting death, or a party diminution of record, or amending record, each, fifty cents.

Possession.

Entry, issuing writ, and return thereon, [one dollar] *two* dollars and seventy-five cents.

Quo Warranto.

Filing and docketing petition, issuing notice of suit, and all further proceedings thereon, [two] *three* dollars and fifty cents.

Receipt.

Entering or issuing, seventy-five cents.

Registration and Certificate.

Partnerships, physicians, veterinarians, dentists, and stallions, one dollar.

Remittitur.

Entering the same from Supreme or Superior Courts, two dollars.

Replevin.

Entry, issuing notice of suit, and all services prior to judgment, [four] *five* dollars and twenty-five cents.

Issuing writ of retorno habendo, [one dollar] *two dollars* and fifty cents.

Reports.

Report to county commissioners of every judgment or lien assignment or satisfaction thereof, each, [ten] *twenty-five* cents.

Not to exceed [six] *twelve* hundred dollars per annum.

Entering report of treasurer, and acknowledging treasurer's deed, two dollars and fifty cents.

School Auditor.

Docketing order of appointment, one dollar and twenty-five cents.

Each certificate issued, fifty cents.

Entry of auditor's official oath, fifty cents.

Entry of report of school auditors' docket, for each page of report, thirty cents.

Entering and docketing of school auditors' report, two dollars.

School Directors.

Docketing order of appointment, and certificates thereof, in districts of the first class, two dollars.

Scire Facias.

Sur mortgage, filing, docketing, issuing writ, certificate to recorder, entering on scire facias, and entering sheriff's return, [one dollar] *three dollars* and seventy-five cents.

Alias writ, [one dollar and twenty-five cents] *two dollars*.

All other writs of scire facias and alias writs, filing, docketing, issuing, indexing, and entering sheriff's return, [one dollar] *two dollars* and twenty-five cents.

Suggestion of Freehold.

Entry and certificate, one dollar.

Subpoena.

Issuing of, one dollar.

Tax Lien.

Filing and entering, where tax is for one year and one defendant only is named, one dollar. For each additional year included, one dollar. For each additional defendant named, twenty-five cents.

Satisfaction of each, one dollar.

Filing and entering where special dockets are required, and indexing on judgment index, where tax is for one year and is directed to be indexed against one defendant only, two dollars. For each additional year included, one dollar. For each additional defendant named, twenty-five cents.

Filing and entering suggestion and averment of unpaid tax or municipal claim, and indexing judgment docket, where tax or claim is for one year and is directed to be indexed against one name only, one dollar. For each additional year included, one dollar. For each additional name indexed, twenty-five cents.

Preparing suggestions and averments, each, twenty-five cents.

Furnishing list of unsatisfied tax liens, each item shown, twenty-five cents.

Transcribing.

Any paper or record, per page or fraction thereof, [fifty cents] *one dollar*.

Transcript.

Docketing and indexing transcript from alderman, justice of the peace, and county court, three dollars.

Venditioni Exponas.

Issuing writ and entering sheriff's return, [one dollar] *two dollars* and fifty cents.

Verdict.

Verdict fee and indexing in judgment docket, [four] *five* dollars.

Viewers.

Docketing petition, [one dollar] *two dollars* and twenty-five cents.

Issuing precept, one dollar and twenty-five cents.

All subsequent docket entries, three dollars.

Certified copy of report, three dollars.

Workhouse Release.

Making out petition and certificate, one dollar.

General Provisions.

The fees for services not herein specially provided for shall be the same as for similar services.

The prothonotary shall not be required to enter or docket any suit or action or order of court, or enter any judgment thereon, or perform any services whatsoever, until the requisite fee is paid.

The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 17th day of February, A. D. 1956.

GEORGE M. LEADER

No. 339

AN ACT

Amending the act of June twelve, one thousand nine hundred nineteen (Pamphlet Laws 476), entitled, as amended, "An act to regulate and establish the fees to be charged and collected by the recorder of deeds, in counties of the second class," increasing amount of fees to be charged and collected by recorders in counties of the second class.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Counties of second class.

Section 1. Section one, act of June twelve, one thousand nine hundred nineteen (Pamphlet Laws 476), entitled as amended "An act to regulate and establish the fees to be charged and collected by the recorder of deeds, in counties of the second class," amended May eighteen, one thousand nine hundred forty-five (Pamphlet Laws 706), is amended to read:

Section 1, act of June 12, 1919, P. L. 476, amended May 18, 1945, P. L. 706, further amended.

Section 1. Be it enacted, &c., That the fees to be charged and collected by the recorder of deeds, in counties of the second class, shall be as follows:

Fees of recorder of deeds.

For recording deeds, the minimum fee for not more than one description or more than four legal cap typewritten pages shall be [three dollars and fifty cents (\$3.50)] *four dollars and fifty cents (\$4.50)*; and for each additional description, [thirty-five cents (35¢)] *fifty cents (50¢)* extra.

Deeds.

For recording sheriff's deeds, [three dollars (\$3.00)] *four dollars (\$4.00)*.

Sheriff's deeds.

For indexing deeds, mortgages, and all other writings, with more than four names, [fifteen cents (15¢)] *twenty-five cents (25¢)* extra for each additional name.

Indexing.

For recording agreements, leases, oil and gas leases, rights of way, municipal ordinance vacating streets, lanes, or alleys, or parts thereof, of not more than four legal cap typewritten pages, the minimum fee shall be [three dollars and fifty cents (\$3.50)] *four dollars and*

Agreements, leases, rights of way and ordinances.