

No. 186

AN ACT

Fixing fees to be received by the prothonotary in counties of the first class; and providing for the time of payment.

Counties of
first class.

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

Prothonotary
fees.

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

ACCOUNTS AND REPORTS

Filing and docketing report or account of assignee, auditor, trustee, sequestrator, master, examiner, arbitrator, viewers, board or committee ..	\$5.00
Filing each subsequent account or report	2.50

ADOPTION

Certificate of adoption	2.00
Filing a petition, docketing and certificate to Department of Health	10.50
Filing a petition for relinquishment or abandonment	2.50
Indexing name .....	.50
Order to investigate; disbursement of report fund; filing report of investigation, and docketing	3.50

AFFIDAVIT

Filing an affidavit50
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AMICABLE ACTION

Entering an amicable action for confession of judgment	2.50
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APPEAL

Certiorari from Supreme or Superior Court; preparing and certifying record on appeal (not including docket entries)	10.00
Entering proceedings of Supreme or Superior Court on appeal	2.00
Filing and docketing appeal from road jury or Board of View	2.50
Filing appeal from judgment of magistrate ..	3.00
Filing an appeal from judgment of a magistrate under the Landlord and Tenant Act	3.50
Filing an appeal including exceptions from administrative agencies of the City of Philadelphia.	2.50
Petition for writ of certiorari	2.50

APPEARANCE WITHDRAWAL

Entering an appearance or withdrawal50
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ARBITRATION

A reference in arbitration	2.50
Filing a revocation	1.00
Filing an award	2.50
Filing exceptions	1.00
Entering judgment on award	1.00
Indexing award50
Entering an appeal	1.50

BAIL PIECE

Bail Piece	1.50
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BILL OF COSTS

Filing a Bill of Costs50
Filing exceptions to a Bill of Costs50
Praeipce for taxing costs50

BOND

Entering a bond or recognizance	2.50
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CERTIFICATIONS

Any certificate not provided for herein	1.50
Certified copy of fictitious name registration ..	2.00
Certificate of admission to the Bar	3.00
Certificate of attorney in good standing	1.00
Certificate of discontinuance	1.00
Certificate of judgment	1.00
Certificate of official capacity	2.50
Certification of motor vehicle judgment or satisfaction	2.00
Certification of the record or any part thereof .	2.50
Certified copy of rule or order	1.50
Citation and seal and motion therefor	2.50
Comparing copy for certification, first page ...	1.00
(Each additional page) .....	.50
Copying and certifying docket entries, each page or fraction thereof	1.50
Copying a record or paper on file, for each full page or fraction thereof	1.00
Duplicate certificate of admission to the Bar ..	2.50
Exemplification of record or any part thereof .	3.00
Fee for any certified copy, exemplification or certification from a microfilmed record, per page or fraction thereof .....	.50

COMMENCING ACTIONS

(Composite Fee)

Commencement of any action at law or in equity embracing any actions of Amicable Actions, Assumpsit, Trespass, Replevin, Mortgage Foreclosure, Ejectment to Quiet Title, Partition, Mandamus, Quo Warranto, Upon Ground Rent,

Foreign Attachment, Fraudulent Debtors Attachment, and to prevent Waste	12.00
Assumpsit and Trespass actions involving less than five hundred dollars	9.00

Only the following papers and services are included in the composite fee, all other papers and services are to be paid for as provided in this act:

- Affidavit
- Amendments to any pleading
- Answer
- Appearances and withdrawals
- Assessment of damages
- Averment of default
- Certification of address of judgment creditor
- Complaint
- Counterclaim
- Docketing
- Discontinuance
- Entering award finding verdict
- Entering decree
- Entering judgment
- Indexing
- Interrogatories and answers
- Joinder of additional parties
- Motions (Prior to judgment)
- New Matter
- Notice to take depositions
- Orders of court prior to judgment
- Petitions, rules, answers (Prior to judgment)
- Preliminary objections
- Reply
- Satisfaction
- Stipulations
- Stationery
- Substitution of parties

COMMISSION TESTIMONY

Commission to take testimony, letters rogatory and return	2.50
Notifying each party of return of commission .	.50

CONTEMPT

Issuing attachment in contempt and motion therefor, each name	2.00
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CORPORATIONS

Filing articles of incorporation or petition for change of corporate name, or alteration, amendment or merger	10.00
Filing petition for dissolution	5.00
Reporting dissolution to Department of State .	1.00

DEED

Entering acknowledgment or deed of Sheriff,
Treasurer, other officer, or Prothonotary, in-
cluding certificate 2.50

DISCONTINUANCE

Marking an action discontinued, or marking an
action settled, discontinued and ended 3.50

DIVORCE AND ANNULMENT

Acceptance of service50
Answer50
Bill of particulars50
Certificate of divorce or annulment 3.50
Complaint 2.50
Direction for publication including return of
service 1.00
Entering a decree in divorce or annulment ... 1.00
Final costs 13.50
Final costs are not to be refunded
Indexing action50
Indexing decree50
Motion and appointment of Master 1.00
Non-military affidavit50
Statistical report to Department of Health50
Warrant of attorney including appearance ... 1.50

ELECTIONS

Filing election return of general or municipal
or special elections, to be paid by the county ... 1.00
Filing petition for appointment of election of-
ficers, overseers or other petitions relating to elec-
tions, and docketing, to be paid by county 1.50

EQUITY LISTING

Filing an equity listing order 5.00

FEME SOLE TRADER

Filing a petition for feme sole trader 10.00

FUNDS ON DEPOSIT

Receiving and distributing money paid into
court, for each dollar under five hundred04
For each dollar exceeding five hundred01

HABEAS CORPUS

Filing a petition for a writ of habeas corpus .. 2.50
Issuing a writ of habeas corpus 2.00

INDEXING

Filing and indexing sheriff's certificate of at-
tachment upon real estate 1.50
Indexing ejectment, lis pendens, change of
name, feme sole trader, in charter book50

Indexing in ad sectum index, each name . . . . .	.50
Indexing in federal lien index, each name . . . . .	.50
Indexing in judgment index any lien or judgment, foreign attachment or assignment of judgment or order marking a judgment to use, each name . . . . .	.50
Indexing in locality index, each property . . . . .	.50
Indexing in miscellaneous index, each name or each property . . . . .	.50
Indexing satisfaction or discharge or release of a federal lien, each name . . . . .	.50
Indexing satisfaction of judgment, each name . . . . .	.50
INCOMPETENTS	
Filing a petition under the Mental Health Act	5.00
Filing a petition under the Incompetents' Estate Act	2.50
INJUNCTION	
Issuing and docketing injunction and order of court	2.50
INSOLVENTS	
Filing and docketing all proceedings in assignment for benefit of creditors up to and including bond and justification of assignee and surety	12.00
Filing a petition of creditors	10.00
INTERROGATORIES	
Interrogatories (Certificate to commissioners)	2.50
JUDGMENTS	
Certifying address of judgment creditor . . . . .	.50
Entering judgment for want of appearance or answer, or on verdict or findings, or preliminary objections, motion or demurrer, or by default	1.50
Entering a judgment from another county	2.50
Entering a judgment of non pros	1.50
Entering judgment on a bond and warrant of attorney	2.50
Entering judgment on confession in a judgment note	1.50
Entering judgment upon confession in lease or in any other contract	2.50
Entering transcript of judgment from a magistrate	2.75
Every assignment of an instrument, prior to reducing it to judgment . . . . .	.50
Filing a satisfaction of judgment	2.25
Filing a satisfaction of judgment after execution	2.50
Issuing seire facias to revive a judgment	1.50
Marking a judgment to use	1.00

Revival of judgment by agreement	2.50
Where more than one judgment note is entered as a single judgment, for each additional note ...	1.50

JURY TRIAL

Jury fee when jury trial is demanded	4.00
When paid this fee is not to be refunded	

LAND DAMAGE

Filing a petition for a jury to assess land damage	25.00
Indexing land damages .....	.50

LIENS

Amicable judgment on mechanic's or municipal lien	2.50
Filing and docketing an affidavit of ownership with respect to mechanic's lien on a municipal lien	1.00
Filing a federal lien	2.00
Filing a lien or an amended lien for delinquent real estate taxes against real property .....	.75
Filing a mechanic's or municipal lien or an amendment, each property	2.50
Filing a postponement, release, restriction of a lien, each property	2.00
Filing a waiver of liens, including indexing ..	3.00
Marking a mechanic's lien or a municipal claim to use	1.50
Order or praecipe for judgment on mechanic's lien or municipal claim, including indexing	2.00
Return of scire facias sur mechanic's or munic- ipal lien or an original petition	2.50
Revival of municipal lien by a suggestion of default	1.50
Revival of municipal lien by a suggestion of default by a political subdivision	1.00
Satisfaction of judgment on mechanic's lien or municipal claim	2.50
Satisfaction of tax lien after first revival	1.00
Satisfaction of tax lien after second revival, and for each subsequent revival .....	.75
Satisfaction or discontinuance of mechanic's lien or municipal claim, including indexing	2.00
Filing a writ of sci. fa. on tax lien	2.50
Satisfaction of tax lien after writ of sci. fa. issued	2.00
Filing of personal property tax lien	1.00
Satisfaction of tax lien on real estate	1.00
Satisfaction of personal property tax lien	1.00
Satisfaction of judgment on tax lien	2.50
Filing a release of real estate from a tax lien ..	1.00

MOTIONS	
Filing a motion .....	.50
NAME CHANGE	
Filing petition to change name	10.00
NON-JURY LISTING	
Filing a non-jury listing order	5.00
NOTARY PUBLIC	
Certificate of notarial commission	1.50
Registration of commission of notary public and signature	1.00
OATH	
Administering an oath .....	.50
ORPHANS' COURT	
Entering precept or other proceeding from the Orphans' Court	3.50
PETITIONS	
Petition to advance cases	5.00
Petition for special listing	5.00
Petition to consolidate cases	5.00
Petition to sever an action	5.00
The foregoing fees are to be paid in any proceeding including all actions in which the composite fee is paid.	
Any other petition	1.50
PRELIMINARY OBJECTION	
Filing a preliminary objection .....	.50
POWER OF ATTORNEY	
(Letters)	
Filing a letter *or power of attorney	3.00
Filing a revocation of a letter or power **of at- torney	3.00
RECEIPT	
Receipt for filing any paper or document .....	.50
RECORDING	
Filing any paper or document required by law to be recorded, each full page or fraction thereof .....	.50
RULES	
Filing a rule as of course .....	.50
SEARCHES	
Every certified judgment or lien search for a period of five years or less, one name	10.00
Every certified locality search for each period of five years or less, each property	10.00

* "of" in original.

** "or" in original.

Every other certified search of five years or less	5.00
And for an additional five year period or part thereof	3.00

STATIONERY

Stationery at commencement of action or upon entering of judgment on any confession or upon taking an appeal to the Courts of Common Pleas or to the County Court	.50
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SUBPOENA

Issuing a subpoena	.50
Producing a record under subpoena within City Hall	3.00
Producing a record under subpoena without City Hall (add mileage of 10¢ per mile)	4.00

STIPULATION

Filing a stipulation	.50
Filing a stipulation with order	1.00

SUBSTITUTION OF PARTIES

Praecipe for substitution of successor each party	.50
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WRITS

Issuing a writ of attachment sur judgment	2.00
Issuing a writ of certiorari	3.00
Issuing any writ of execution	3.00

WORKMEN'S COMPENSATION

Filing an award or order	1.50
Filing a certified copy of a claim petition or agreement	1.50
Filing a certified copy of a disapproval of an agreement or disallowance of compensation	1.50
Entering appeal	2.50
Filing exceptions	.50

Section 2. The foregoing fees are also to be received by the Prothonotary of Philadelphia as Clerk of the County Court of Philadelphia.

Section 3. The fee for any service not herein specially provided for shall be the same as for a similar service. The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied.

Section 4. No additional fee beyond that prescribed in this act shall be charged for any service herein provided for.

Section 5. The prothonotary shall not be required to issue any writ, docket any order of court or enter any judgment thereon or perform any service whatsoever until the requisite fee is paid.

Section 6. (a) The act of May 31, 1957 (P. L. 225), entitled "An act fixing fees to be received by the prothonotary in counties of the first class and providing for the time of payment," is repealed.

(b) All other acts or parts of acts are repealed in so far as they are inconsistent herewith.

Section 7. This act shall take effect in thirty days.

APPROVED—The 30th day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 187

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," authorizing assessments for the cost of water systems on property within seven hundred and eighty feet of any fire hydrant.

The Second Class Township Code.

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

Clause III., section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, amended June 1, 1956, P. L. 2021, further amended.

Section 1. Clause III of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), amended June 1, 1956 (P. L. 2021), is amended to read:

Section 702. Supervisors to Exercise Powers.—* * *

III. Contracts and Tax Levy for Fire Purposes.—On the petition of the surface property owners of a majority of the lineal feet frontage along any highways, streets, roads and alleys, or portion thereof, within the township, to enter into contract with water companies for the placing of fire hydrants, to water mains maintaining pressures approved by the fire insurance underwriters along said highways, streets, roads and alleys or to provide for or acquire a water supply system equipped to supply sufficient water for the protection of property from fire.

The moneys necessary for acquiring any such water system may be obtained by proceeding in accordance with either of the methods set forth in paragraphs A and B, as follows: