

such conviction persist in such refusal, such person or persons shall be sentenced to imprisonment until he or they deliver the books, surveys or other hereinbefore mentioned articles by such person or persons withheld as aforesaid.

Passed November 27, 1779. See the Acts of Assembly passed April 1, 1784, Chapter 1094; February 10, 1785, Chapter 1130; March 16, 1785, Chapter 1137; March 28, 1787, Chapter 1284; April 9, 1794, Chapter 1562; April 3, 1794, Chapter 1727; March 23, 1797, Chapter 1934

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## CHAPTER DCCCLXXV.

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AN ACT FOR THE BETTER SUPPORT OF CERTAIN OFFICERS OF THIS STATE AND FOR ASCERTAINING THE SPECIFIC FINES AND PENALTIES WHICH THEY MAY INCUR BY NEGLIGENCE OF DUTY.

(Section I, P. L.) Whereas the fees of the officers of this commonwealth who are hereafter mentioned as now regulated by law are by the great rise of the prices of the necessaries of life, become very inadequate to their expenses whilst they attend the public business, which, if it be not remedied must force the said officers to abandon their employments or introduce great exaction or extortion to the manifest enfeebling of the public authority and oppression of private persons:

(Section II, P. L.) And whereas the specific fines and penalties to which the said officers are severally and respectively liable for neglect of duty, are generally become uncertain and insufficient:

For remedy whereof:

[Section I.] (Section III, P. L.) Be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the fees of the said officers shall be estimated and paid according to the price of good merchantable wheat, in manner following, That is to say, the said

fees as they were regulated by law or practice under the late government of Pennsylvania before the first day of July which was in the year of our Lord one thousand seven hundred and seventy-six, shall, from and after the publication of this act, be satisfied in good merchantable wheat accounting and allowing that a bushel of such wheat, weighing at least sixty pounds, was formerly sold in times of war and difficulty for ten shillings.

[Section II.] (Section IV, P. L.) Provided always, and be it further enacted by the authority aforesaid, That for the ease and conveniency of the person or persons by whom such fee or fees shall be payable, as well as the said officers such person or persons liable to pay the same may tender payment thereof in any lawful money of this state or of the United States of America in a sum proportioned and equal to the value and price of such wheat, as the same from time to time shall be estimated and declared by the representatives of the freemen of this state in general assembly met.

[Section III.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That payment of fees, in wheat in manner aforesaid, shall extend to the fees of the judge, register and marshal of the court of admiralty; the secretary of the supreme executive council, who is hereby granted such and the same fees as were formerly allowed in the province of Pennsylvania to the governor's secretary and clerk of the council; the attorney-general, the master of the rolls, the prothonotary of the supreme court, the sheriff and coroner of each county; the justices of the peace of the orphan's court, and of the common pleas of each county; and the clerks of the general quarter sessions, orphans' court and common pleas of each county, and of the general quarter sessions of the city of Philadelphia; the register for the probate of wills and for granting administrations in each county, who shall be entitled to like fees, as were formerly due to the register-general of the province of Pennsylvania; the recorder of deeds, attorneys at law, the persons who shall be summoned to appear as jurors and as witnesses, the constables and the crier of every court, and the naval officer, who is hereby granted equal and like fees as were form-

erly allowed and due to the naval officer under the late government of Pennsylvania; the notaries public, the inspector of flour, of beef and pork and of shad and herring; the collectors of excise, the supervisors of the highways, the commissioners and assessors of the public taxes, the regulators of party walls and partition fences in the city of Philadelphia and elsewhere; the officers for regulating weights and measures, the commissioners for paving the streets and the wardens of the watch of the city of Philadelphia; the health officer, and the officer for enforcing the laws against importing convicts and impotent persons, and his interpreter and the assisting physicians; the inspectors of staves and heading and of timber, boards and planks; the measurers of wheat and other corn, and of salt in the city of Philadelphia, and the representatives in general assembly and their clerk; and the wages and mileage of the members of the supreme executive council other than the president and vice-president shall be the same as the wages and mileage of the members of assembly as the same were established by the laws of the late government of Pennsylvania and since revived by an act of this commonwealth: Provided always, That nothing in this act contained shall extend to any fees which are rated by the pound or the hundred pounds.

(Section VI, P. L.) Provided also, That the fees of the judge of admiralty, including his fee for a final decree in the case of a ship or vessel under the burden of one hundred tons shall be twenty-five bushels of good, merchantable wheat; and in the case of a ship or a vessel above the burden of one hundred tons shall be forty bushels of such wheat, payable, however, in money as in the case of the officers aforesaid.

[Section IV.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the several specific fines to which any of the officers, or the persons summoned on juries as aforesaid, were liable before the fourth day of July, in the year of our Lord one thousand seven hundred and seventy-six, be liable and which they shall incur for any offense or neglect of duty, shall be computed and satisfied in wheat, as in the case of fees as aforesaid and tendered, paid or levied in money according to the price of such wheat from time to time, as it shall

be estimated and declared by the representatives of the free-men of the commonwealth of Pennsylvania in general assembly met as aforesaid.

Passed November 27, 1779. See the notes to the Acts of Assembly passed May 23, 1715, Chapter 206; August 22, 1752, Chapter 398, and the Acts of Assembly passed February 23, 1780, Chapter 879; March 1, 1780, Chapter 882; March 8, 1780, Chapter 888; March 17, 1780, Chapter 897; March 18, 1780, Chapter 899; June 21, 1781, Chapter 945.