

The Statutes at Large of Pennsylvania.

CHAPTER MMCCXIV.

AN ACT TO TAX THE OFFICE OF THE PROTHONOTARY OR CLERK OF THE SUPREME COURT.

(Section I P. L.) 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 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.

(Section II, P. L.) 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 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 centum, 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.

(Section III, P. L.) 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.

(Section IV, P. L.) 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,⁽¹⁾ 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 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.

Recorded L. B. No. 8, p. 16.

(1). Chapter 1246; 12 Statutes at Large, p. 308.

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.

CHAPTER MMCCXV.

AN ACT FOR THE RELIEF OF EDMUND MILNE.

Whereas, Edmund Milne hath by his petition set forth that he paid to John Nicholson, then comptroller-general, the balance of a judgment obtained against him, which still continues a lien on his property and from which it cannot be relieved, unless an act be passed declaring the said judgment satisfied; and as by the receipt of the said comptroller, it appears that the money was paid by the said Edmund Milne.

Section I. (Section I, P. L.) 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 attorney-general cause satisfaction to be entered on record, in the suit instituted in the name of John Hazlewood in behalf of the commonwealth, against Edmund Milne and John Vandereen.

Approved December 19th, 1801. Recorded in L. B. No. 8, p. 17.

CHAPTER MMCCXVI.

AN ACT ALTERING THE MANNER OF ELECTING A TREASURER OF THE CORPORATION OF THE CITY OF PHILADELPHIA

(Section I, P. L.) 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 au-