

C H A P.
XVIII.

the Amount of the Inventory of such Deceased's Estate does not exceed the Sum of One Hundred and Fifty Pounds Current Money.

No Fees on
Pauper Es-
tates, under
30 l. to the
Commissary-
General:

1715, ch. 39,
§. 29.

CVII. And whereas Pauper Estates, by former Laws of this Province do not exceed Ten Pounds Current Money; Be it also Enacted, That during the Continuance of this Act, all Estates not exceeding Thirty Pounds Current Money, shall be deemed Pauper Estates; and that in such Case, there shall be no larger or other Fees taken by any Deputy-Commissary, than is by a former Act settled as to Pauper Estates not exceeding Ten Pounds, nor any Fees at all by the Commissary-General.

Unnecessary
Motions, &c.
not to be
charged.

Exception.

CVIII. And to prevent the Clerks and Registers of the several Courts within this Province from multiplying Fees, by entering unnecessary Motions, Petitions and Orders; Be it Enacted, That in all Cases civil and criminal, wherever any Motions are made, or Petitions tendered for any Order, no Entry shall be made of them, nor any Charge either for Motion, Petition, or Order, unless it shall be particularly required by some Party to the Matter, over and above the Sum allowed by this Act to be charged; and that then and in such Case only; the Party at whose Request such Entry of Motion, Petition, or Order, shall be made, shall be charged therewith, and be liable therefor, in such Manner as is by this Act directed; and that the adverse Party shall not be liable for the Cost of such Entry of Motion, Petition, or Order, over and above the Sum allowed by this Act to be charged.

Penalty on
Officers charging greater
Fees, than al-
lowed by this
Act.

Fine of Pro-
secution.

CIX. And be it further Enacted, That no Officer or Officers, their Clerks, Ministers or Servants, in this Act mentioned, shall charge any other or larger Fees than by this Act is limited and appointed, under any Pretence whatsoever, nor under any other Denomination than mentioned in this Act, unless the Consent and Approbation of the General Assembly of this Province be first had and obtained. And if any Officer or Officers, their Servants, Ministers, or Clerks, shall demand and take any other or larger Fee or Fees, than is herein before mentioned, that then and in such Case, they forfeit and pay to the Party or Parties, from whom they shall demand and take such extraordinary Fee or Fees, not only the Fee or Fees so charged or taken, but also the Sum of Five Thousand Pounds of Tobacco, to be recovered in any Court of Record within this Province, by Action of Debt, Action on the Case, Indictment, or Information, wherein no Effoin, Protection, or Wager of Law, or more than one Imparance, shall be allowed. And in case the Party grieved doth not prosecute the Officer so offending, within Six Months from the Time of such Offence committed, that then and in such Case, any other Person may prosecute for the same.

All Officers
to take the
following

Oath.

CX. And be it further Enacted, That all Officers mentioned in this Act, who shall enjoy any the Offices aforesaid, shall, on or before the last Day of March, which shall be in the Year Seventeen Hundred and Sixty-four, take the following Oath, before some Provincial or County Magistrate, who is hereby authorized and required to administer the same, viz. " You A. B. do swear, that you will well, faithfully, and impartially, to the best of your Skill and Knowledge, execute your Office; and that you will not willingly or wittingly charge, ask, take, exact or demand, any other or larger Fees, for doing your Duty in your Office, than is mentioned in the Act entitled, An Act for amending the Staple of Tobacco, for preventing Frauds in his Majesty's Customs, and for the Limitation of Officers Fees, now in Force." And as often as any Person or Persons shall be appointed for said Office or Offices, they shall take the said Oath, prior to their receiving any of the Profits of any such Office or Offices.

CXI. And be it further Enacted, That Accounts of all Officers Fees in this Act mentioned, shall be made out and drawn in a fair and clear Manner, and