

assessment and the interest, at the rate of twelve per centum per annum, from the expiration of sixty days from the time of placing such copy in the hands of the collector, and the lawful costs and fees of collection and sale.

635. SEC. 17. That notwithstanding any mistake in the name or names of the owner or owners of any lands, tenements and real estate, in the said township in making awards or assessments, or in giving or addressing notice of the same, in pursuance of the tenth section of this act, such awards and assessments shall be valid and effectual in law against such lands, tenements and real estate, and the same may be proceeded against and sold in the manner prescribed in the sixteenth section of this act.

636. SEC. 18. That the said board is hereby authorized to borrow money in anticipation of the sums to be raised annually by tax for road purposes, in the several districts of said township, and thereupon if the commissioner of any district shall in writing require the said board of his township to advance the sum voted in such district, such board shall proceed to raise the same within thirty days after such requisition; the money so advanced to be repaid by the president of said board when he shall receive the amount levied by tax from the township collector.

637. SEC. 19. That this act shall be construed so as to give the commissioners a general and exclusive supervision, control and management of all sidewalks and gutters along the public highways within their respective road districts, and to pay for their repair and regulation out of the moneys voted by the annual assemblies and raised by tax, as in this act provided.

638. SEC. 20. That the said commissioners shall receive two dollars a day for each and every day's attendance upon and about the duties imposed upon them by this act, which shall be paid to them by the township collector upon the order of the president of the board, and there shall be levied and collected in each and every year, at the time and in the manner provided for the collection of taxes in such township, a sum sufficient to defray such fees, advertising expenses and such other general expenses, costs and charges as the said board may become liable for in performing their duties under this act, the amount of which shall be annually determined by said board and certified under seal to the assessor of said township; and that whenever the word "board" is used in this act it shall be considered as meaning a majority thereof.

639. SEC. 21. That at each annual meeting or assembly, held as provided in this act, the commissioner presiding shall present his accounts, which shall give in separate items a statement of work done, the location of it and the amount paid therefor and to whom paid, and also in separate items a statement of all other expenditures for the past year, which accounts shall be read to the meeting and be examined by it or by a committee of three persons appointed by said meeting; and within two weeks thereafter the commissioner presiding shall cause the said accounts to be published in full in a newspaper printed and published in the township, if there be one, and if not, then in a newspaper printed and published in the county in which such township is located.

640. SEC. 22. That this act shall take effect immediately; *provided, however,* that nothing in this act shall apply to or affect any street, avenue or highway under the charge or control of any county public road board in this state.

Mistake in names of owners of lands does not invalidate assessment.

Board authorized to borrow money in anticipation of tax.

Commissioners have general and exclusive control of sidewalks and gutters.

Compensation of commissioners.

Meaning of the word "board."

At annual meeting the commissioner shall present an itemized statement of all expenditures.

Publication of accounts.

Act not to apply to county roads.

Salaries.

1. Compensation of certain officers.
 - Governor.
 - Comptroller.
 - Treasurer.
 - Attorney-general.
 - Adjutant and quartermaster-general.
 - Private secretary of governor.
 - Assistant secretary of state.
 - Commissioners of sinking fund.
 - Superintendent of public instruction

- State librarian.
 - Salaries, how paid.
2. Employment of assistants. Annual cost for several departments. How bills approved.
 3. Amended by section 5.
 4. When act to take effect.
 5. Salary of secretary of state, allowance for clerical service. Fees of clerk in chancery. Fees of clerk of supreme court.
 6. Repealer.

7. Amended by sections 12 and 14.
8. Salary of secretary of state in lieu of all fees.
9. Salary to be paid monthly. Clerical assistance.
10. Repealer.
11. Attorney general authorized to employ clerical assistants.
12. Amended by section 14.
13. State treasurer authorized to employ clerical assistants.
14. State librarian authorized to employ clerical assistants.
15. Salary of state librarian.
16. When act to take effect.
17. Salary of president judges in counties having more than 75,000 inhabitants.
18. Repealer.
19. When judge to receive no per diem compensation.
20. Superseded by section 38.
21. Fees of chancellor in prerogative court and chancery.
22. Chancellor not to receive any additional compensation.
23. Superseded by section 38.
24. Fees of justices of supreme court.
25. Chief justice and justices not to receive any additional compensation.
26. Repealer. Proviso.
27. Superseded by section 38.
28. Superseded by section 38.
29. Amended by section 37.
30. Chancellor, chief justice and justices not entitled to any per diem, fees, &c.
31. Act to apply only to those whose term of office should hereafter commence.
32. Repealer.
33. Statement of fees taxed, to be returned to comptroller.
34. Fees for orders, writs, rules, &c., to whom paid.
35. Clerk allowed five per cent. for collection.
36. To what costs and fees act to apply.
37. Fees of chancellor, &c., to be included in bill of costs and paid to treasurer.
38. Annual salary of chancellor and justices of supreme court.
39. Repealer.
40. Amended by section 42.
41. Repealer. Proviso.
42. Salary of county clerks to be in lieu of all fees.
43. Salaries of president judges to be paid in monthly installments.
44. Repealer.
45. Compensation of prosecutors of the pleas to be paid monthly.
46. Repealer.
47. Minimum annual salary of president judges.
48. Act, to whom to apply.
49. Repealer.
50. Salaries of chancellor, &c., to be paid monthly.
51. Repealer.
52. Salary of prosecutors in counties of the third class.
53. To whom act to apply.
54. Repealer.
55. Salary to be in lieu of fees, &c.
56. Annual salary of prosecutor of pleas in counties of third class.
57. Act, how applied. Proviso.
58. Salary of prosecutor to be at least \$1,200 in counties of third class.
59. Assent to be filed.
60. Repealer.
61. Amended by sections 65, 66, 70 and 71.
62. Amended by section 67.
63. Amended by section 68.
64. Repealer.
65. Amended by sections 66, 70 and 71.
66. Amended by sections 70 and 71.
67. Judges' annual salaries, how paid.
68. Act to apply to judges whose term of office shall hereafter commence or shall file assent.
69. Repealer.
70. Amended by section 71.
71. Section amended.
72. Annual salary of law or president judges of the courts of common pleas.
73. On what annual salary based and by whom paid.
74. Who may file assent. When salary begins.
75. Repealer.
76. Compensation of state treasurer and comptroller.
77. When act to take effect.
78. Prosecutor of pleas in counties of second class to receive a salary in lieu of fees.
79. Amount of salary and how paid.
80. To whom act to apply.
81. Prosecutor of pleas' salary in counties of second class to be in full for all services.
82. Unlawful to make appropriation for extra services.
83. Repealer.
84. Salary of lay judges in counties of second class.
85. Salaries, how paid.
86. Salary to be in lieu of all fees.
87. Repealer.
88. Chancellor to fix salary of sergeant-at-arms at chancery chambers.
89. Comptroller to draw warrant therefor.
90. Repealer.
91. Salaries of all persons employed by state, payable monthly.
92. Interpreters to attend criminal courts to be appointed by judges.
93. Salary to be not less than \$400 nor more than \$600 per annum.
94. Not to affect appointment or salary of interpreters now in office.
95. Salaries of court interpreters in counties of first class to be \$5 per day.
96. Repealer.
97. Compensation of county clerks.
98. Clerks may file written assent.
99. Repealer.
100. Prosecutor of pleas in counties of fourth class shall receive salary in lieu of fees.
101. Salary, how and by whom paid.
102. How assent shall be filed.
103. Prosecutor of pleas in counties of first class to receive salary in lieu of fees. Acceptance to be filed.
104. Repealer.
105. Officers of senate and general assembly defined.
106. Salaries of officers of senate except president.
107. Salaries of officers of house of assembly except speaker.
108. Not more than moiety of compensation to be drawn before close of session.
109. Annual salary of governor.
110. Act, when to take effect.
111. Repealer.
112. Superseded by section 109.
113. Fees of governor for licenses to be paid to treasurer for benefit of state.
114. Per diem of common pleas judges.
115. Per diem of criers of county courts.
116. Per diem of common pleas judges.
117. Compensation of crier of court in counties of first class having a population exceeding 150,000.
118. Repealer.
119. Salary of lay judges of courts of common pleas in counties of third and fourth classes, and how paid.
120. Act only to apply to judges who may file assent in county clerk's office.
121. Repealer.
122. Annual salary of crier of courts in counties having a population between 80,000 and 150,000. How paid.
123. Repealer.
124. Salary of crier of courts in counties having a population between 68,000 and 150,000.
125. Repealer.

An act fixing the compensation of certain public officers of
the state.

Approved March 16, 1876.

P. L. 1876, p. 50.

1. That the several public officers of this state for the time being, hereinafter named, shall respectively be entitled to receive the compensation and fees hereinafter mentioned, that is to say :
- The governor of this state, a salary at the rate of five thousand dollars by the year, and no fees ; [see Sec. 109, *post.*]
- The comptroller of the state, a salary at the rate of four thousand dollars by the year, and no fees ; [see Sec. 76, *post.*]
- The treasurer of the state, a salary at the rate of four thousand dollars by the year, and no fees ; [see Sec. 76, *post.*]
- The attorney-general, a salary at the rate of fifteen hundred dollars by the year, and the fees he is now entitled by law to receive ;
- The adjutant-general and quartermaster-general, each a salary at the rate of twelve hundred dollars by the year, and no fees ;
- The private secretary of the governor, a salary at the rate of two thousand dollars by the year, and no fees ;
- The assistant secretary of state, a salary at the rate of two thousand dollars by the year, and no fees ;
- The commissioners of the sinking fund, each a salary at the rate of one thousand dollars by the year, and no fees ;
- The superintendent of public instruction, a salary at the rate of three thousand dollars by the year, and no fees ;
- The state librarian, a salary at the rate of fifteen hundred dollars by the year, and no fees ; [amended by Sec. 15, *post.*]
- All of which salaries shall be paid to the said several officers on the warrant of the comptroller, by the treasurer of the state.
2. That the public officers hereinafter mentioned, are hereby authorized, by and with the approval of the governor of this state, to employ assistants as may be necessary in their several departments ; *provided*, that the annual cost thereof shall not exceed the amounts hereinafter allotted to the several departments for that purpose, that is to say :
- To the executive department, two thousand dollars ;
- To the comptroller's department, for the first assistant, two thousand five hundred dollars, and for other clerical service, three thousand five hundred dollars ;
- To the treasurer's department, three thousand three hundred dollars ;
- To the adjutant-general's department, two thousand five hundred dollars ;
- To the quartermaster-general's department, seven thousand seven hundred dollars ;
- To the commissioners of the sinking fund, one thousand six hundred dollars, and such expenses incurred in foreclosure and other necessary legal proceedings, as the governor shall approve ;
- To the superintendent of public instruction, five hundred dollars ;
- To the state librarian, two hundred and fifty dollars ;
- And the persons employed in the said departments, under the authority of this section, shall make out their several bills, monthly, stating therein the service rendered, and procure the same to be certified by the head of the department, and to be indorsed with the approval of the governor, and present the same to the comptroller, and on his warrant, each bill shall be paid by the treasurer of the state.
3. [Amended by Sec. 5, *post.*]
4. That this act shall take effect immediately ; saving and excepting that so far as the same increases or reduces the percentage or allowance of any public officer during the term for which such officer was elected or appointed, it shall take effect only upon and immediately after the end of such term.

Compensation to certain officers.

Governor.

Comptroller.

Treasurer.

Attorney-general.

Adjutant and quartermaster-general.

Private secretary of the governor.

Assistant secretary of state.

Commissioners of sinking fund.

Superintendent of public instruction.

State librarian.

Salaries, how paid.

Employment of assistants.

Proviso.

Bills for service rendered to be approved by governor.

When act shall take effect.

P. L. 1879, p. 103.

Supplement.

Approved March 10, 1879.

5. SEC. 1. That section three of the act entitled "An act fixing the compensation of certain public officers of the state," which act was approved March sixteenth, one thousand eight hundred and seventy-six, and which section reads as follows [see P. L. 1876, p. 50], be and the same is hereby amended to read as follows :

Salary of secretary of state and allowance for clerical assistance.

[That the secretary of state shall receive a salary of six thousand dollars per annum, together with an allowance of four thousand dollars per annum for clerical assistants, to be paid by the treasurer, upon the warrant of the comptroller, which said salary shall be a full compensation for all services rendered by the said the secretary of state, as secretary of state, clerk of the court of errors and appeals, clerk of the prerogative court and register in the prerogative office, clerk of the court of pardons and commissioner of insurance, or in any other official capacity whatever, and for all clerk hire, save and except that the assistant secretary of state shall continue to receive the salary now provided by law for his services ; and all fees now payable by law to him as secretary of state, clerk of the court of errors and appeals, clerk of the prerogative court, register in the prerogative office, clerk of the court of pardons or commissioner of insurance, or in any other official capacity whatever, shall be collected by him, and a statement thereof in detail, verified by oath, shall be submitted quarterly to the comptroller, and when audited by him, filed with the state treasurer ; and the said secretary of state shall, within ten days thereafter, pay over the amount of such fees to the state treasurer, under a penalty of five hundred dollars for each day's neglect to file such certificate and to pay over such moneys, to be recovered in the name of the treasurer of the state of New Jersey for the use of the state in an action of debt in the New Jersey supreme court ;

Fees of clerk in chancery.

The clerk in chancery shall receive no salary whatever, but shall be entitled to receive as fees :

For entering an action, ten cents ;
 For filing each pleading or other paper, six cents ;
 For copies and enrolling proceedings, for each folio of one hundred words, (a) six cents ;
 For entering every rule, ten cents ;
 For every commission issued, one dollar ;
 For setting down a cause for hearing, twenty-five cents ;
 For drawing, engrossing, taxing and filing each bill of costs, fifty cents ;
 For entering appearance of defendant, ten cents ;
 For entry of every dismissal, ten cents ;
 For drawing, entering and filing appearance of each infant defendant, fifty cents ;

Commissions on deposits.

For searching the records, for each book, for each name, two cents ;
 For drawing a certificate and seal, ten cents ;
 For commission on deposits, if under one hundred dollars, one-half of one per centum ; if over one hundred dollars and under one thousand dollars, one-quarter of one per centum on such excess ; if over one thousand dollars, one-eighth of one per centum on such excess ;(b)

Proviso.

Provided, that if, upon any paper filed, there be indorsed any return, affidavit of service, or of non-residence, or statements of sheriffs on executions, or masters' fees, or other matter, but one fee for filing such paper with such matter indorsed thereon shall be allowed ; and the clerk of the supreme court shall be entitled to receive no salary whatsoever, but shall be entitled to receive as fees :

Fees of clerk of the supreme court.

For sealing every writ, eight cents ;

(a) A map annexed to a bill or answer, the accuracy of which is verified by affidavit, and used on application for an injunction, cannot be taxed as an affidavit upon the assumption that it represents as many folios of written matter as a skilled person could have written in the same number of hours required for making the map. *Booram v. North Hudson Co. Ry. Co.*, 17 Stew. 70.

(b) This act applies only to the clerk's fees on papers bearing specified indorsements, and does not extend by its terms (nor by implication) to affidavits of verification and schedules attached to a bill or answer. *Plaack v. Jersey City*, 6 Stew. 57.

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For entering an action, five cents ;
 For entering an appearance on default, eight cents ;
 For entering the return of a writ, eight cents ;
 For entering every rule, ten cents ;
 For filing every writ, pleading or other paper, four cents ;
 For entering a retraxit, discontinuance or non-suit, eight cents ;
 For entering a postea, ten cents ;
 For entering a judgment, six cents ;
 For entering satisfaction on one record, ten cents ;
 For copies and recording judgments, for each folio of one hundred words,
 six cents ;
 For taxing a bill of costs, twenty-five cents ;
 For drawing a certificate and seal, twelve cents ;
 For searching the records, for each book, for each name, two cents.]

6. SEC. 2. That all acts or parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall be a public act and take effect immediately, saving and excepting that so far as the same increases or reduces the percentage or allowance of any public officer now in office, during the term for which such officer was elected or appointed, it shall take effect only upon and immediately after the end of such term.

Repealer.
Not to affect present officers.

Supplement.

7. SEC. 1. [Amended by Secs. 12 and 14, *post.*]

Approved March 14, 1879. P. L. 1879, p. 250.

A supplement to the act entitled "A supplement to the act entitled 'An act fixing the compensation of certain public officers of the state,' approved March tenth, one thousand eight hundred and seventy-nine, and relating to the compensation of the secretary of state.

Approved February 16, 1881. P. L. 1881, p. 29.

8. SEC. 1. That the secretary of state of this state shall not be entitled to, or take, receive or retain, except for the use of the state, any compensation, pay, fee or emolument whatsoever, other than the annual salary of six thousand dollars fixed and provided for in section three of the act to which this is a supplement, for any act or service performed or thing done or furnished by him in any official capacity, or under any law of this state, including the preparation and furnishing of copies of the laws for publication in the several newspapers designated to publish the same, and the preparation and furnishing of a copy of the laws to the person authorized to print the pamphlet laws of the state, in each and every year.

Secretary of state not entitled to receive or retain, except for use of the state, any compensation, fee, &c., other than the annual salary.

9. SEC. 2. That said salary of six thousand dollars shall be paid monthly by the treasurer of the state, on the warrant of the comptroller, and for the allowance of four thousand dollars provided for in said section three of the act to which this is a supplement, for clerk hire, the said secretary of state shall, at all times, employ and keep in his office a sufficient number of competent clerical assistants for the efficient and prompt performance of all the business and duties belonging and appertaining to his said office or required of him in any his official capacity, who shall be paid monthly.

Salary to be paid monthly by the treasurer.
Clerical assistance to be employed, &c.

10. SEC. 3. That all acts or parts of acts inconsistent with the provisions of this act be and are hereby repealed, and that this shall be a public act and take effect immediately.

Repealer.

Supplement.

11. SEC. 1. That the attorney-general is hereby authorized, by and with the approval of the governor of this state, to employ in his office such clerical assistants as may be necessary ; *provided*, that the cost thereof shall not exceed the sum of fifteen hundred dollars per annum, and such clerical

Approved April 22, 1884. P. L. 1884, p. 240.

Attorney-general authorized to employ clerical assistants.
Proviso.

SALARIES.

assistants so employed shall be paid in the manner prescribed by the second section of the act to which this is a supplement for the payment of the persons employed in the other departments.

An act to amend an act entitled "A supplement to an act entitled 'An act fixing the compensation of certain public officers of this state,'" which supplement was approved March fourteenth, eighteen hundred and seventy-nine.

P. L. 1885, p. 118.

Approved March 23, 1885.

12. SEC. 1. [This section amends Sec. 7, *ante*, which is again amended by Sec. 14, *post*.]

Supplement.

Passed March 30, 1886.

P. L. 1886, p. 162.

State treasurer may employ additional clerical assistance.

13. SEC. 1. That the state treasurer be and he is hereby authorized to employ additional clerical assistance in the discharge of the duties of his office, at an annual expense not exceeding the sum of ten hundred dollars, which may be paid out of any funds in the treasury not otherwise appropriated.

An act to amend an act entitled "A supplement to an act entitled 'An act fixing the compensation of certain public officers of this state'" which supplement was approved March fourteenth, one thousand eight hundred and seventy-nine.

P. L. 1888, p. 20.

Approved February 6, 1888.

14. SEC. 1. That section one [see Secs. 7 and 12, *ante*] of the act to which this is a supplement be and the same is hereby amended so that the same shall read as follows :

State librarian may employ assistants.
Proviso.

[That the state librarian be and he is hereby authorized, by and with the approval of the governor of this state, to employ such assistants as may be necessary in his department ; *provided*, that the annual cost thereof shall not exceed the sum of eighteen hundred dollars.]

Amendatory act.

Approved April 2, 1888.

P. L. 1888, p. 860.

15. SEC. 1. That paragraph eleven of section one of the act to which this is a supplement be and the same is hereby amended so that the same shall read as follows :

Salary of state librarian.

[XI. The state librarian, a salary at the rate of two thousand dollars by the year, and no fees.]

When act to take effect.

16. SEC. 2. That this act shall take effect only upon and immediately after the end of the present term of the said librarian.

An act respecting the salaries and compensation of president judges of courts of common pleas.

Approved March 14, 1879.

P. L. 1879, p. 332.

Amount of annual salary in counties having more than 75,000 inhabitants.

17. SEC. 1. That the annual salary of the law or president judges of the courts of common pleas in all counties of this state having, by the state census of one thousand eight hundred and seventy-five, a population of more than seventy-five thousand inhabitants, shall hereafter be the sum of five thousand and five hundred dollars, and no more, which said salary shall be in lieu of all fees, per diem, or other remuneration or compensation whatsoever, for any and all services required to be performed by said judges by any law of this state, or in any of the courts of said counties, and shall be paid to said judges by the board of chosen freeholders of said counties respectively, in quarterly payments, and all fees to which such judges are now entitled shall be paid into the treasury of said counties respectively.

18. SEC. 2. That all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this shall be a public act and take effect immediately, saving and excepting that so far as the same increases or diminishes the salary, per diem, fees or compensation of any of said judges now in office, during the term for which such judge was appointed, it shall take effect only upon and immediately after the end of such term.

Repealer.

An act in relation to the compensation of president judges of the courts of common pleas.

Approved March 14, 1879.

P. L. 1879, p. 349.

19. SEC. 1. That wherever an annual salary is now authorized by law to be paid to any law or president judge of any court of common pleas of any county in this state, having less than one hundred thousand inhabitants, such judge shall receive no per diem allowance nor any fees, and any fees now allowed by law to be paid to such judge shall hereafter be paid into the county treasury. (a) [See Sec. 116, *post.*]

When judge to receive no per diem or fees.

An act respecting the compensation of the chancellor and the justices of the supreme court of this state.

Approved March 14, 1879.

P. L. 1879, p. 354.

20. SEC. 1. [Superseded by Sec. 38, *post.*]

21. SEC. 2. That the chancellor shall be also entitled to receive, for the services hereinafter mentioned, the following fees, and no more :

AS ORDINARY OF THE PREROGATIVE COURT.

For making every order or rule, sixty-five cents ;
For the seal to every citation, monition or process, thirty-five cents ;
For hearing and determining every appeal, two dollars.

Fees in prerogative court.

IN THE COURT OF CHANCERY.

For the seal to every common writ, thirty cents ;
For every order on a petition or motion controverted and argued in court, ninety cents ;
For every order on petition out of court, forty-five cents ;
For every common motion, fifty cents ;
For every dismissal of a bill for want of prosecution, ninety cents ;
For every decree, one dollar and seventy-five cents ;

Fees in court of chancery.

Which fees shall be paid to the clerk in chancery for the use of the chancellor ; said clerk shall keep a true record thereof, and shall render to the comptroller, upon the first day of July next, and quarterly thereafter, a statement, under oath, of the gross amount of such fees paid to said clerk for the use of the chancellor during the next preceding quarter. [See Sec. 33, *post.*]

Clerk to keep a record and make quarterly statement of amount paid.

22. SEC. 3. That the chancellor shall not be entitled to receive any compensation, per diem, mileage, fees or allowances whatsoever for any services in any of the courts of this state, in addition to the salary and fees hereinbefore provided for.

Not to be allowed additional compensation.

23. SEC. 4. [Superseded by Sec. 38, *post.*]

24. SEC. 5. That each of said justices shall be also entitled to receive, for the services hereinafter mentioned, the following fees, and no more :

Fees.

(a) It was within the power of the legislature to pass this act, and the law judges therein described are not entitled to any per

diem compensation since its passage. *Skinner v. Collector*, 13 Vr. 407.

IN THE SUPREME COURT.

Fees in the
supreme court.

Fees to be divided among the justices who are attending court when the service is performed :

- For license to an attorney and solicitor, two dollars ;
- For license to a counselor, three dollars ;
- For the first motion in every cause, sixty cents ;
- For the trial or argument of every cause, sixty-five cents ;
- For assessment of damages, sixty-five cents ;
- For every recognizance, thirty cents ;
- For every rule in a cause, twenty cents ;
- For granting writ of habeas corpus, one dollar and fifty cents.

FEES TO BE PAID TO THE JUSTICE WHO SHALL PERFORM THE SERVICE.

Fees to justices.

- On the return of every writ in the circuit court, except subpoena and final process, one dollar ;
- For drawing order for bail, thirty cents ;
- For taking bail, thirty cents ;
- For every justification or disallowance of bail, thirty cents ;
- For allowing every writ of error, certiorari, prohibition, procedendo, supersedeas or other writ, where an allowance is necessary, thirty-five cents ;
- For making a return of a writ of error, examining and annexing a transcript of the record thereto, and delivering the same to the court of errors and appeals, one dollar ;
- For signing and returning postea, one dollar and fifty cents ;
- For order of commitment of every person surrendered by or in discharge of his bail, twenty-five cents ;
- For the trial or hearing of every cause in the circuit court, two dollars ;
- For signing every judgment, one dollar and thirty-five cents ;
- For hearing every demurrer on certiorari, two dollars ;
- For hearing application to set aside order of arrest, fifty cents ;
- For approving any bill of costs, twenty-five cents ;
- For inspecting any bond and warrant, examining the copies and entering and signing judgment on warrant to confess judgment, forty cents ;
- For granting writ of habeas corpus, one dollar and fifty cents ;
- For taking examination of witnesses on return of writ of habeas corpus, three dollars ;
- For every recognizance, sixty-five cents ;
- For examining as to sanity of any convict in the state prison, twenty dollars ;
- For transcribing names of jurors, striking jury and certifying list, one dollar and fifty cents ;
- For appointing commissioners to make assessments in cases of public improvements, three dollars ;
- For hearing objections to any report of such commissioners, two dollars ;
- For confirming and signing any report of such commissioners, five dollars ;
- For all services in the matter of boys brought up for commitment to the state reform school for boys, or of girls brought up for commitment to the state industrial school for girls, in each case, three dollars ;
- For making and issuing order for sale of unclaimed freight, one dollar and fifty cents ;
- For advising with the chancellor, or with the ordinary, or services in matters of reference by the chancellor—such fees as the chancellor or the ordinary may, from time to time, determine and allow ;
- For every indictment found, fifty cents ;
- For all services in suits in the circuit courts for the foreclosure of mortgages—the same fees as are hereinbefore allowed to the chancellor for like services in the court of chancery ;

For appointing commissioners, hearing objections, issuing precepts, examining witnesses, making orders, and all services in relation to the partition of lands, ten dollars ;

For order for sale of lands in proceedings for partition, seventy-five cents ;

For confirmation of sale and ordering conveyance, seventy-five cents ;

For examination of adverse party before trial, for each folio, twenty cents ;

The fees in the supreme court, to be divided among the justices who are attending court when the service is performed, shall be paid to the clerk of the supreme court for the use of the said justices ; the said clerk shall keep a true record thereof, and shall render to the comptroller, upon the first day of July next, and quarterly thereafter, a statement, under oath, of the gross amount of such fees so paid to said clerk during the next preceding quarter ; the fees herein prescribed to be paid to the justice who shall perform the service, shall be paid, under such rules and regulations as the justices may prescribe, to the clerks of the respective counties, for the use of said justices respectively ; and the said clerks shall keep a true record thereof, and shall render to the collector of their respective counties, upon the first day of July next, and quarterly thereafter, a statement, under oath, of the gross amount of such fees paid to such clerks respectively, for the use of said justices, during the next preceding quarter. [See Sec. 33, *post.*]

Clerk to keep record of fees and make quarterly report to comptroller.

25. SEC. 6. That the chief justice and the associate justices of the supreme court shall not be entitled to receive any compensation, per diem, mileage, fees or allowances whatsoever for any services in any of the courts of this state, in addition to the salary and fees hereinbefore provided for.

Additional compensation disallowed.

26. SEC. 7. That all acts and parts of acts inconsistent with any of the provisions of this act be and the same are hereby repealed, in so far as they are inconsistent herewith, and this act shall be deemed and taken to be a public act and shall take effect immediately ; saving and excepting that so far as the same increases or reduces the fees, compensation or allowances of any of the officers herein named, now in office, it shall take effect only upon and immediately after the end of the present term of office of any such officers, or upon the appointment of their respective successors.

Repealer.

Proviso.

Supplement.

Approved February 9, 1880.

P. L. 1880, p. 17.

27. SEC. 1. [Superseded by Sec. 38, *post.*]

28. SEC. 2. [Superseded by Sec. 38, *post.*]

29. SEC. 3. [Amended by Sec. 37, *post.*]

30. SEC. 4. That the said chancellor, chief justice and associate justices shall not be entitled to receive any compensation, per diem, mileage, fees, pay or allowances whatsoever, for any services performed by them in or in connection with any of the courts of this state, or in their several official capacities, in addition to the salary or compensation in and by this act fixed and provided.

Chancellor and justices not entitled to receive any fees, per diem or additional compensation.

31. SEC. 5. That this act shall only apply to the chancellor, chief justice, and associate justices of the supreme court whose term of office shall hereafter commence, or to those now in office whose term of office does not expire during the present year, who may file their assent in writing, under their hands, to the provisions of this act, in the office of the secretary of state.

Act, to whom to apply.

32. SEC. 6. That so much of the act entitled "An act respecting the compensation of the chancellor and the justices of the supreme court of this state," approved March fourteenth, one thousand eight hundred and seventy-nine, and to which this is a supplement, as relates to the annual salary of the chancellor, and so much thereof as relates to the annual salary of the chief justice and the associate justices of the supreme court, being sections one, three, four and six of said act, and all acts or parts of acts inconsistent with the provisions of this act, is and are hereby repealed, and that this act shall be a public act and take effect immediately.

Repealer.

Supplement.

Approved March 11, 1880.

P. L. 1880, p. 249.

Secretary of state and clerks to make a full statement to the comptroller of sums charged and included in taxed bills of costs, &c.

33. SEC. 1. That it shall be the duty of the clerk of the supreme court, and of the county clerks of the several counties in this state, and of the clerk in chancery, and of the secretary of state of this state, within ten days after the close of each term of the courts of which they are respectively the clerks, to make a full and itemized statement and return to the comptroller of the treasury of this state of the sums which they have respectively charged and included in taxed bills of costs, or which may have accrued in any case, or which they have received under the provisions of section two of this act, during said term, for any costs or fees taxable, or to be received by them as aforesaid, in regard to or for the services of the chancellor, the chief justice and the associate justices of the supreme court, respectively, under any law now or hereafter in force fixing such costs or fees, which statements shall be made under oath and upon blanks containing a form of the said statement and oath, to be furnished to said clerks by said comptroller, and shall be filed in his office.

Fees for orders, writs, &c., to whom paid.

34. SEC. 2. That the fees now or hereafter fixed by law for any order made, writ allowed, rule or motion granted, or other service rendered by said chancellor, chief justice or associate justices, shall, when the same is made, allowed, granted or rendered at chambers and not in open court, be paid to and demanded and received by the clerk of the court to which the same may appertain at the time of the filing of said order or writ or the entry of said rule, or the entry under said motion or other services, in the minutes of the court or in the docket of the clerk thereof; and the clerk of the court who may receive the same shall include the amount received in the statement in this act required to be made to said comptroller, and also in the amount to be paid by him to the treasurer of this state, under section three of the act approved February ninth, one thousand eight hundred and eighty, entitled "A supplement to an act respecting the compensation of the chancellor and the justices of the supreme court of this state," approved March fourteenth, one thousand eight hundred and seventy-nine.

Clerk to include amount in his statement.

Every clerk authorized to retain five per centum of amount collected.

35. SEC. 3. That every court clerk whose duty it is made by section one of this act to render a statement and return of the fees and costs charged and received by him as aforesaid, during each term, is hereby authorized to retain for his own use five per centum on what he may collect of the amount shown or contained in each statement and return so made by him, after first paying the balance of the amount so collected to the state treasurer, and receiving from the said comptroller a certificate showing upon or in relation to what statement and return the payment is made, and that the said five per centum is properly allowed and deducted; said payments to be made to said state treasurer quarterly, as now required by section three of said act approved February ninth, one thousand eight hundred and eighty, entitled "A supplement to an act respecting the compensation of the chancellor and the justices of the supreme court of this state," approved March fourteenth, one thousand eight hundred and seventy-nine.

Payments to be made quarterly.

To what costs and fees act to apply.

36. SEC. 4. That this act shall only apply to the costs and fees taxable in regard to or for the services of said chancellor, and in regard to or for the services of any justice of the supreme court who may now or hereafter receive or accept, by law, a fixed salary or compensation in lieu of fees.

Supplement to an act entitled "A supplement to an act entitled 'An act respecting the compensation of the chancellor and the justices of the supreme court of this state,' approved March fourteenth one thousand eight hundred and seventy-nine," which supplement was approved February ninth, one thousand eight hundred and eighty.

P. L. 1885, p. 316.

Approved May 2, 1885.

37. SEC. 1. That the third section [see Sec. 29, *ante*] of the act to which this is a supplement be amended to read as follows:

[That it shall be the duty of the clerk of the supreme court, and of the county clerks and the surrogates of the several counties in this state, and of the clerk in chancery, and the secretary of state of this state, to charge and include in the taxed bill of costs, in every action or case in each and all of the courts of this state of which they are the clerk, respectively, and to collect from the attorneys therein, or from the other persons liable therefor, all moneys, costs or fees taxable in regard to or for the services of the said chancellor, chief justice and associate justices, respectively, under the laws now or hereafter in force respecting and fixing such costs or fees, or any allowance due either of them, and to pay the same quarterly out of the first money received or collected by them on each and every taxed bill of costs, or in each and every such action or case, to the treasurer of this state, for the use of the state.]

Clerks, &c., to include fees due chancellor and justices of supreme court in taxed bill of costs.

To be paid quarterly to state treasurer.

A supplement to a supplement to an act entitled "An act respecting the compensation of the chancellor and the justices of the supreme court," approved March fourteenth, one thousand eight hundred and seventy-nine, approved February ninth, one thousand eight hundred and eighty.

Approved March 30, 1888.

P. L. 1888, p. 329.

38. SEC. 1. That the chancellor and chief justice of the supreme court of this state shall each be entitled to receive an annual salary at the rate of ten thousand dollars, and the associate justices of the supreme court of this state shall be entitled to receive an annual salary at the rate of nine thousand dollars; and that said salaries shall be paid in equal monthly payments by the treasurer of this state upon the warrant of the comptroller of the treasury, and shall be in full for all services by them respectively rendered as chancellor and justices of the supreme court and as judges of the court of errors and appeals and as judges of the circuit courts, and all other courts in any county in this state, and that said chancellor and said justices of the supreme court shall not be entitled to receive any compensation, per diem, mileage, fees, pay or allowances whatsoever for any services performed by them in or in connection with any of the courts in this state, or in any of their judicial capacities in addition to the salary or compensation in or by this act fixed; *provided*, that this act shall only apply to the chancellor or justices of the supreme court whose term of office shall hereafter commence, or to those now in office who shall file their assent in writing under their hands to the provisions of this act, in the office of the secretary of state. [See Secs. 20 and 23, *ante*.]

Annual salary of chancellor and justices of the supreme court.

Proviso.

39. SEC. 2. That all acts or parts of acts inconsistent with the provisions of this act are hereby repealed, and that this act shall take effect immediately.

Repealer.

An act respecting the salaries and compensation of clerks of counties in this state.

Approved March 11, 1880.

P. L. 1880, p. 247.

40. SEC. 1. [Amended by Sec. 42, *post*.]

41. SEC. 2. That all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this shall be a public act and take effect immediately, saving and excepting that so far as the same increases or diminishes the salary, fees or compensation of any of said clerks now in office during the term for which said clerk was elected or appointed, it shall take effect only upon and immediately after the end of such term. (*a*)

Repealer.

Proviso.

Amendatory act.

Approved March 6, 1884.

P. L. 1884, p. 58.

42. SEC. 1. That section one of an act entitled "An act respecting the salaries and compensation of clerks of counties in this state," approved March eleventh, in the year of our Lord one thousand eight hundred and eighty, shall be amended so as to read as follows :

(*a*) This act is special and local, and therefore unconstitutional. *Hallock v. Hollinshead*, 20 Vr. 64.

Salary of county clerks to be in lieu of all fees, &c.

[That in all counties of this state as to which it is now or shall hereafter be provided by law that compensation of the county clerks shall be by annual salary, the salary shall be in lieu of all fees, costs or other remuneration or compensation whatsoever, for any and all services required to be performed by said clerks, and shall be paid to said clerks in quarterly payments, by the collectors of said counties respectively, and all fees, costs and compensation that are now allowed said clerks for services in the courts of said counties shall be taxed in all bills of costs the same as they are now taxed, and shall be, in each county, collected by the said clerk, and be by him paid over to the county collector for the use of the county ; and the fees now allowed by law for all other services rendered by the said clerks shall be by them collected and paid over to the said collectors respectively.] (a)

An act respecting the time of payment of the annual salaries of the law or president judges of courts of common pleas.

P. L. 1881, p. 64.

Approved March 2, 1881.

Annual salaries of president judges to be paid in monthly installments.

43. SEC. 1. That for convenience and uniformity in all counties in this state in which the law or president judges of the courts of common pleas are now compensated by annual salary, said salaries shall be paid in monthly installments.

Repealer.

44. SEC. 2. That all acts or parts of acts inconsistent with this act be and are hereby repealed, and this act shall be a public act and take effect immediately.

An act respecting the time of payment of the annual salaries of prosecutors of the pleas.(1)

P. L. 1882, p. 13.

Approved February 10, 1882.

Compensation to be paid in monthly installments.

45. SEC. 1. That for convenience and uniformity in all counties in this state in which the prosecutors of the pleas are now compensated by annual salary, said salaries shall be paid in monthly installments.

Repealer.

46. SEC. 2. That all acts or parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall be a public act and take effect immediately.

An act to fix the minimum amount of salary of the law or president judges of the court of common pleas in the several counties of this state.

P. L. 1882, p. 152.

Approved March 22, 1882.

Minimum annual salary of law or president judge.

47. SEC. 1. That in all counties in this state having a law or president judge of the court of common pleas, such judge shall receive an annual salary of at least fifteen hundred dollars, to be paid to him in equal monthly installments.

Act, to whom to apply.

48. SEC. 2. That this act shall only apply to such judges whose term of office shall hereafter commence, or to those now in office whose term does not expire during the present year, who may file their assent in writing, under their hand, to the provisions of this act, in the office of the clerk of the county of which he is such judge.

Repealer.

49. SEC. 3. That so much of all acts or parts of acts as relate to the amount of salary of the law or president judges of the court of common pleas in the several counties of this state, whether general, special or local, that come in conflict with the provisions of this act, be and the same are hereby repealed ; *provided, however,* that nothing in this act contained shall

Proviso.

(a) Where an act of the legislature requires the county clerk to pay the fees of his office to the county collector, *mandamus* will not issue at the suit of a taxpayer to enforce such payment. *Bamford v. Hollinshead*, 18 Vr. 439. The right of action is vested

in the collector, and it is his duty to collect the sum due the county. *Id.* This act is special and local, and therefore unconstitutional. *Hallock v. Hollinshead*, 20 Vr. 64.

(1) The court of errors in the case of *Freeholders of Passaic v. Stevenson*, 17 Vr. 173, decided that the act entitled "An act to provide for the payment of fixed annual salaries to the several prosecutors of the pleas in this state" (P. L. 1880, p. 321), and which fixed the salaries in the counties of Atlantic, Ocean, Hunterdon, Morris, Monmouth, Mercer, Passaic and Hudson, was a local and not a general law, and therefore unconstitutional.

in any wise be construed or held as reducing the salary of any of the law or president judges of the court of common pleas in any of the counties of this state.

An act respecting the time of payment of the salaries of the chancellor and the justices of the supreme court.

Approved March 31, 1882. P. L. 1882, p. 216.

50. SEC. 1. That the respective salaries of the chancellor and the justices of the supreme court, which are by law now payable in equal quarter-yearly installments, shall be payable in equal monthly installments. [See Sec. 91, *post.*]

Salaries of chancellor and supreme court justices to be paid monthly.

51. SEC. 2. That all acts and parts of acts inconsistent with this act be and the same are, so far and only so far as the same are in conflict or inconsistent with this act, hereby repealed, and that this act shall take effect immediately.

Repealer.

An act to fix the minimum amount of salary of the prosecutors of the pleas in the counties of the third class in this state.

Approved April 20, 1885. P. L. 1885, p. 258.

52. SEC. 1. That in all counties of the third class in this state, in which the prosecutor of the pleas now receives an annual salary, each of the prosecutors of the pleas of such counties shall receive an annual salary of at least eight hundred dollars, to be paid to him in quarter-annual payments.

Salary of prosecutor in counties of third class.

53. SEC. 2. That this act shall only apply to those prosecutors of the pleas whose term of office shall hereafter commence, or to either of those now in office, whose term does not expire during the present year, who may file their assent in writing, under their hand, to the provisions of this act, in the office of the clerk of the county of which he is such prosecutor.

To whom act to apply.

54. SEC. 3. That so much of all acts or parts of acts as relate to the amount of salary of the prosecutors of the pleas in the counties of the third class in this state, whether general, special or local, as come in conflict with the provisions of this act, be and the same are hereby repealed; *provided, however,* that nothing in this act contained shall in any wise be construed or held as reducing the salary of any of the prosecutors of the pleas in any of the counties of the third class in this state.

Repealer.

Proviso.

55. SEC. 4. That the said salaries shall be in lieu of all fees, costs and compensation or allowance now received by them, or to which the said prosecutors of the pleas shall be entitled, under existing laws; and all such fees, costs, compensation or allowances shall be taxed in all bills of costs the same as now taxed, and shall be collected by the sheriffs of the several counties, and be by them paid over to the respective county collectors for the use of the said counties.

Salary to be in lieu of fees, &c.

Supplement.

Approved April 21, 1887. P. L. 1887, p. 178.

56. SEC. 1. That in all counties of the third class in this state, in which the prosecutors of the pleas now receive an annual salary, each of the prosecutors of the pleas of such counties shall receive an annual salary of at least one thousand dollars, to be paid to him in quarterly-annual payments by the county collector of such county.

Annual salary of prosecutors of the pleas in counties of the third class.

57. SEC. 2. That this act shall only apply to those prosecutors of the pleas whose term of office shall hereafter commence, or to either of those now in office whose term does not expire during the present year, who may file their assent in writing, under their hands, to the provisions of this act, in the office of the clerk of the county of which he is such prosecutor; *provided, however,* that nothing in this act contained shall in any wise be construed or held as reducing the salary of any of the prosecutors of the pleas in any of the counties of the third class in this state.

Act, how applied.

Proviso.

Supplement.

Approved March 14, 1893.

P. L. 1893, p. 323.

Salary of prosecutors to be at least \$1,200 in counties of third class.

58. SEC. 1. That in all counties of the third class in this state in which the prosecutors of the pleas now receive an annual salary, each of the prosecutors of the pleas of such counties shall receive an annual salary of at least twelve hundred dollars, to be paid to him in quarterly-annual payments by the county collector of such county.

Assent to be filed.

59. SEC. 2. That this act shall only apply to those prosecutors of the pleas whose term of office shall hereafter commence, or to those now in office whose term does not expire during the present year, who may file their assent in writing under their hands to the provisions of this act in the office of the clerk of the county of which he is prosecutor; *provided, however,* that nothing in this act contained shall in any ways be considered or held as reducing the salary of any of the prosecutors of the pleas in any of the counties of the third class of this state.

Proviso.

Repealer.

60. SEC. 3. That all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and that this act shall be a public act and take effect immediately.

An act to regulate and establish the compensation of the law or president judges of the courts of common pleas of the counties of this state.(1)

P. L. 1836, p. 352.

Passed May 11, 1866.

61. SEC. 1. [Amended by Secs. 65, 66, 70 and 71, *post.*]

62. SEC. 2. [Amended by Sec. 67, *post.*]

63. SEC. 3. [Amended by Sec. 68, *post.*]

Repealer.

64. SEC. 4. That all acts or parts of acts, whether general, special or local, inconsistent with the provisions of this act, are hereby repealed, and that this act shall be a public act and take effect immediately.

Amendatory act.

Approved May 6, 1889.

P. L. 1889, p. 362.

65. SEC. 1. [This section, amending Sec. 61, *ante*, is amended by Secs. 66, 70 and 71, *post.*]

A further amendment to an act to amend an act entitled "An act to regulate and establish the compensation of law or president judges of the courts of common pleas of the counties of this state," passed May eleventh, one thousand eight hundred and eighty-six, and amended May sixth, one thousand eight hundred and eighty-nine.

P. L. 1891, p. 133.

Passed March 10, 1891.

66. SEC. 1. [This section, amending Sec. 65, *ante*, is amended by Secs. 70 and 71, *post.*]

67. SEC. 2. That section two [see Sec. 62, *ante*] of said act be and the same is hereby enacted so as to read as follows :

Judges' annual salaries, how based and determined.

[That the annual salary to be paid any of said judges under section one of said act as above amended shall be based upon the total population of the county as ascertained and determined by the last state or federal census taken or to be taken, and the annual salary thus ascertained or determined shall be paid each judge by the collector of the county, in equal monthly payments, and said salary shall be in lieu of all fees.]

68. SEC. 3. That section three [see Sec. 63, *ante*] of said act be and the same is hereby amended so as to read as follows :

Act to apply to judges whose term of office shall hereafter commence, or shall file assent.

[That this act shall only apply to law or president judges of the courts of common pleas whose term of office shall hereafter commence or to those now in office who may file their assent in writing, under their hands, to the provisions of this act in the office of the clerk of the county, the law or

(1) The salaries of law or president judges had heretofore been fixed by the special acts to facilitate judicial proceedings for different counties. These acts will be found collated on page 1124, *ante*, note 1.

president judge of which assents as above provided ; and in case any judge now in office shall assent as above provided, the amount of his annual salary shall be ascertained and determined by the federal census of the year one thousand eight hundred and ninety, and shall be paid to him, under the provisions of this act, from and after the date of filing his assent as aforesaid by the collector of the county in equal monthly payments.]

69. SEC. 4. That all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed. Repealer.

A further amendment to an act to amend an act entitled "An act to regulate and establish the compensation of law or president judges of the courts of common pleas of the counties of this state," passed May eleventh, one thousand eight hundred and eighty-six, and amended May sixth, one thousand eight hundred and eighty-nine, and further amended March tenth, one thousand eight hundred and ninety-one.

Approved March 17, 1893. P. L. 1893, p. 433.

70. SEC. 1. [Amended by Sec. 71, *post.*]

71. SEC. 2. That the above section be and the same is hereby further amended so as to read as follows :

72. SEC. 3. [That the law or president judges of the courts of common pleas of the counties of this state, shall be paid an annual salary in proportion to the population of said counties respectively as hereinafter provided, that is to say, the annual salary of each law or president judge aforesaid shall be fifteen hundred dollars in counties where the population is not more than nineteen thousand ; eighteen hundred dollars in counties where the population is more than nineteen thousand and not more than twenty-nine thousand ; twenty-two hundred dollars in counties where the population is more than twenty-nine thousand and not more than thirty-nine thousand ; three thousand dollars in counties where the population is more than thirty-nine thousand and not more than fifty-nine thousand ; forty-five hundred dollars in counties where the population is more than fifty-nine thousand and not more than sixty-nine thousand ; forty-seven hundred dollars in counties where the population is more than sixty-nine thousand and not more than seventy-nine thousand ; forty-nine hundred dollars in counties where the population is more than seventy-nine thousand and not more than eighty-nine thousand ; five thousand dollars in counties where the population is more than eighty-nine thousand and not more than ninety-nine thousand ; five thousand two hundred dollars in counties where the population is more than ninety-nine thousand and not more than one hundred and nine thousand ; five thousand six hundred dollars in counties where the population is more than one hundred and nine thousand and not more than one hundred and fifty thousand ; seven thousand five hundred dollars in counties where the population is more than one hundred and fifty thousand.]

Annual salary of law or president judges of the courts of common pleas.

73. SEC. 4. That the annual salary to be paid any of said judges under section one of said act, as above amended, shall be based upon the total population of the county as ascertained and determined by the last federal census, and the annual salary thus ascertained or determined shall be paid each judge, by the collector of the county, in equal monthly payments, and said salary shall be in lieu of all fees.

On what annual salary based and by whom paid.

74. SEC. 5. That this act shall only apply to law or president judges of the courts of common pleas whose term of office shall hereafter commence or to those now in office who may file their assent in writing under their hands to the provision of this act in the office of the clerk of the county, the law or president judge of which assents as above provided ; and in case any judge now in office shall assent as above provided, the amount of his annual salary shall be ascertained and determined by the federal census of the year one thousand eight hundred and ninety, and shall be paid to him, under the provisions of this act, from and after the date of filing his assent as aforesaid by the collector of the county, in equal monthly payments.

Who may file assent.

When salary begins.

Repealer.

75. SEC. 6. That all acts or parts of acts, whether general, special or local, inconsistent or in conflict with the provisions of this act, are hereby repealed, and this act shall be a public act and take effect immediately.

An act fixing the compensation of certain public officers of this state.

P. L. 1888, p. 102.

Approved February 27, 1888.

Compensation of state treasurer and comptroller.

76. SEC. 1. That the several public officers of this state, for the time being, hereinafter named, shall respectively be entitled to receive the compensation hereinafter mentioned, that is to say, the comptroller of the treasury of the state a salary at the rate of six thousand dollars by the year and no fees; the treasurer of the state a salary at the rate of six thousand dollars by the year and no fees. [See Sec. 1, *ante.*]

When act to take effect.

77. SEC. 2. That this act shall take effect at the commencement of the next ensuing terms of the public officers herein named.

An act to fix the minimum amount of salary of the prosecutor of the pleas in the counties of the second class in this state.

P. L. 1888, p. 114.

Approved February 29, 1888.

Prosecutors of the pleas in counties of the second class to receive a salary in lieu of fees.

78. SEC. 1. That in all the counties of the second class the prosecutors of the pleas shall receive an annual salary in lieu of all fees and costs now received by them; and all such fees and costs shall be taxed in all bills of costs, the same as now taxed, and shall be collected by the sheriffs of the several counties, and be by them paid over to the respective county collectors for the use of the said counties.

Amount of salary, and how paid.

79. SEC. 2. That each of the prosecutors of the pleas of such counties shall receive an annual salary of at least fifteen hundred dollars, to be paid to him in quarterly-annual payments by the county collector of such county.

To whom act to apply.

80. SEC. 3. That this act shall only apply to those prosecutors of the pleas whose term of office shall hereafter commence, or to those now in office who may file their assent in writing under their hands to the provisions of this act, in the office of the clerk of the county of which he is such prosecutor; *provided, however,* that nothing in this act contained shall in any wise be construed or held as reducing the salary of any of the prosecutors of the pleas in any of the counties of the second class in this state.

Proviso.

Supplement.

P. L. 1895, p. 782.

Passed June 4, 1895.

Prosecutor of pleas' salary in counties of second class to be in full for all services.

81. SEC. 1. That the annual salary of fifteen hundred dollars awarded to the several prosecutors of the pleas of the counties of the second class in this state by the act to which this is a supplement, to be paid to them as therein enacted, shall be in full for all the services performed by the said prosecutors, under and pursuant to the laws of this state, in their several counties, and before any and all courts of this state, in the prosecution of indictments and in the argument of the same, and proceedings thereunder on writs of error, certiorari or other proceedings for review.

Unlawful to make appropriation for extra services.

82. SEC. 2. That it shall be unlawful for the boards of chosen freeholders in their respective counties to make any appropriation for the payment of the public money of said county to said prosecutors of the pleas for alleged extra services in performance of their said duties, or otherwise, over and above their said salary.

Repealer.

83. SEC. 3. That all acts or parts of acts inconsistent with the provisions of this supplement be and the same are hereby repealed.

An act regulating the salary of lay judges of the courts of common pleas in counties of the second class.

Passed March 31, 1890.

P. L. 1890, p. 153.

84. SEC. 1. That the lay judges of the courts of common pleas in counties of the second class of this state having law or president judges, and having a population according to the last state census of over seventy-five thousand inhabitants, shall receive an annual salary of fifteen hundred dollars.

Salaries of lay judges in counties of second class.

85. SEC. 2. That the said annual salary so specified in section one of this act shall be paid quarterly to said judges by the county collectors of the several counties.

Salaries, how paid.

86. SEC. 3. That the salary so specified in section one of this act shall be in lieu of all fees, costs or compensation by them received.

Salary to be in lieu of all fees.

87. SEC. 4. That all acts, general, local or special, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repealer.

An act to authorize and empower the chancellor to fix and determine the salary or compensation to be paid to the several sergeants-at-arms at the several chancery chambers.

Approved February 18, 1891.

P. L. 1891, p. 30.

88. SEC. 1. That the chancellor may by a certificate under his hand, filed with the comptroller, fix and designate an annual salary or compensation to be paid to each of the sergeants-at-arms connected with the several chancery chambers of this state; *provided, however,* that the same shall not exceed the sum of one thousand dollars, and shall be in lieu of the per diem or other allowance now fixed by law.

Chancellor to fix the salary of the sergeant-at-arms at the chancery chambers.

Proviso.

89. SEC. 2. That after the filing of such certificate or certificates the comptroller shall draw his warrant or warrants monthly, and the treasurer shall pay the said sergeants-at-arms monthly the salary or compensation fixed in said certificate.

Comptroller to draw warrant therefor.

90. SEC. 3. That all acts or parts of acts inconsistent with this act be and the same are hereby repealed, and that this act shall take effect immediately.

Repealer.

An act concerning salaries.

Approved March 9, 1891.

P. L. 1891, p. 99.

91. SEC. 1. That any person whose compensation for services is payable by the state quarterly, shall, if he be so desirous, be paid in monthly installments. [See Sec. 50, *ante.*]

Salaries of all persons employed by the state payable monthly.

An act in relation to the appointment and compensation of salaried interpreters in the criminal courts of this state in the counties of the second class.

Passed March 16, 1891.

P. L. 1891, p. 145.

92. SEC. 1. That hereafter the appointment of interpreter to attend the criminal courts in the several counties of the second class of the state of New Jersey shall be made by the judges, or the majority of them, of the court of general quarter sessions of the peace in said counties respectively.

Interpreters to attend criminal courts to be appointed by judges.

93. SEC. 2. That hereafter the salary to be received by such interpreter shall be fixed by the judges, or a majority of them, of the courts of the general quarter sessions of the peace in the several counties respectively at a sum not less than four hundred and not more than six hundred dollars per year, to be paid in quarterly payments out of the funds of the county in each of said counties wherein such interpreter under the provisions of this act may be appointed, said compensation to be paid by the county collector upon certificate signed by said judges, or a majority of them, which said certificate said judges are hereby required to give in each of said counties where such interpreters are appointed.

Salary to be not less than \$400 and not more than \$600 per annum.

Not to affect appointment or salary of interpreters now in office.

94. SEC. 3. That nothing herein contained shall invalidate or in anywise affect the appointment or salary of any such interpreter now in office, further than to make the same subject to be changed by order of the said judges, or a majority of them, as in other cases.

An act fixing the compensation of interpreter in courts of counties of the first class.

P. L. 1891, p. 147.

Salary of court interpreter \$5 per day in counties of first class.

Passed March 16, 1891.

95. SEC. 1. That the interpreter duly appointed and commissioned to attend the circuit court, court of oyer and terminer and general jail delivery, court of common pleas, orphans' court, court of general quarter sessions of the peace, and court of special sessions of counties of the first class in this state, shall receive five dollars per day for each day he shall be in attendance upon said courts, the money to be paid by the county collector upon the certificate of the clerk of the courts of such counties.

Repealer.

96. SEC. 2. That all acts and parts of acts, general, special or local, inconsistent with the provisions of this act, be and the same are hereby repealed, and that this act shall take effect immediately.

An act respecting the fees and compensation of the clerks of the several counties of this state, and repealing all acts providing for the payment of a fixed salary in lieu of fees.

P. L. 1893, p. 35.

Compensation of county clerks of this state.

Approved February 27, 1893.

97. SEC. 1. That hereafter the clerks of the several counties of this state, and the clerks of the civil and criminal courts therein, shall be entitled to demand and receive such fees and compensation as are now established by law.

Clerks may file written assent.

98. SEC. 2. That this act shall only apply to those clerks of the several counties of this state and the clerks of the civil and criminal courts therein whose term of office shall hereafter commence, or to those now in office who may file their assent in writing, under their hands, to the provisions of this act, in the office of the clerk of the county in which he is such clerk.

Repealer.

99. SEC. 3. That all acts and parts of acts which requires or permits the payment of a fixed and stated salary to any of such clerks in lieu of fees, whether such acts be general, special or local, or which are in conflict with this act, be and the same are hereby repealed.

An act to fix the minimum salary of the prosecutor of the pleas in counties of the fourth class in this state.

P. L. 1893, p. 347.

Prosecutor of pleas in counties of fourth class shall receive salary in lieu of fees, &c.

Approved March 16, 1893.

100. SEC. 1. That in all counties of the fourth class, the prosecutors of the pleas shall receive an annual salary in lieu of all fees and costs now received by them; and all such fees and costs shall be taxed in all bills of costs the same as now taxed, and shall be collected by the sheriffs of the several counties and be by them paid over to the county collectors for the use of the said counties.

Salary, how and by whom paid.

101. SEC. 2. That each of the prosecutors of the pleas of such counties shall receive an annual salary of four hundred dollars, to be paid to him in quarterly-annual payments by the county collector of such county.

How assent shall be filed.

102. SEC. 3. That this act shall only apply to those prosecutors of the pleas whose term of office shall hereafter commence, or to those now in office who may file their assent in writing, under their hands, to the provisions of this act, in the office of the clerk of the county of which he is such prosecutor; *provided, however,* that nothing in this act contained shall in anywise be construed or held as reducing the salary of any of the prosecutors of the pleas in any of the counties of the fourth class in this state.

Proviso.

An act relating to the compensation to be given to the prosecutors of the pleas in the counties of the first class of this state.

Approved April 4, 1893.

P. L. 1893, p. 503.

103. SEC. 1. That hereafter the annual salary of the prosecutors of the pleas in every county of the first class shall be eight thousand dollars, payable in monthly installments in lieu of all fees and allowances, which fees shall be paid into the county treasury; *provided*, that this act shall not take effect in any of said counties until the said prosecutor in said respective counties shall have filed in the office of the county clerk of said county his acceptance of the salary hereinbefore fixed, and a waiver of all fees now fixed by law.

Prosecutor of pleas in counties of first class to receive salary of \$8,000 in lieu of fees.

Proviso.

Acceptance to be filed.

104. SEC. 2. That all acts and parts of acts inconsistent with this act be and the same are hereby repealed, and that this act shall take effect immediately.

Repealer.

An act to provide for officers of the senate and general assembly and to fix their compensation.

Approved June 11, 1895.

P. L. 1895, p. 794.

105. SEC. 1. That hereafter the officers of the senate and general assembly other than the presiding officers shall be those named in this act, and no others, and that such officers shall receive the annual compensation provided in this act, which shall be in full payment of all their services, and all acts heretofore passed fixing the compensation of such officers, or providing for officers of said two houses, or either of them, and all acts and parts of acts inconsistent with this act are hereby repealed.

Officers of senate and general assembly defined.

106. SEC. 2. That the following shall be the officers of the senate, who shall severally receive the annual compensation herein prescribed, that is to say:

Salaries of officers of senate, except president thereof.

The secretary of the senate, fifteen hundred dollars;
 The assistant secretary of the senate, twelve hundred dollars;
 The president's secretary, six hundred dollars;
 The engrossing clerk, twelve hundred dollars;
 The assistant engrossing clerk, six hundred dollars;
 Journal clerk, one thousand dollars;
 Assistant journal clerk, five hundred dollars;
 The calendar clerk, five hundred dollars;
 The bill clerk, five hundred dollars;
 The clerk of the committee on engrossed bills, five hundred dollars;
 The sergeant-at-arms, seven hundred dollars;
 The assistant sergeant-at-arms, five hundred dollars;
 Five doorkeepers, three hundred and fifty dollars each;
 Four pages, two hundred dollars each.

107. SEC. 3. That the following shall be the officers of the house of assembly, who shall severally receive the annual compensation herein prescribed, that is to say:

Salaries of officers of house of assembly, except speaker thereof.

The clerk of the house, fifteen hundred dollars;
 The assistant clerk, twelve hundred dollars;
 The speaker's secretary, six hundred dollars;
 The speaker's assistant secretary, four hundred dollars;
 The journal clerk, one thousand dollars;
 The assistant journal clerk, five hundred dollars;
 The engrossing clerk, thirteen hundred dollars;
 Two assistant engrossing clerks, six hundred dollars each;
 The sergeant-at-arms, seven hundred dollars;
 Two assistant sergeants-at-arms, five hundred dollars each;
 Bill clerk and one assistant bill clerk, five hundred dollars each;
 Clerk to the committee on engrossed bills, five hundred dollars;
 Four clerks to committees, three hundred dollars each;
 Twelve doorkeepers, three hundred and fifty dollars each;
 Ten pages, two hundred dollars each.

Not more than moiety of compensation to be drawn before close of session.

108. SEC. 4. That none of the officers whose compensation is herein provided for shall draw from the treasury more than one-half of such compensation until the final adjournment of the regular annual session of the legislature.

An act fixing the compensation of the governor of the state of
New Jersey.

P. L. 1890, p. 11.

Annual salary of the governor.

Act, when to take effect.

Repealer.

Approved January 15, 1890.

109. SEC. 1. That the governor of this state shall be entitled to receive an annual salary of ten thousand dollars, and no fees.

110. SEC. 2. That this act shall take effect at the commencement of the next ensuing gubernatorial term.

111. SEC. 3. That all acts and parts of acts inconsistent with or repugnant hereto, be and the same are hereby repealed.

Supplement to an act entitled "An act to provide for the support of the government of this state, and to fix the salaries of public officers," approved April fourth, one thousand eight hundred and forty-five.(1)

P. L. 1862, p. 141.

Fees of governor for licenses, &c., to be paid to treasurer for benefit of state.

Approved March 11, 1862.

112. SEC. 1. [Superseded by Sec. 109, *ante.*]

113. SEC. 2. That all fees to which the governor is now by law entitled, for licenses and for seals to exemplifications, commissions, certificates or other papers, shall hereafter be collected by the secretary of state and paid to the treasurer for the benefit of the state; and the secretary of the state shall annually report to the legislature an account of the fees to which the state shall be entitled by virtue of this act, giving an accurate and full account of the documents and papers issued for which any such fees are by law chargeable, and if he shall fail to collect the same, he shall be chargeable with the amount thereof.

P. L. 1869, p. 511.

Compensation of common pleas judges.

Compensation of criers.

P. L. 1874, p. 41.

Further supplement.

Approved March 13, 1869.

114. SEC. 1. That the judges of the court of common pleas of the several counties of this state, shall each receive three dollars per diem for every day's attendance at court. [See Sec. 116, *post.*]

115. SEC. 2. That the criers of the circuit courts and courts of common pleas of the several counties of this state, shall each receive [three] dollars per diem for every day's attendance at court.

Further supplement.

Approved April 2, 1873.

P. L. 1873, p. 110.

Per diem of common pleas judges fixed at \$5.

Proviso.

116. SEC. 1. That the judges of the inferior courts of common pleas in the several counties of this state shall hereafter each receive a per diem allowance of five dollars for every day they shall actually attend in the discharge of their duties, at any stated or special term of the courts holden in their respective counties, which allowance the collector of the county is hereby authorized and required to pay, upon a certificate of the clerk and surrogate of the county of the number of days they shall so attend and the amount due for such allowance; *provided*, nothing in this act shall apply to the county of Camden. (a) [See Sec. 19, *ante.*]

Further supplement.

Approved March 27, 1889.

P. L. 1889, p. 106.

Compensation of crier of court in counties of first class having population exceeding 150,000.

117. SEC. 1. That in counties of the first class of this state having a population within their territorial limits exceeding one hundred and fifty thousand inhabitants the crier of the court of common pleas, orphans' court and court of general quarter sessions of the peace, shall receive and

(a) This act is not applicable to the president or law judge of Sussex county, who, by P. L. 1871, p. 541, receives a fixed salary, but to receive no other compensation whatever. *Anderson v. Hill*, 13 Vt. 861.

(1) The provisions of the act to which this is a supplement, have either been expressly repealed or superseded by subsequent legislation.

be paid an annual compensation or salary of nine hundred dollars, in lieu of the compensation of three dollars per diem provided in an act entitled "A further supplement to an act to provide for the support of the government of this state and to fix the salaries of public officers," approved March seventeenth, one thousand eight hundred and seventy-four; and such annual compensation or salary shall be paid monthly to said crier by the county collector of such county, on the certificate of the county clerk of such county.

118. SEC. 2. That all acts and parts of acts, general, special or local, inconsistent with the provisions of this act, be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

A further supplement to an act entitled "A further supplement to an act entitled 'An act to provide for the support of the government of this state, and to fix the salaries of public officers,' approved April fourth, one thousand eight hundred and forty-five," which said supplement was approved April second, one thousand eight hundred and seventy-three.

Approved May 6, 1889. P. L. 1889, p. 361.

119. SEC. 1. That the lay judges of the inferior court of common pleas in all counties of the third class of this state shall hereafter each be entitled to receive an annual salary at the rate of five hundred dollars, and in all counties of the fourth class two hundred dollars, and that said salary shall be paid in equal monthly payments by the county collectors of the counties aforesaid, and shall be in full for per diem and all services by them respectively rendered while in attendance at court as judges of the court of common pleas, judges of the court of general quarter sessions of the peace, orphans' court, and all other courts in any of the counties of the third class of this state. Salary of lay judges of courts of common pleas in counties of the third and fourth classes, how paid.

120. SEC. 2. That this act shall only apply to those judges of the inferior court of common pleas, quarter sessions and orphans' court whose term of office shall hereafter commence, or to those now in office (and to those who may hereafter be appointed to office), who may file their assent in writing under their hands, to the provisions of this act, in the office of the clerk of the county in which he is such judge; *provided, however,* that nothing in this act contained shall in anywise be construed or held as reducing the salary or compensation of any of the judges of the aforementioned courts in any of the counties aforesaid of this state. Act only to apply to judges who may file assent in county clerk's office.

Proviso.

121. SEC. 3. That all acts and parts of acts, inconsistent with the provisions of this act, are hereby repealed, and that this act shall be a public act, and take effect immediately. Repealer.

Further supplement.

Passed February 18, 1890. P. L. 1890, p. 12.

122. SEC. 1. That in each county of this state now having or which may hereafter have within its territorial limits a population exceeding eighty thousand inhabitants, and not exceeding one hundred and fifty thousand inhabitants, the crier of the circuit court and court of common pleas, orphans' court and court of general quarter sessions of the peace, shall receive and be paid an annual salary of six hundred dollars in lieu of the per diem compensation now provided by law; and such annual compensation shall be paid monthly to said crier by the county collector of such county, provided that no person who shall hold the position of sergeant-at-arms and crier of the courts of such county shall receive any compensation for his services as sergeant-at-arms. Annual salary of crier of courts in counties having population between 80,000 and 150,000.

How paid.

123. SEC. 2. That all acts and parts of acts, general, special or local, inconsistent with the provisions of this act, be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Further supplement.

Approved April 7, 1891.

P. L. 1891, p. 335.

Salary of crier of courts in counties having population between 68,000 and 150,000.

124. SEC. 1. That in each county of this state having a population within their senatorial limits exceeding sixty-eight thousand inhabitants and under one hundred and fifty thousand inhabitants, the crier of the circuit and court of common pleas, court of general quarter sessions of the peace, and orphans' court, shall receive and be paid an annual salary of nine hundred dollars in lieu of the per diem compensation now provided by law, and such compensation shall be paid monthly to said crier by the county collector of such county upon the certificate of the county clerk; *provided*, that no person who shall hold the position of sergeant-at-arms and crier of the courts of such county shall receive any compensation for his services as sergeant-at-arms.

Proviso.

Repealer.

125. SEC. 2. That all acts and parts of acts, general, special or local, inconsistent with the provisions of this act, be and the same are hereby repealed, and this act shall take effect immediately.

Sale of Land.

I. GENERAL ACT CONCERNING SALE OF LAND.

1. ADVERTISEMENT OF SALE.

1. Amended by section 35.
2. Fees for advertising.

Adjournments.

3. Power to adjourn.
4. By executors, &c., selling under order of court.
5. By sheriff or other officer, selling under execution.
6. Adjournments, how advertised. Fees.

2. SALES UNDER EXECUTION.

7. Officer selling to make deed.
8. What deed shall recite.
9. Lands sold clear of judgments, &c., on which executions have not issued.
10. Reversal of judgment or execution only to affect plaintiff in action.
11. In case of death or disqualification of a sheriff after sale, successor to make deed.
12. Amended by section 42.
13. Affidavit annexed to deed by officer selling. Certificate. Effect of conveyance.
14. Recital in deed *prima facie* proof.
15. Recitals in deeds and declarations of sales by municipal authority evidence.
16. After seven years no evidence of certain defects to be received against *bona fide* purchaser.

3. SALES BY EXECUTORS, ADMINISTRATORS, AND GUARDIANS.

17. Death of executor or administrator after confirmation of sale. Deed to be made by successor.

4. SALE FREE FROM DOWER OR CURTESY.

18. Court may order sale free from claim of dower or curtesy. Notice.
19. But shall direct compensation or investment.

5. SALE OF LANDS DESCENDED FREE FROM LIEN OF DEBTS.

20. Chancellor may order land sold free from lien of debts.

6. DEATH OF PURCHASER AFTER SALE.

21. If purchaser die after sale, deed may be made to him or devisee.

7. RECEIPTS RECORDED.

22. Commissioner, master, receiver or trustee may have receipts recorded.

8. SALE FOR PAYMENT OF TAXES OR ASSESSMENTS.

23. Chancellor may order lands held in trust to be sold to pay taxes or assessments. How surplus held.

24. Sale of lands to pay assessments when there is a life estate.
25. Proceeds, how applied.
26. Land devised or conveyed in trust when chargeable with taxes, &c., may be ordered sold.

II. SUPPLEMENTS.

27. Advertisement may be published in paper printed in German language.
28. Same fees allowed.
29. Lands may be sold under direction of orphans' court free from dower or curtesy.
30. After order for, and upon sale, dower or curtesy may be relinquished.
31. If sale approved, purchaser to hold premises free from such estate.
32. Court to direct payment of proceeds of sale.
33. Adjournments of sale, how made by master in chancery.
34. On refusal of purchaser to comply with conditions, resale may be ordered.
35. Sales, how advertised.
36. Lands, &c., by order of court of chancery, may be sold at either public or private sale.
37. Provisions of act to apply to all sales.
38. Repealer.
39. Lands, &c., by order of orphans' court, may be sold at either public or private sale.
40. Applies to sales heretofore authorized.
41. Repealer.
42. In case of death or disqualification of a master in chancery or sheriff after sale, court may appoint another to make deed.
43. Executors, &c., may adjourn sale unless court limit time.
44. No sale invalidated because of adjournment.
45. Proceedings when dower cannot be assigned or set off without prejudice.

III. SALE OF LANDS LIMITED OVER TO INFANTS.

46. When chancellor may direct land limited over, &c., to be sold in fee.
47. Proceedings to be by petition.
48. Petition to be referred to a master to inquire into merits.
49. Chancellor may direct master to sell.
50. Proceeds of sale to be paid into court.
51. Chancellor may direct part of interest only to be paid to tenant, &c.
52. Costs and expenses to be paid out of proceeds.
53. Chancellor may make rules, &c.
54. Chancellor may direct mode of sale.