

A N
ORDINANCE

F O R

Regulating & Establishing FEES

Within this his Majesty's Province of *New-Jersey*.

By his Excellency

William Burnet, Esq; Captain General and Governour in Chief of the Provinces of *New-Jersey*, *New-York*, and Territories Depending thereon in *America*, and Vice-Admiral of the same, &c. this 26th Day of *November*, in the Tenth year of the Reign of our Sovereign Lord *GEORGE*, by the Grace of God, of *Great Britain*, *France* and *Ireland*, King, Defender of the Faith, &c. *Annoq; Domini* One Thousand Seven Hundred and Twenty Three.



Printed and Sold by *William Bradford*, 1724.

An Ordinance for Regulating and Establing Fees
within his Majesty's Province of *New-Jersey*.



His Excellency the Governour, by and with the Advice and Assistance of his Majesty's Council for the said Province, and by Virtue of the Power and Authority to him given by His Majesty's Letters Patents under the Great Seal of *Great Britain*, by and with the Advice and Assistance aforesaid, Doth hereby Ordain and Declare, That from and after the Publication hereof, No Officer or other Person or Persons whatsoever, for any Service or Services by him or them to be done and performed in their respective Office or Offices, for any Fee, Perquisite, or other Benefit or Reward, shall exact, demand or Ask any greater or other Fee or Fees, Sum or Sums of Money, for the Discharge of his or their several and respective Duty or Duties in his or their respective Offices, Other than what herein after is allowed and established for the same, *Viz.*

The Governour's Fees.

- A Licence of Marriage, Hand and Seal, &c. *Ten Shillings.*
 The Seal to every Probate of Will or Letter of Administration, *Nine Shillings.*
 A Certificate for a Vessels Property, *Ten Shillings.*
 A Certificate to go beyond Sea, if desired, *Ten Shillings.*
 A Licence to purchase Lands of the Indians, *Fifty Shillings.*
 A Bill of Health, *Twelve Shillings.*
 The Seal to a Patent for a Township, *Twenty Shillings.*
 The same to a Confirmation, or Renewing a Patent, *Twelve Shillings.*
 Every Writ of Error, *Three Shillings.*
 The first Rule in every Cause in Error, *Eight Shillings.*
 Lisencing every Attorney, *Twenty Shillings.*

The Justices Fees of the Supreme Court.

IN all Cases, to be paid on the first Motion, *Six Shillings.*
 The Allowance of every Writ of Error, *Certiorari, Habeas Corpus,*
 or other such Writ, *Three Shillings.*

Taking

Taking every Affidavit, *One Shilling.*

Every Superedeas, *six Shillings.*

Admitting every Attorney, *Eighteen Shillings.*

Taking the Acknowledgment of a Deed, *Three Shillings.*

Taxing Cost, *Four Shillings.*

Taking Bail on a Writ of Error, or any other Writ, *Three Shillings.*

Secretary's Fees.

A Patent for a Township, *Three Pounds.*

A Patent for a Confirmation, wherein no new Grants are contained, *Thirty Shillings.*

Every Order, Warrant or Certificate under the Governour's Hand and Seal, counter-signed by the Secretary, *Three Shillings.*

Entering Deeds and other things on the Record, for every Sheet, Fifteen Lines to a sheet, and six Words to a Line, *One Shilling.*

Every Copy of the same, and all other Papers whatsoever out of the said Office, each Sheet containing, as aforesaid, *six Pence.*

Every new Justice of the Peace shall pay towards the Commission of the Peace, *six Shillings.*

Every new Justice of the Pleas shall pay towards each Commission of the Pleas, *six Shillings.*

For a Commission of Oyer and Terminer, to be paid by the Person desiring the same, *Twenty Shillings.*

For a Commission for a Sheriff, *Ten Shillings.*

A Commission for a Coroner, *Five Shillings.*

A Commission for a Clerk, of the Peace and the Pleas, *Ten Shillings.*

For all other Civil Commissions, each Commission *Five Shillings.*

A Commission for a Colonel of a Regiment, *Twelve Shillings.*

Ditto for a Lieutenant Colonel, *Ten Shillings.*

Ditto for a Major, *Eight Shillings.*

Ditto for a Captain of a Company, or Adjutant, *six Shillings.*

Ditto for a Lieutenant, *Five Shillings.*

Ditto for an Ensign, *Four Shillings.*

For the Rolls, for every Person sworn, *One Shilling.*

Searching the Records the first year, *Nine Pence.*

Every year back, *six Pence.*

Lisence for an Attorney to Practice, *Twenty Shillings.*

Drawing a Certificate to pass under the broad Seal, or any other Seal, and for Engrosing the same, *per sheet*, containing as before, *One Shilling.*

For attending the Courts, or else-where, with an Original Will or Record, for each Day, *Ten Shillings.*

Drawing a Warrant to Re-survey Lands, *Five shillings.*

Lisence for a Boat or Ferry, Counter-signed by the Secretary, *Nine Shillings.*

Fees

 Fees of the Prerogative Office.

FOr Engrossing a Will and Probate, to be done in Parchment, for each Sheet containing Fifteen Lines, and six Words in a Line, *One Shilling.*

Taking Depositions to a Will, and Recording the Will, each sheet containing Fifteen Lines, and six Words to a Line, *One Shilling.*

Swearing or Attesting the Witnesses and Executors, for each *Nine Pence.*

Drawing every Fiat or Order for Administration, and for Swearing or Attesting the Administrators, *Three Shillings.*

Engrossing the Letters of Administration, each sheet containing Fifteen Lines and six Words to a Line, *One Shilling.*

Recording the same, *per sheet, One Shilling.*

Drawing the Administration Bond, *two shillings & six Pence.*

Filing the Original Will, *Nine Pence.*

Filing the Fiat of Administration, *Nine pence.*

Recording the Inventory, *per sheet, each sheet containing Fifteen Lines and six Words to a Line, One Shilling.*

Filing the Inventory and swearing the Executor, *Eighteen pence.*

Every Quietus, *per sheet, as aforesaid, One Shilling.*

Recording the same, *per sheet, as aforesaid, One Shilling.*

Auditing all the Accounts of Administrators and Executors, *One Shilling.*

Drawing and setting up Notice, in order to their passing their Accounts, *One Shilling.*

Every Licence of Marriage, *Nine Shillings.*

For every Bond taken in the Office, *two shillings & six pence.*

Entering a Caveat, *One Shilling.*

 Clerk of the Supreme Court.

Bond to Prosecute, *two shillings and six pence.*

Sealing every *Capias*, or any other Writ, *One Shilling.*

Filing every Indictment, *One Shilling.*

Entering every Action, *Nine pence.*

Copy of every Indictment, Declaration, Plea, &c. Fifteen Lines to a sheet, and six Words to a Line, *One Shilling.*

Every Copy of a Plea, Replication, or any other Pleadings, *One Shilling.*

Entering every Appearance of the Defendant, *six Pence.*

Entering every Verdict and Judgment, *One Shilling.*

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Reading

Reading every Evidence, *six Pence.*

Every Rule of Court, *Nine pence.*

Copy thereof, *six Pence.*

Reading Petition, and Order thereon, *Nine pence.*

Copy thereof, *six Pence.*

With-drawing an ACTION, Discontinuance, or entering a *Noli Prosequi*, *One shilling.*

For every Recognizance, *Eighteen Pence.*

Searching the Records, *Nine pence.*

Filing the Roll for every ACTION, *One shilling.*

Swearing every Jury and Constable, *three Shillings.*

Discharging by Proclamation, *One shilling.*

For a Copy of the Writ in the Supreme Court, *per sheet*, *One shilling.*

Filing every Writ, Indictment, or any other Paper, *One shilling.*

Clerk of the Council.

Making out the Fiat for the Great Seal to be affixed to every Writ of Error, Filing the same, Sealing the Writ, and finding Wax and Parchment, *three shillings and six Pence.*

Entering the Case on the Council Book, and taking out the Docket for the Governour, *Nine Pence.*

Transcribing the Records in Parchment, Fifteen Lines to a sheet, and six Words to a Line, *One shilling.*

Examining the Records in Council, *One shilling.*

Entering the Plaintiff and Defendants appearance, *Nine pence.*

Every Rule made in the Case, and Copy, *two Shillings.*

Entering Judgment on the Minutes, and Copy, *two shillings.*

Entering every *Noli Prosequi* and Discontinuance, &c. *two shillings.*

Filing the Errors, and all other Pleadings, or Writ of Error, each *Nine pence.*

All other Writs the same Fees as on a Writ of Error.

Making out Paper-Books for the Governour and the Gentlemen of the Council, each sheet containing Fifteen Lines in a sheet, and six Words in a Line, *One shilling.*

Every Petition to the Governour in Council, and Order, *Four Shillings.*

Reading every private Bill first time, second time, and third time, each time *Five shillings.*

Entering the Agreement of the Council to a Bill, *Four shillings.*

For each Bill engrossed in Parchment, *Eighteen shillings.*

Affixing the Seal and Wax, for each, *six Shillings.*

Attending the Committee of the Council on a Reference, *Ten Shillings.*

Attorney

Attorney General's Fees.

ALL Criminal Cafes, &c. or Indictments found by the Grand Jury, *Fifteen Shillings.*

All Informations preferred by the Governour in Council, if Convicted, *Fifteen Shillings.*

All Capital Cafes, *Thirty Shillings.*

Every *Non vult ulterius Prosequi, &c.* *Ten Shillings.*

All other Services in the King's Cafes, to have one fourth more than other Attorneys have for the like Services in private Cafes.

Sheriffs Fees in all Courts.

Serving a Writ or *Capias*, Taking into Custody, without any pretence of Riding, *Ten Shillings.*

Returning the Writ, *Nine Pence.*

Taking a Prisoner into Custody by Order of the Court, or Justice of the Peace, *Four Shillings.*

Discharging the same, *Nine pence.*

Serving a *Venire facias*, and Return, *Four Shillings & six pence.*

Serving every Execution under Fifty Pounds, *six Shillings.*

All above Fifty Pounds, *Three Pence per Pound.*

Every Writ of Possession and Return, *Twenty Shillings.*

Every *Scire facias* and Return, *One Shilling.*

Victualing every Prisoner, *six pence per Day.*

Every Writ of Enquiry, and Return, *Fifteen Shillings.*

For taking every Bail Bond, *One Shilling.*

For Travelling Charges, upon every Writ or Process to be executed above Eight Miles from the Court-House of the County, the Sheriff shall be allowed for ever Mile, above eight Miles, *three pence*, besides his other Fees aforesaid, that is, *three half pence* for going, and *three half pence* for coming every of the said Miles.

Justices Fees in or out of Sessions.

Every Warrant of Appearance, *One Shilling.*

Taking every Recognizance, *Eighteen pence.*

A Liffence for Selling Drink, *Four Shillings & six pence.*

The Justices Clerk, for a Bond, for the same, *Eighteen pence.*

A Pass, *Ten Pence.*

A Mittimus, *One Shilling.*
 Taking Examinations, each sheet, containing Fifteen Lines, and
 six Words to a Line, *One Shilling.*
 Every Oath or Attestation, *six Pence.*
 Actions Tryed in the Sessions, each Action, *Three Shillings,*

Judge and Justices Fees in the Court of Common Pleas.

Acknowledging every Deed, and Endorsing the same, *Three Shillings.*
 All Actions Tryed, to the Bench *Three Shillings.*
 Any Action called, where there is a Rule made in the Case, and
 not tryed, *Eighteen Pence.*
 Taking Special Bail, to the Judge *Eighteen Pence.*
 Settling and allowing every Bill of Cost, *One Shilling.*
 Allowance to every Writ of Error, *One Shilling & Eight Pence.*

Actions of Forty Shillings, or under.

A Summons, *six Pence.*
 A Warrant to take into Custody, *One Shilling.*
 A Judgment, *Nine Pence.*
 Administring every Oath or Attestation, *Four Pence.*
 A Summons for Evidence, *six Pence.*
 Every Execution, *One Shilling.*
 Every Evidence Subpoenaed, or attending, *Two Shillings per Day,*
 and so in proportion for a larger or shorter Time.

Fees for the Clerk of Sessions and Common Pleas.

Bond to prosecute, *Two Shillings & six Pence.*
 Drawing a *Capias*, or any other Writ, *Two Shillings & six pence.*
 Sealing the same, *One Shilling.*
 Entering every Action, *six Pence.*
 Filing Declaration, Plea, Rejoinder, &c. *six Pence.*
 Copy of a Declaration, or any other Pleadings, for each sheet,
 containing Fifteen Lines and six Words to a Line, *six Pence.*
 Sealing every Subpoena, each Writ not exceeding four Names,
Nine pence.
 Entering the Defendants Appearance, *six Pence.*
 Entering Plea, *Non vult.* *six Pence.*

Entering

- Entering every Verdict, *Six Pence.*
- Entering every Judgment, *One Shilling.*
- Entering every Rule or Order of Court, *Six Pence.*
- Reading every Petition, or Order thereon, *Nine Pence.*
- Entering every *Non Prof.* Retrait, Discontinuance, &c. *six pence.*
- Calling and Swearing the Jury and Constable, *Eighteen Pence.*
- Every Evidence Sworn or Attested, *Four pence.*
- Entering every Allowance of *Habeas Corpus, Writ of Error, &c.*
One Shilling.
- Every Recognizance taken in Court, *One Shilling.*
- Copy of every Rule of Court, *Six pence.*
- Searching the Records, *Nine Pence.*
- Recording Ear-Marks, *Six pence.*
- Discharging by Proclamation, *One Shilling.*

Jurys Fees.

IN all Cases Tried, *Twelve Shillings.*
 For a Writ of Enquiry, *Twelve Pence per Man.*
 Jurys Fees in every Case, when the Jury is Summoned, and the
 Case not Tried, half Fees, *six Shillings.*

Cryers Fees.

Calling every Action, every Term, not exceeding three Terms,
Eight Pence.
 Calling the Jury in each Case, *Eight pence.*
 Calling every Evidence, *Three pence.*
 Every one Discharged by Proclamation, *Six pence.*

Coroners Fees.

Viewing a Dead Body, *Twelve Shillings.*
 A Warrant to Summons the Inquest, *Two Shillings.*
 Swearing or Attesting the Jury, *Two Shillings.*
 Swearing or Attesting every Witness, *Four pence.*
 Drawing and Returning the Inquisition, *Six Shillings.*
 Executing every Process, *Ten Shillings.*
 Returning every Writ, *Nine pence.*
 Serving every Venire, and Return, *Four Shillings & six Pence.*
 Every Man on the Inquest, *One Shilling.*
 Taking every Bail Bond, *One Shilling.*

[Practitioners]

 Practitioners of the Law.

Making out every Proceſs, Writ or Capias, *Two Shillings and Six pence.*

Drawing every Declaration, *Five Shillings.*

Every Copy of a Declaration ſerved on a Perſon committed for want of Bail, or in Ejectment, *Two Shillings.*

Drawing every Affidavit, *One Shilling.*

Every common Plea, Replication or Rejoinder, &c. *One Shilling.*

Every Term Fee, *Six Shillings.*

Drawing every Special Plea, Replication, Rejoinder, Fifteen Lines to a ſheet and ſix Words to a line, *One Shilling.*

Every Warrant of Attorney, *Nine pence.*

Drawing every Breviat, *Three Shillings.*

Every Continuance of a Caſe after Iſſue, *One Shilling.*

Drawing up the Judgment, and entering the ſame on the Roll, *Five Shillings.*

Arguing a Demurer, or Special Verdict, *Fourteen Shillings.*

Fee upon every Tryal, *Fourteen Shillings.*

Every ſpecial Motion, allowed to be a Motion in *Westminster-Hall*, *Six Shillings.*

Copy and Service of every Rule of Court, *Two ſhillings and Six pence.*

Drawing every Bail piece, and attending the Judge, *Three ſhillings and Six pence.*

Every Ticket for a Subpoena, *Nine pence.*

Entering Declaration, Plea, &c. on the Roll, *per ſheet*, as before, *One Shilling.*

Writ or Declaration in ſpecial Caſes, exceeding three ſheets, *Twelve Pence per Sheet.*

 Constables Fees.

Serving every Warrant or Summons, *Eighteen pence.*

Serving every Execution, *Eighteen pence.*

Fees

Fees due on the Removal of a Case out of the Supreme Court to the Governour in Council.

TO the Chief Justice or second Judge for making the Returns, Sealing the same, and attending with the Record and Transcript, and examining the same in Council, and returning the Record into the Supreme Court, *Thirty Shillings.*

Serjeant at Arms Fees.

Serving every Order, *Seven Shillings.*
 Taking every Person committed into Custody, *Two Shillings and six pence.*
 Travelling Charges, *per Mile, Six Pence.*
 Every Days Attendance on any Person, after Commitment, *Two shillings.*

To the Speaker.

For every Private Bill, *Twenty Shillings.*

The Clerk of the Assembly's Fees.

Reading and entring every Petition, or other Instrument of Writing, *Eighteen Pence.*
 Entring the Answer thereto, *Eighteen Pence.*
 The perusal of an Act, or each Days Minutes, *Eighteen pence.*
 Entring the said Order, *Eighteen pence.*
 Entring an Order of the House, *Eighteen pence.*
 A Copy of an Order of the House, *Eighteen pence.*
 Entring a Report into the Journal of the House, *Eighteen pence.*
 Reading a Private Bill the first time, *Eighteen pence.*
 Entring the same in the Journal, *Eighteen pence.*
 Reading a Private Bill the second Time, *Eighteen Pence.*
 Entring the same in the Journal, *Eighteen Pence.*
 Reading the same Bill the Third time, *Eighteen Pence.*
 Entring the same in the Journal, *Eighteen Pence.*

Entring

Entering the Resolve of the House, That the Bill doth pass, *Eighteen Pence.*

The Subscriptions to the Bill, and the Resolve for the Speaker to Sign it, *Eighteen Pence.*

Entering the Order for the Bill to be carried to the Council, *Eighteen Pence.*

Endorsing said Order, *Eighteen Pence.*

Reading and Engroling all Private Bills, *Twelve Shillings.*

Recording a Petition, if required, *Three Shillings.*

Filing the Petition, or any other Paper, *six Pence.*

Attending a Committee of the House, *Four Shillings & six pence.*

Drawing a Report of the Committee of the House, and Entering, *Three shillings.*

A Copy thereof, *Eighteen Pence.*

The Copy of a Petition, *One Shilling.*

Clerks Attendance on the House, on all Committees, and drawing up Resolves, &c. per Day *Ten Shillings.*

The Copy of each Days Minutes, *Two Shillings & six Pence.*

An Order of the House to the Serjeant at Arms to bring any Person before the House, *Three Shillings.*

Fees for the Collectors.

Registring every Vessel, *six Shillings.*

Endorsing every Register, *One shilling.*

The Entry of every Ship or Vessel, Burthen sixty Tuns or upwards, In or Outwards, *six Shillings.*

Every Lisence to Load or Unload, *One shilling & six Pence.*

Every Bill of Store, *three Shillings.*

Every Entry, *six Pence.*

Every Post of the same, *Four pence half penny.*

Every Certificate that Goods are Landed, where Bond is given; *Three shillings.*

Clearing of every Vessel, of the Burthen aforesaid, In or Out, *One shilling.*

A Cocquet, after Clearing, *three shillings.*

Ships or Vessels, Burthen under sixty Tuns, and more than twenty, Trading Into or Out of this Province.

The Entry In and Out, *Two shillings.*

Lisence to Load or Unload, *One shilling.*

A Bill of Store, *One shilling & six Pence.*

Every Entry, *six Pence.*

Every Post of the same, *Four pence half penny.*

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A Certificate, *One Shilling.*
Clearing and Let-pafs of every Vessel of the Burthen aforesaid,
Six Pence.
A Cocquet after Clearing, *One Shilling.*

Sloops or other Vessels of Twenty Tuns or under, coming
In or Out of this Province.

THe Entry In or Out, *Eighteen pence.*
- Licence to Load or Unload, *Nine pence.*
A Bill of Store, *Eighteen pence.*
Every Entry, *Six pence.*
Every Post of the same, *Four pence half penny.*
A Certificate, *One Shilling.*
Clearing every Vessel of the Burthen aforesaid, *Four pence half
Penny.*
A Cocquet after Clearing, *One Shilling.*

Provided Always, That no Vessel or Vessels Trading within this
Province, and to *New-York* and to *Pennsylvania*, shall pay, or be
obliged to pay any Fee or Reward for Entering or Clearing. And
that one general Entry of all Goods shipt on Board be taken from
the Master's Report thereof:

The Naval Officers Fees.

THe Sight of every Certificate of Bond given, and Entry of
the same, *Six Pence.*
Cancelling a Bond, and filing the Certificate, *Nine Pence.*
Every Certificate of Goods Landed, where Bonds are given
abroad. *Eighteen pence.*
Every Bond given for Enumerated Commodities, *Eighteen pence.*
Every Entry and Clearing, each *One Shilling.*

Provided Always, As aforesaid, That no Vessel or Vessels Trading
within this Province, and to *New-York* and *Pennsylvania*, shall pay,
or be Obligated to pay any Fee or Reward for Entering or Clearing.
And that one general Entry of all Goods shipt on Board, to be
taken from the Masters Report, to be Sufficient:

And

And it is hereby further Ordained and Declared by the Authority aforesaid, That all and every Officer and Officers, Person and Persons whatsoever, that shall at any Time hereafter Exact, Demand or Ask any greater or other Fee or Fees, for or in respect of any of the Services herein before mentioned, other than such which herein now are, or which at any Time hereafter shall, by the Authority aforesaid, be Established and Allowed for them, shall be Deprived of his or their said Office or Offices, and be liable to such other Fines and Penalties as the utmost Rigor of the Law can Inflict.

And it is further Ordained and Declared by the Authority aforesaid, That the said Chief Justice and Judges of the Supreme Court of this Province, All Justices of the several Courts of Sessions of the Peace, and all Judges of the Inferior Courts of Common Pleas within the several Counties of this Province, do Tax and Allow all Bills of Cost accruing within their several Courts, for Services hereafter to be done, according to the Table of Fees herein before Established, and not Otherwise, as they will answer the same at their Peril, any Law, Usage or Custom in their respective Courts to the contrary thereof in any wise notwithstanding.

Given by his Excellency William Burnet, Esq; Captain General and Governour in Chief of the Provinces of New-Jersey, New-York, and Territories depending thereon in America, and Vice-Admiral of the same, Under My Hand and Seal at Arms, in Council, at the Town of Burlington in the said Province, this 26th Day of November, Annoq; Domini One Thousand Seven Hundred and Twenty Three, and in the Tenth Year of his Majesty's Reign.

W. Burnet.