

That from and after the 1st of October next the Court of Chancery for the Province of New-Jersey shall be held at the Office of the Governour for the said Province, and that the said Court shall be composed of the said Governour, or his Deputy, and of three or more Justices of the Peace, or other Officers, who shall be appointed by the said Governour, and who shall have full Power and Authority to do all such Things as shall be necessary for the due Administration of Justice in the said Court, and that the said Court shall have full Power and Authority to make all such Orders and Decrees as shall be necessary for the due Administration of Justice in the said Court, and that the said Court shall have full Power and Authority to receive all such Fees as shall be necessary for the due Administration of Justice in the said Court, and that the said Court shall have full Power and Authority to do all such Things as shall be necessary for the due Administration of Justice in the said Court.



The Governour's Fees, as Keeper of the Great Seal of the Province.

ORDINANCE

For Regulating and Establishing the FEES to be hereafter Taken by the Officers of the

Court of Chancery

Of the Province of *New-Jersey*,

By his Excellency *William Burnet, Esq;* Capt. General and Governour in Chief in and over the Provinces of *New-Jersey, New-York*, and of all the Territories and Tracts of Land depending thereon in *America*, and Vice-Admiral of the same, In Council, this first Day of *May*, in the tenth year of his Majesty's Reign, *Annoq; Domini 1724.*

WHEREAS at this Time there is no Establishment or Regulation of Fees for the Court of Chancery of this Province, in Force; For preventing the Inconveniencies that may thereby ensue, 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*, Hath thought fit to Ordain and Declare, And his said Excellency the Governour, by and with the Advice and Assistance aforesaid, Doth hereby Ordain and Declare, That

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That from and after the Publication hereof, No Officer or Officers of the said Court of Chancery, for any Service or Services by him or them to be done and performed in their respective Offices, or for or in respect of his or their said Office or Offices, for any Fee, Perquisit, 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 their respective Offices, other than what herein after are allowed and established for the same, viz.

The Governour's Fees, as Keeper of the Great Seal
of this Province.

The Seal to every common Writ, *Three Shillings.*
Every Decree, *Forty Shillings.*

Masters Fees.

Every Summons, *Two Shillings and six Pence.*

Copies of all Charges and Discharges brought in before the Master, Scheduling Writings and other things, for each side, containing *fifteen Lines*, and six words to a line, *Seven Pence half penny.*

Every Report or Certificate to be made in pursuance of an Order made, upon hearing the Cause, *Twenty five Shillings.*

Every other Certificate or Report made upon Petition or Motion only, *Twelve Shillings and six pence.*

The Clerks Fee for writing every Report or Certificate, *six Shillings.*
Every Affidavit, *fifteen Pence.*

The Allowance of every Recognizance, Affidavit, &c. to be acknowledged and taken in the Country, *Three Shillings.*

The acknowledgement of every Deed to be recorded, *Four Shillings*
An Examination Fee, *Three Shillings and Six Pence.*

Every Exhibit signed by a Master, every Person shown to, *Two Shillings and six Pence.*

Copies of Depositions, for each side, *ten pence.*

The Caption of every Recognizance, *Two shillings and six pence*

The Clerks Fee for writing the Recognizance and Condition, as the Order directs, *Three shillings,*

Every Exemplification examined by two Masters, to each of the said Masters who shall examine the same, for every skin of Parchment, *Two shillings and six pence.*

Every Bill of Costs to be taxed by a Master, for the Plaintiffs not putting in his Bill, or not proceeding to Reply, or for the Defendant not appearing in due time, *Three Shillings,*

The

The Registers Fees.

Drawing and entring all Orders, *per side*, being fifteen Lines and six words in a Line, *Three Shillings and six pence*
 All Orders not by Motion, Petition or Hearing, but by Consent of Partties, half to be paid by the Complainants and half by the Detendants, *per side, six shillings and six pence.*
 Filing a Report, *ten pence.* For Filing every Petition, *ten pence.*
 Copies of all Orders and Reports, for the first side, *One shilling six pence.* Every side more, *Fifteen Pence.*
 Filing and Registering every Affidavit, *per side, ten pence.*
 Copying every Affidavit, *per side, Five Pence.*
 The Register or Deputy's Hand to every Copy of Affidavit, *Fifteen pence.*
 Every Certificate with the Registers or Deputy's Hand to it, *two shillings a d Nine pence.*
 Entring a Cause for Hearing, *Fifteen Pence.*
 Making of Notes of the Causes that stand for Hearing, for grounding the Subpoena to hear Judgment, *ten pence.*
 Every Decree, *Six Shillings and six pence.*
 Every Dismission, *Six Shillings and six pence.*
 A Search in the Books or any Order or Decree, for every year, *five pence.*
 Entry of all Attachments and Proclamations, for each Person, *Seven Pence half penny.*
FOR All Rules of Court to Answer, Reply, produce Witnesses, and for Publication, &c. for each, *Seven pence half Penny.*
 Entry of all Rules of the like nature, by consent, *Fifteen Pence.*
 Entry of all Amerciaments, *Fifteen Pence.*
 Entry of all Appearances, in Contempt, *three Shillings.*
 All Bills of Cost, for want of a Bill filed in time, *Seven pence half penny.*
 Entry of all Dismissions, for want of Replications, by the general Rules, *fifteen pence.*
 All Copies of Attachments, Proclamations, Commissions of Rebellion, Rules, &c. for each *Seven pence half penny.*
 Entry of all Demurers or Pleas, *fifteen pence.*

The Clerks Fees.

Every Attachment with a Proclamation, *fourteen Shillings.*
 Every Superedeas for the Discharge of any Commission, or other Writ, *Eight shillings.*
 Every Superedeas of Priviledge *pro Venientibus et Rediuntibus ad vel Cancellaria, fifteen Shillings.*
 Every special Certiorari *ad procedendum Corpus cum Causa* or *Habeas Corpus, Eight Shillings.*
 Every Bail upon every Writ of *Corpus cum Causa* or matter of Priviledge *Two shillings and six pence.*
 All manner of Certiorari's or Proceedendo's of course, *Two shillings and six pence.*

All first, second or other Copies of all Bills, Answers, or other Pleadings whatsoever as also of all Certificates and Examinations made or taken by virtue of any Commission out of this Court, and of the Interrogatories there-with returned; and also of all Declarations or Pleadings by *English* Bill, or according to the course of the Common Law; and for Copies of Records, Rolls or Evidences brought to be copied, or remaining in the said Court, for every leaf of paper containing fifteen lines, and six words in a line, *Nine pence.*

Of every Client, for every Term the Cause is in Agitation, the Termly Fee, *four Shillings.*

If there be Twenty Plaintiffs in the Bill, or more, they all pay but one Fee for one Term; but for every three Defendants, accounting the Husband and Wife but for one person, there is the Fee of *four shillings.* But every Term afterwards, during the continuance of the same, there is only the Fee of *four shillings* a Term to be paid for all the Defendants that appeared in any Term or Vocation before, in the same Cause.

Engrossing every Bill, in Chancery hand, where an Answer is to be made by Commission, for every leaf, as aforesaid, *One shilling and six pence.*

Every Commission of Rebellion, *Twelve shillings.*

Every Commission to take an Answer or examine Witnesses, *Eight shillings.*

Every special Commission, upon Order of the Court, *Twelve shillings.*

Every Writ of Execution, upon an Order, *Eight shillings.*

Drawing and Enrolling of every Decree and Dismission, *forty Shillings.*

Every Writ of Execution upon a Decree, after the Rate of every Skin, *Thirty five shillings.*

Drawing and Engrossing every Injunction, *Sixteen shillings.*

Every Subpoena, *Eight Shillings.* If more than one person, for every

person more, *Ten pence.*

Every Attachment, *Eight Shillings.*

Filing every Bill, Answer, Replication, Rejoinder, or other Pleadings, *Two shillings and six pence.*

Entering Rule to Answer in the Rule Book, Copy thereof, and serving the same on the Defendants Clerk, *five shillings and six Pence.*

A Writ *ne Exeat Provinciam*, *Twelve shillings.*

Every Certificate that Pleadings are filed, Costs of Contempt paid, or other Matter necessary to be Certified, *Two Shillings & Six Pence.*

The Examiner's Fees.

Examination of every Deponent, *Ten Shillings.*

Certifying of any Deed or other Writing shewed to the Deponent at his Examination, *Three shillings.*

Copies of Depositions, for every sheet containing Fifteen Lines, *Fifteen*

Pence.

The Exemplification of Depositions, *per sheet*, as aforesaid, *One shilling*

and Eight Pence.

The Examining of all Copies as are to be given in Evidence, *Twelve*

shillings.

The Examination of every Person abroad, *Twelve shillings.*

The Councils Fees.

Retaining Fee in every Cause, *Twenty five shillings.*
 Peruling and signing Bill, Answer, Plea, Demurer, or any other
 special Pleadings, Interrogatories or Exceptions, *Twenty five Shillings.*
 Every Motion of course, *Twelve shillings.*
 Every special Motion, *Twenty five shillings.*
 Arguing every Plea, Demurer, &c. *Two Pound ten shillings.*
 Arguing before a Master, upon Exception, or any other Matter, *Twenty
 five Shillings.*
 Arguing before the Chancellor, upon a Petition, *Twenty five Shillings.*
 Arguing upon Hearing of every Cause, *Three Pound Fifteen shillings.*
 Councils Fee upon special Matters, where their Advice is necessary, and
 not herein before provided for, to be allowed at the Discretion of a
 Master.
 The Attorney General, as King's Council, to be allowed one fourth part
 more than other Councils in Matters wherein the King is concerned.

The Solicitors Fees.

Retaining Fee in every Cause, *Seventeen shillings and six Pence.*
 Drawing of every Affidavit of Service, of a Subpoena, or other
 common Affidavit, *Four shillings.*
 Every Copy thereof, *two shillings.*
 Drawing every Bill, Answer, Plea, Demurer, Interrogatories, &c. in
 Chancery, *per sheet*, each sheet containing six Words in a Line, and Fifteen
 Lines in a sheet, *Fifteen Pence.*
 Every Copy thereof, *per sheet*, as aforesaid, *Seven Pence half Penny.*
 Bagrossing the same, *per sheet*, as aforesaid, *Fifteen Pence.*
 Solicitors Fee every three Months, *Eight shillings.*
 Drawing every common Petition, *Four shillings.*
 Copy thereof, *Two shillings.*
 Drawing every special Petition, *per sheet*, *Three shillings Six Pence.*
 Every Copy thereof, *per side*, *One shilling and eight Pence.*
 Drawing every special Affidavit, *per sheet*, *Three shillings Six Pence.*
 Copy thereof, *per side*, *One shilling and eight Pence.*
 Fee for Attending, in getting every Petition Answered, *Eight shillings.*
 Attending upon every Hearing upon a Petition, *Eight shillings.*
 Attending the Court upon every common Motion, *Four shillings.*
 Upon every Special Motion, whereon is an Argument, *Eight shillings.*
 Copy of every Order *per side*, *One shilling and eight Pence.*
 Serving the same, *Four shillings.*
 Giving Notice of and Attending the Examination of every Witness, either
 before Examiner or Master, *Four shillings.*
 Drawing Instructions to the Examiner or Master, *Six shillings.*

The Abbreviating every Bill, Answer, and all other Proceeding and Depositions, *per sheet*, containing, as aforesaid, *Three Pence half penny*.
 Drawing Brief for Council, *per sheet*, close writ, *Six shillings and six Pence*.
 Copy thereof, *per sheet*, *Three shillings*.
 Attending the Court upon every Hearing upon every Argument or Demurer, *Seventeen Shillings and six pence*.
 Attending the Register upon drawing every Decretal Order, *Eight shillings*. Copy of every Order upon a Reference to a Master, *per side*, *One shilling and Eight Pence*.
 Serving the Master there-with, *Four Shillings*.
 Attending the Master upon every Summons, *Eight shillings*.
 Drawing Charge, Discharge, or other Matters, before the Master, *per side*, *One shilling and eight Pence*.
 Attending the Master to file the same, *Four shillings*.
 Drawing every Bill of Cost, to be Taxed, *per side*, *Four Shillings*.
 Drawing the Masters Report, *Six Shillings and six Pence*.
 Fee in Attending for the Report, *Eight Shillings*.
 Drawing Notice of every Motion, Copy thereof and Service, *Four Shillings*.
 The Solicitor General to have the same as other Sollicitors, and one fourth part more in Causes that concern the King.

The Sheriffs Fees.

FOR

A Attachment for Contempt, *Five Shillings*.
 Bond thereon, *Five shillings*.
 Attachment with Proclamation, *Twelve Shillings*.
 Writ of Rebellion, *Seventeen Shillings and six Pence*.
Ne Exeat, *Eight Shillings*.
 Bond thereon, *Five Shillings*.
Scire facias, *Five Shillings*.
 Execution not exceeding **One Hundred Pounds**, *Fifteen Pence*
per Pound.
 Every Pound over **One Hundred Pounds**, *Ten Pence*.
 On an Extent for Impannelling a Jury to Inquire, and Attending and drawing up the Inquisition, *Twenty five Shillings*.
 Writ of Possession, *Seventeen shillings and six Pence*.
 Writ with *Posse Comitatus*, *Thirty five Shillings*.
 Return of every Writ, *Two Shillings and six Pence*.
 Every Mile Travelling from his Abode, *Ten Pence*.
 Discharge of every Person committed, *Ten Shillings*.
 All Services, not here mentioned, **One Fourth Part more than in the Supreme Court.**

The

The Serjeant at Arms Fees.

FOR

Taking a Prisoner into his Custody, *Seventeen Shillings and six Pence*
 Mileage, for each Mile going and coming, *Seven pence half penny.*
 Every Day a Prisoner remains in his Custody *Five & six Pence.*
 The Return of an Order, *Ten Pence.*
 Notice to the Officers of the Time of Courts sitting, for every Motion
 then made, *Ten Pence.*
 Every Hearing, *Two shillings and six Pence.*
 Serving every Summons to attend a Master, *Ten Pence.*
 Every Person in Contempt, before being Discharged of his Contempt,
 shall, besides all other Fees, pay to the Serjeant at Arms *five Shillings*
and six Pence.
 The Service of every Subpoena within Twenty Miles of *Perth-Amboy* or
Burlington, besides Travelling, *Three Shillings.*
 Every Mile going and coming, *Seven pence half Penny.*
 And if any Person will employ him to serve Subpoena's at farther
 Distance, then for every Mile further *Five Pence.*

And it is hereby farther Ordained, That all and every Officer and Officers, Person or Persons that shall at any time hereafter Exact, Demand or Ask any greater or other Fee, for or in respect of any the Services herein before mentioned, other than such which now are, or which at any time hereafter shall, by the Authority aforesaid, be Established and Allowed for them, shall be liable to be Suspended and Turned out of his said Office or Offices, and be liable to such other Fines and Punishments as the Utmost Rigour of the Law can Inflict.

*By Order of his Excellency
 in Council,*

W. Burnet.

Ja. Smith, Secry.

Enclosed is a Bill of the same nature as the former one, and is to be read in the next Council.

The Abreviating every Bill, Answer, and all other Proceeding and Depositions, *per sheet*, containing, as aforesaid, *Three Pence half penny.*

Drawing Brief for Council, *per sheet*, close writ, *Six Shillings and six Pence.*

Copy thereof, *per sheet*, *Three Shillings.*

Attending the Court upon every Hearing upon every Argument or Demurer, *Seventeen Shillings and six pence.*

Attending the Register upon drawing every Decretal Order, *Eight Shillings.* Copy of every Order upon a Reference to a Master, *per side*, *One Shilling and Eight Pence.*

Serving the Master there-with, *Four Shillings.*

Attending the Master upon every Summons, *Eight Shillings.*

Drawing Charge, Discharge, or other Matters, before the Master, *per side*, *One Shilling and eight Pence.*

Attending the Master to File the same, *Four Shillings.*

Drawing every Bill of Cost, to be Taxed, *per side*, *Four Shillings.*

Drawing the Masters Report, *Six Shillings and six Pence.*

Fee in Attending for the Report, *Eight Shillings.*

Drawing Notice of every Motion, Copy thereof and Service, *Four Shillings.*

The Solicitor General to have the same as other Solicitors, and one fourth part more in Causes that concern the King.

The Sheriffs Fees.

A Trachment for Contempt, *Five Shillings.*

Bond thereon, *Five Shillings.*

Attachment with Proclamation, *Twelve Shillings.*

Writ of Rebellion, *Seventeen Shillings and six Pence.*

Ne Exeat, *Eight Shillings.*

Bond thereon, *Five Shillings.*

Scire facias, *Five Shillings.*

Execution not exceeding One Hundred Pounds, *Fifteen Pence per Pound.*

Every Pound over One Hundred Pounds, *Ten Pence.*

On an Extent for Impannelling a Jury to Inquire, and Attending and drawing up the Inquisition, *Twenty five Shillings.*

Writ of Possession, *Seventeen Shillings and six Pence.*

Writ with *Posse Comitatus*, *Thirty five Shillings.*

Return of every Writ, *Two Shillings and six Pence.*

Every Mile Travelling from his Abode, *Ten Pence.*

Discharge of every Person committed, *Ten Shillings.*

All Services, not here mentioned, One Fourth Part more than in the Supreme Court.

The