Senate of the last General Assembly a list of the names of such persons as, according to the returns, shall have been elected to either branch of the General Assembly; and it shall be the duty of said Clerk and Secretary to place the names of the Representatives and Senators elect, so furnished, upon the roll of the House and of the Senate respectively, and those Representatives and Senators whose names are so placed by the clerk and secretary, respectively, in accordance with the foregoing provisions, and none other, shall be competent to organize the House of Representatives or Senate. Nothing in this act shall be construed to conflict with article thirty-four of the Constitution of the State.

SEC. 57. Be it further enacted, etc., That should any of the returning officers named in this act be candidates for any office at any election, he shall be disqualified to act as returning officer for that election, and a majority of the remaining returning officers shall summon some respectable citizen to act as returning officer in place of the one so disqualified.

SEC. 58. Be it further enacted, etc., That any civil officer or other person who shall assume or pretend to act in any capacity as a commissioner or other officer of election, to receive or count votes, to receive returns or ballot-boxes, or to do any other act toward the holding or conducting of elections, or the making returns thereof in violation of or contrary to the provisions of this act, shall be deemed guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the Penitentiary for a term not to exceed three years nor less than one year, and by a fine not exceeding three hundred nor less than one hundred dollars.

SEC. 59. Be it further enacted, etc., That any person or persons who shall obstruct, hinder, or by violence or threats of violence, abusive language, or other species of intimidation, interfere with a Supervisor of Registration or Commissioner of Election, or with any person or persons duly appointed to execute the orders of the Supervisor of Registration or Commissioners of Elections, in the discharge of their duties, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding three hundred dollars nor less than one hundred dollars, and by imprisonment for a period not exceeding three months nor less than one month.

SEC. 60. Be it further enacted, etc., That any person or persons who shall counsel, aid, connive at, abet, encourage or participate in any riots, tumults, acts of violence, intimidation, or armed disturbance at or near the office of any Supervisor or Assistant Supervisor of Registration on any day of registration or revision of registration, or at or near any poll or voting place on any day of election, shall be deemed guilty of a felony, and on conviction thereof shall be punished by a fine not exceeding five hundred dollars, nor less than one hundred dollars, and by imprisonment in the Penitentiary for a period not exceeding two years, nor less than six months.

SEC. 61. Be it further enacted, etc., That any person who shall register or cause to be registered his name, or that of any other person, as a legal voter in violation of law, or vote, or induce or cause another to vote in violation of the laws, or of the constitutional provisions in such cases made and provided, shall be deemed guilty of a felony, and on conviction thereof, shall be punished by a fine of not more than five hundred dollars nor less than one hundred dollars, and by imprisonment in the Penitentiary for a period not less than one year nor more than three years.

SEC. 62. Be it further enacted, etc., That any person or persons who shall purchase or cause to be purchased the registration papers or certificate of registration of any person duly registered according to law, shall be deemed guilty of a felony, and on conviction thereof, shall be punished by a fine not exceeding five hundred dollars nor less than one hundred dollars, and by imprisonment in the Penitentiary for a term not less than one year nor more than three years.

SEC. 63. Be it further enacted, etc., That any person who shall vote or attempt to vote on any false or fraudulent paper or certificate of registration, or upon any paper or certificate of registration, issued to a person other than the one voting, or attempting to vote on said paper or certificate of registration, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by a fine not exceeding five hundred dollars nor less than one hundred dollars, and by imprisonment in the Penitentiary for a term not less than one year nor more than three years.

SEC. 64. Be it further enacted, etc., That any person who shall induce by offer of reward, by threats of violence, or otherwise, any person to vote, or attempt to vote, on any false or fraudulent paper or certificate of registration, or upon any papers or certificate of registration belonging to a person other than the one voting or attempting to vote on said paper or certificate of registration, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by a fine not exceeding five hundred dollars nor less than one hundred dollars, and by imprisonment in the Penitentiary for a period not exceeding three years nor less than one year.

SEC. 65. Be it further enacted, etc., That any person who shall vote or attempt to vote more than once at the same election shall be deemed guilty of a felony, and, upon conviction thereof, shall be punished by a fine of not less than one hundred dollars and by imprisonment in the Penitentiary for a term of not less than three years.

SEC. 66. Be it further enacted, etc., That it shall be the duty of any commissioner of election to forthwith arrest any person who shall vote or attempt to vote more than once and commit him to the Parish Prison, and to immediately file an information against such person with the District Attorney or District Attorney pro tem., whose duty it shall be to prosecute such person before the proper court, and, upon his failure so to do, the Attorney General shall appoint some attorney to prosecute such person, and also to prosecute such District Attorney or District Attorney pro tem. for such failure. Any Supervisor of Registration, Commissioner of Election, District Attorney, or District Attorney pro tem. who shall refuse neglect, or fail to comply with the provisions of this section of this act shall be deemed guilty of a misdemeanor in office, and upon conviction thereof shall be removed from office and punished by a fine of not less than one hundred dollars and imprisonment for not less than three nor more than six months.

SEC. 67. Be it further enacted, etc., That any person who shall by threats of discharge from employment, of withholding wages, or of proscription in business, influence or attempt to influence any voter in the casting of his vote at any election, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than five hundred dollars, one-half of which shall go to the informer and the other half to the school fund of the parish, and by imprisonment in the Parish Prison, for not less than three months.

SEC. 68. Be further enacted, etc., That any person who shall discharge from his employment any laborer, employe, tenant or mechanic who shall have been working for such person under contract, written or oral, for a specified time, before such time shall have expired, or who shall withhold from any laborer, employe, tenant or mechanic any part of the wages due to such laborer, employe, tenant or mechanic on account of any vote which such laborer, employee, tenant or mechanic has given or purposes to give, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not less than one hundred dollars, one-half of which shall go to the informer and the other half to the school fund of the parish in which the offense was committed, and by imprisonment in the Parish Prison for not less than three months.

SEC. 69. Be it further enacted, etc., That any person who shall molest, disturb, interfere with, or threaten with violence any Commissioner of Election or person in charge of the ballot-boxes while in charge of the same, between the time of the close of the polls and the time that said ballot-boxes are delivered to the Supervisor of Registration, shall be deemed guilty of a felony, and, upon conviction thereof, shall be punished by a fine of not less than five hundred dollars or by imprisonment in the Penitentiary not less than one year, or both at the discretion of the court.

SEC. 70. Be it further enacted, etc., That any person not authorized by this law to receive or count the ballots at an election, who shall during or after any election and before the votes have been counted by the Supervisors of Registration disturb, displace, conceal, destroy, handle or touch any ballot after the same has been received from the voter by the Commissioner of Election, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars, or by imprisonment for not less than six months, or both at the discretion of the court.

SEC. 71. Be it further enacted, etc., That any person not authorized by this law to take charge of the ballot-boxes at the close of the election who shall take, receive, conceal, displace or in any manner handle or disturb any ballot-box at any time between the hour of the closing of the polls and the transmission of the ballot-box to the Supervisor of Registration, or during such transmission, or at any time prior to the counting of the votes, shall be deemed guilty of a felony, and, upon conviction thereof, shall be punished by a fine of not less than five hundred dollars, or by imprisonment in the Penitentiary not less than one year, or both at the discretion of the court.

SEC. 72. Be it further enacted, etc., That if any person shall by bribery, menace, willful falsehood, or other corrupt means, directly or indirectly attempt to influence any elector of this State in giving his vote or ballot, or to induce him to withhold the same, or disturb or hinder him in the free exercise of the right of suffrage at any election in this State, he shall, on conviction thereof, be deemed guilty of a misdemeanor, and be fined not more than five hundred dollars, and be imprisoned in the Parish Prison for a term not exceeding six months, and shall also be ineligible to any office in this State for the term of two years.

SEC. 73. Be it further enacted, etc., That it shall be unlawful for any person to carry any gun, pistol, bowie knife or other dangerous weapon, concealed or unconcealed, on any day of election during the hours the polls are open, or on any day of registration or revision of registration, within a distance of one-half mile of any place of registration or revision of registration; any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine of not less than one hundred dollars, and by imprisonment in the parish jail for not less than one month: provided, that the provisions of this section shall not apply to any commissioner or officer of the election, or supervisor or assistant supervisor of registration, police officer or other person authorized to preserve the peace on days of registration, or election.

SEC. 74. Be it further enacted, etc., That no person shall give, sell or barter any spirituous or intoxicating liquors to any person on the day of election, and any person found guilty of violating the provisions of this section shall be fined in a sum of not less than one hundred dollars, or more than three hundred dollars, which shall go to the school fund.

SEC. 75. Be it further enacted, etc., That whoever, knowing that he is not a qualified elector, shall vote or attempt to vote at any election, shall be fined in a sum not to exceed one hundred dollars, to be recovered by prosecution before any court of competent jurisdiction.

SEC. 76. Be it further enacted, etc., That whoever shall knowingly give or vote two or more ballots folded as one at any election, shall be fined in a sum not to exceed one hundred dollars, to be recovered by prosecution before any court of competent jurisdiction.

SEC. 77. Be it further enacted, etc., That whoever, by bribery or by a promise to give employment or higher wages to any person, attempts to influence any voter at any election, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not les than one hundred dollars, and by imprisonment in the Parish Prison for not less than three months.

SEC. 78. Be it further enacted, etc., That whoever willfully aids or abets any one, not legally qualified, to vote or attempt to vote at any election, shall be fined in a sum of not less than fifty dollars, to be recovered by prosecution before any court of competent jurisdiction.

SEC. 79. Be it further enacted, etc., That whoever is disorderly at any poll or voting place during an election, shall be fined in a sum not less than twenty dollars, to be recovered by prosecution before any court of competent jurisdiction.

SEC. 80. Be it further enacted, etc., That whoever shall molest, interrupt or disturb any meeting of citizens assembled to transact or discuss political matters, shall be fined in a sum not less than fifty dollars, to be recovered by prosecution before any court of competent jurisdiction.

Any sheriff, constable or police officer present at the violation of this section shall forthwith arrest the offender or offenders, and convey him or them, as soon as practicable, before the proper court.

SEC. 81. Be it further enacted, etc., That the court imposing any fine, as directed in sections seventy-four, seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine and eighty of this act, shall commit the person so fined to the Parish Prison until the fine is paid: provided that said imprisonment shall not exceed six months.

SEC. 82. Be it further enacted, etc., That in cases where any oath or affirmation shall be administered by any Supervisor of Registration, Assistant Supervisor of Registration or Commissioner of Election in the performance of his duty as prescribed by law, any person swearing or affirming falsely in the premises shall be deemed guilty of perjury, and subjected to the penalties provided by the law for perjury.

SEC. 83. Be it further enacted, etc., That the Governor shall take all necessary steps to secure a fair, free and peaceable election; and shall, on the days of election, have paramount charge and control of the peace and order of the State, over all peace and police officers, and shall have the command and direction in chief of all police officers, by whomsoever appointed, and of all sheriffs and constables in their capacity as officers of the peace.

SEC. 84. Be it further enacted, etc., That to defray the expenses of the next revision of registration, and of the next general election, there is hereby appropriated out of any funds in the treasury not otherwise appropriated, the sum of fifty thousand dollars ($50,000), or so much thereof as may be necessary.

SEC. 85. Be it further enacted, etc., That all laws or parts of laws contrary to the provisions of this act, and all laws relating to the same subject matter are hereby repealed, and that this act shall take effect from and after its passage.

(Signed) MORTIMER CARR,
Speaker of the House of Representatives.
(Signed) OSCAR J. DUNN,
Lieutenant Governor and President of the Senate.

Approved March 16, 1870.
(Signed) H. C. WARMOTH,
Governor of the State of Louisiana.

A true copy:
GEO. E. BOVEE,
Secretary of State.

No. 98.

AN ACT

To define and regulate the cost of the Clerks, Sheriffs, Recorders and Notaries Public throughout the State of Louisiana, and providing forfeitures and penalties for overcharging or failing to perform their duties, and the mode of collecting their fees.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the clerks of the District Courts throughout the State shall be entitled to demand and receive the following fees of office, and no more; and that they shall not be entitled to charge any other fees of office than those specially set forth therein, for any services as clerks which they may be required to render: For indorsing, registering and filing petition, for all, ten cents. For indorsing, registering and filing answer, for all, ten cents. For issuing citation, with copy of same, with certificate and seal on each, fifty cents, one charge for both. For issuing attachment, with copy of same, with certificates and seals on both, one dollar, one charge for both. For issuing fieri facias, with seal, fifty cents. For issuing writ of seizure and sale, with seal, one dollar.

For issuing writ of sequestration, with copy of same, with certificates and seals, one dollar, one charge for both.

For issuing writ of certiorari, with copy of same, with certificates and seals, one dollar, one charge for both.

For issuing writ of injunction, with copy of same, with certificates and seals, for each party enjoined, one dollar, one charge for both.

For issuing writ of habeas corpus, and copy with certificate and seal, one dollar, to be charged in civil cases only. No charge to be made by either the clerk or sheriff in criminal cases.

For issuing writ of mandamus and copy of the same, with certificates and seals, one dollar, one charge for both.

For issuing writ of distringas and copy of same, with certificates and seal, one dollar, one charge for both.

For issuing subpena *duces tecum* and copy, with certificates and seal, one dollar, one charge for both.

For issuing subpena for witness and copy of same, with certificates and seal, twenty-five cents; when more copies than one may be issued, ten cents for each additional copy with certificate and seal.

For issuing writ of possession and copy of same, with certificates and seal, one dollar, one charge for both.

For each writ directing partition to be made, and copy of same with certificate and seal, fifty cents, one charge for both.

For issuing notice of judgment, and copy of same, with certificate and seal, twenty-five cents. For every continuance of a case from one term of court to a subsequent term, to be charged but once at each term, ten cents.

For issuing citation of appeal, and copy of same, with certificate and seal, fifty cents, one charge for both.

For issuing attachment to bring persons into court, or for contempt of court, and copy of the same, with certificates and seal, fifty cents, one charge for both.

For issuing *venire facias* in each case in which a jury may be prayed for in the District Court, to be charged but once in each case, twenty-five cents.

For swearing jury, twenty-five cents.

For swearing each witness, five cents.

For entering final judgment, no matter how many parties to the suit, to be charged but once in each case, fifty cents. For every order of court entered on the minutes of the court, in any case, except herein otherwise provided for, regardless of the number of parties to the suit, fifteen cents.

For filing and registering returns on all writs or papers filed in a suit, five cents, except as herein otherwise provided.

For affixing certificate and seal of court to all other copies, records or documents other than those herein specified, twenty-five cents.

For notice to creditors of insolvents to attend meeting, and copies thereof, with certificates and seal, ten cents.

For taking and filing bond in all cases when required by law, fifty cents.

For registering and recording all deeds of conveyance of property sold by Sheriffs, for each hundred words, ten cents, and twenty-five cents for the certificate of record, to be charged but once.

For entering satisfaction of judgment when required to do so in the original judgment, fifty cents.

For issuing commissions to take testimony of witnesses or answer to interrogatories, with certificate and seal, fifty cents.

For recording the petition, answer and judgment in each case, five cents for each one hundred words, and twenty-five cents for the certificate of record with seal.

For every confession of judgment, when no papers are issued by the clerk, for all his services in such case, fifty cents, and no more shall be allowed, except for recording the petition, answer and judgment as hereinabove provided. For issuing letters of appointment or confirmation of tutor, curator, administrator or executor, with copy of the same with certificate and seal, fifty cents, and for every additional copy thereof, with certificate and seal, twenty-five cents.

For issuing writ or decree or judgment, ordering or assessing estimates, fifty cents. For affixing certificate and seal to any act requiring one or both, twenty-five cents, not otherwise herein provided for. For taking down testimony in probating will and writing up the necessary orders and decrees, twenty-five cents for each hundred words.

For taking down testimony in all cases in court, ten cents for each hundred words. For recording probate proceedings, as required by law, five cents for each one hundred words.

For recording all proceedings required by law to be recorded by the clerk, not herein otherwise provided for, five cents for each hundred words. For copies of all acts, required to be made out by the clerk, not otherwise provided for herein, ten cents for each hundred words, and twenty-five cents for the seal and certificate thereto. For making record or transcript of appeals to the Supreme Court, ten cents for every hundred words, and twenty five cents for the certificate and seal, and no more.

That the clerks of the District Courts shall have authority to grant marriage license, and shall be entitled to a fee of two dollars, which shall include the bond license and recording the same with certificate of marriage.

SEC. 2. Be it further enacted, etc., That the Sheriffs throughout the State shall be entitled to demand and receive the following fees of office and no more, to wit: For every conservatory writ issued in civil cases, two dollars, including the return of the writ.

For serving citation and petition defendant and return, two ($2) dollars; for serving on each subpena on each witness and return fifty (50) cents; for keeping personal property under attachment, or otherwise legally in the hands of the Sheriffs, to be fixed by the court after notice to the parties or their attorneys to the suit; for taking and assigning bond in all cases, civil or criminal, when by law the Sheriff is required to take bond, one ($1) dollar.

For making an actual levy on property under an execution, and return of money made without sale, two ($2) dollars and mileage; for return of execution, no property found one ($1) dollar and mileage; for levying executions or order of seizure and making sale, for the first five hundred dollars, two per cent; for each one hundred dollars, over the first five hundred to one thousand dollars, one per cent; for all sums after the first one thousand dollars, one-half of one per cent; provided that no percentage shall be allowed to the Sheriff on any moneys made on such executions or order of seizure over and above the amount coming to the party causing the execution or order of seizure to issue; and in this case no allowance shall be made for the process verbal of sale or the return on the writ; for each conveyance of land sold under execution or order of seizure and sale, whether including one or more adjudications, two dollars; for serving writ of distringas and return, two dollars; for serving summons for contempt and bringing the party into court, one dollar; for empanneling and calling petit jury in civil cases, two dollars; and in criminal cases, one dollar; for serving venire for petit jury, in civil cases only, to be charged but once in each case, and only in cases in which a jury is called, one dollar; and in criminal causes fifty cents shall be allowed for each summons to a juror; for serving a writ of habeas corpus and return, two dollars, in civil cases—no charge to be made in criminal cases; for notifying creditors of insolvent debtors to attend meetings, each twenty-five cents; for attendance in the Supreme Court, five dollars per day.

For attendance on the District and Parish Court, five dollars per day, to be paid on the warrant of the judges of such courts, out of the parish treasury, except in the parish of Orleans.

For keeping and maintaining prisoners in jail, per day sixty cents, and for receiving in and discharging from the Parish Prison, one dollar shall be allowed; the Sheriff shall also be allowed the actual cost received for fuel, lights, necessary clothing for the prisoners and repairs to prison, upon the approval of the District Judge.

For executing any person sentenced to capital punishment, to be paid by the parish, fifty dollars.

For serving any order of court not otherwise provided for, fifty cents.

For advertising any sale made by the Sheriff, when done in writing, and posting up the same, for each offering, ten cents for each hundred words, and twenty-five cents for posting them up.

The Sheriffs, Coroners and constables, the parish of Orleans excepted, shall be entitled to receive ten cents for every mile they may actually and necessarily travel, in going to and returning from the service of any process, and in no case shall mileage be allowed for a greater distance than the place of residence of the person on whom the process was served, and when the return of such services is illegal or erroneous, no charge shall be made therefor.

The Sheriffs shall be allowed a commission on all sums under five hundred dollars, of two per cent, and one per cent on all sums above five hundred dollars, collected by them under a writ of fieri facias, or order of seizure or other writ, when made without a sale.

That the Sheriffs throughout the State shall be entitled to demand for transportation of prisoners, for mileage, ten cents for each mile which they may necessarily travel, both in going and returning, and for the expense of each prisoner conveyed as aforesaid, he shall receive five cents per mile for going only.

That no sum shall be paid for any services as specified in the preceding paragraph, unless his account shall name the prisoners so conveyed, and when certified by the Judge as regards the distance, shall be paid on the warrant of the Judge of the court sentencing the prisoners.

That the distance for which Sheriffs are to be paid is to be computed from the jail of the parish from which the prisoner was removed to the jail or penitentiary in the State to which the Sheriff was ordered to conduct such prisoners, and where they did actually deliver them.

SEC. 3. Be it further enacted, etc., That the Clerks and Sheriffs are required to keep constantly posted up in their offices, copies of this fee bill, certified by the Judge; and on failure to comply with this section, they shall be subject to a fine of fifty dollars per week for the benefit of the parish, to be recovered by the Police Jury before any court of competent jurisdiction.

SEC. 4. Be it further enacted, etc., That the Sheriffs throughout the State shall, whenever they return a paper or process of any kind into court or the Clerk's office, endorse thereon the specified items of fees claimed by them that may have accrued on the process or paper and in default thereof, or if such fees are overcharged, the same shall be forfeited and the Sheriff forever be barred from collecting the item of fees so omitted or overcharged.

SEC. 5. Be it further enacted, etc., That whenever a Clerk or Sheriff shall retire from office, he shall cause to be filed in the case and with the proceedings in which he may be entitled to costs, within thirty days, specific bills of their fees, and in default thereof, or if any item should be overcharged, the whole of the costs in the case in which the overcharge is made shall be forfeited, and such Clerk or Sheriff forever barred from collecting the same; and in the event of the death of the Clerk or Sheriff, his legal representative must have this requirement attended to on pain of the forfeiture herein stipulated, and he shall be responsible to the estate for any loss resulting from such neglect or forfeiture. That the cost of the Clerk, Sheriff, witnesses fees, cost of taking depositions and copies of acts used on the trial, and all other costs which the court may legally allow in any case shall be taxed as costs.

SEC. 6. Be it further enacted, etc., That the Clerks of the Court shall indorse upon or annex to all writs of execution and orders of seizure issued by him, specific bills of cost.

SEC. 7. Be it further enacted, etc., That before the Clerk shall file any suit in the District Court, the party applying to file such suit shall deposit with the Clerk ten dollars, and before the Clerk shall file any suit in the Parish Court, the party applying to file such suit, shall deposit with the Clerk five dollars, and the filing of the suit shall be evidence that such sum has been paid and deposited with the Clerk, that such sums shall be held by the Clerk to pay the costs of the Clerk and Sheriff in such cases, the Clerk retaining one-half, and the other half to be paid over to the Sheriff as fast as his fees accrue until the amount to which he is entitled is exhausted, and the Clerk shall be liable under his bond for the proper appropriation of said amount.

That the Clerks and Sheriffs shall be entitled to collect the residue of their costs in every case, every six months, that is all the costs due them on the first day of January of each year, shall be considered on that day due and collectable, and all the costs due on the first day of July of each year, shall be then due and collectable. That the costs shall be collected as follows: The Clerk or Sheriff shall make out a specific bill of their respective costs due and collectable, and shall swear to the correctness of the same, and that the same is due, and such cost bills shall be presented to the Judge of the Court in which the case was filed or is pending, who shall examine the same, and if he shall find them correct, he shall approve the same, and on which cost bill so approved, the Clerk shall issue execution against the principal and security for costs, and the same shall be collected by the Sheriff as on other executions, and the security for costs shall not be entitled to the plea of discussion. Execution shall not be issued in any such bill of costs until ten days after such bill of costs shall have been demanded by the Sheriff or his deputy, of the principal or security, which demand shall be made to appear by a return to that effect on said bill of costs, made and signed by the Sheriff or his deputy; Provided, That in cases where there has been a written confession of judgment signed at or before the filing of the suit, the party filing the same shall not be required to deposit more than the costs for the confession of judgment and recording proceedings as is provided for by this act; and provided further, that if, at or before the time of filing the suit, there has been a written waiver of service of citation and petition, the party filing the suit shall be required to deposit only five dollars, if in the District Court, and two dollars and fifty cents if in the parish court, to be disposed of as required in the first part of this section; and provided further, that if any part of the money so deposited remains after paying the taxed costs of suit, accrued at the date of rendering the final judgment in the case, the same shall be returned to the party originally depositing it.

SEC. 8. Be it further enacted, etc., That it shall be the duty of the clerk of the court to take good security for the cost in every case where the costs are not paid in advance, before filing the suit.

SEC. 9. Be it further enacted, etc., That no person shall be bound to pay any costs or fees until the officer claiming the same shall deliver to the person against whom the fees may be charged, an explicit fee bill, stating in detail the separate items of such fees, signed with the officer's name in full officially, and on payment the officer shall be bound to give a receipt on said fee bill, if so required; that the amount required to be deposited on filing the suit, by the provisions of this act, shall be credited by the clerk and sheriff on their bills of costs in the case, and for the overplus, if any, execution shall issue when it becomes necessary to issue execution therefor.

SEC. 10. Be it further enacted, etc., That the recorders and notaries public shall be entitled to demand and receive at the time the services may be performed, the following fees of office, and no more, and that they shall not be entitled to charge for any other services they may perform or be required to perform as recorders or notaries public: For writing original acts of any kind, including recording the same, per hundred words, twenty cents. When an act notarial in form is written out by some other party and passed before the recorder or notary public as a notarial act, the fees shall be twenty-five cents for passing the act, and ten cents for every hundred words for recording the same; for every necessary certificate and seal to every notarial act, twenty-five cents; and no notarial act shall have more than one certificate and seal; for making copies of all official documents, ten cents for every hundred words; for certificate and seal to every copy, twenty-five cents; for proving up an act under private signature, twenty-five cents; for recording an act under private signature, ten cents for every hundred words, and twenty-five cents for the certificate and seal showing the recording thereof; for certificates of mortgages, with seal, one dollar, and for every hundred words after the first four hundred, twenty cents; for cancelling mortgages, with certificate and seal thereof, one dollar; the parties in the notarial act may, by written clause in the act, dispense with the certificate of mortgage required by article three thousand three hundred and twenty-eight of the Civil Code, and, in such cases, the recorder or notary public shall not be entitled to charge for such certificate; for fixing seals on effects of deceased persons, two dollars; for swearing each appraiser or expert, twenty-five cents; for recording acts passed before other notaries public, ten cents for every hundred words, and twenty-five cents for the certificate and seal; provided, there is not over one certificate and seal; for making inventories of successions or other property out of office, fifty cents per hour, provided not more than twelve hours per day shall be charged, together with twenty cents per hundred words for the process verbal of the inventory, and recording it, and twenty-five cents for the certificate and seal thereon; for making inventories in office there shall only be charged twenty cents for every hundred words for taking and recording the same, and twenty-five cents for the certificate and seal; for making partitions, twenty cents for every hundred words, including recording the same, and twenty-five cents for the certificate and seal.

SEC. 11. Be it further enacted, etc., That it shall be the duty of the recorder or the notary public, if required by the person having the services performed, as described in the foregoing section of this act, to give a detailed fee bill, receipted, to such person, on his paying the fees for all services performed, which shall be evidence of payment.

SEC. 12. Be it further enacted, etc., That if any clerk, sheriff, recorder or notary public in the State shall presume to demand and collect any other or greater fees than are particularly and specially herein set forth, he shall be deemed guilty of a misdemeanor, and, on conviction thereof, his office, from the date of conviction, shall be deemed vacant, ipso facto, and be filled as provided by law for filling vacancies in such offices; and he shall be decreed, in addition, to refund any amount he may have collected in excess of his legal fees, and be further fined in the sum of not less than fifty nor more than one hundred dollars for each overcharge, at the discretion of the court, for the use of the parish. This fine may be sued for by the Police Jury of the parish, or any person aggrieved, for the use of the parish, independent of the prosecution for misdemeanor, in any court having jurisdiction; but the fine shall not be assessed but one in each case, and the civil suit shall not bar the criminal proceeding provided for in this section.

SEC. 13. Be it further enacted, etc., That all laws or parts of laws in conflict with or contrary to the provisions of this act, be and the same are hereby repealed.

SEC. 14. Be it further enacted, etc., That this act shall take effect from and after its passage.

(Signed) MORTIMER CARR,
Speaker of the House of Representatives.
(Signed) OSCAR J. DUNN,
Lieutenant Governor and President of the Senate.

A true copy:
GEO. E. BOVEE,
Secretary of State.

NOTE BY THE SECRETARY OF STATE.—The foregoing act having been presented to the Governor of the State of Louisiana for his approval, and not having been returned by him to the House of the General Assembly in which it originated, within the time prescribed by the constitution of the State of Louisiana, has become a law without his approval.

AUCTION SALES.

By C. E. Girardey & Co.

VALUABLE RIVER FRONT PROPERTY

IN ALGIERS, OPPOSITE NEW ORLEANS,

Well adapted for Ship Yards and Warehouses.

THOMAS HASSAM vs. MRS. LOUISE B. ANderson, Administratrix, etc., et al.

SUIT IN PARTITION.

Fourth District Court for the Parish of Orleans—

No. 23,716.

BY C. E. GIRARDEY & CO., AUCtioneers—Nicholas J. Hoey, Auctioneer—Office No. 17 Exchange place.—SATURDAY, April 23, 1870, at twelve o'clock M., at the Merchants and Auctioneers' Exchange, on Royal, between Canal and Customhouse streets—

ONE LOT OF GROUND, together with the improvements thereon, at the corner of Dryades and Calliope streets, in the First District of this city, and in the square comprised within Dryades, Calliope and Harmony streets and Triton walk, measuring 35 feet front on Dryades street, by a depth and front on Calliope street of 90 feet.

The improvements on this lot consist of two two-story brick buildings. The one at the corner of Dryades and Calliope is used as a dwelling above and store beneath, having a large room on the first floor and two rooms on the second floor, and two-story brick back buildings, cisterns, etc., and is rented for fifty dollars per month.

The one adjoining is used as a dwelling, having two rooms on the first floor and two rooms on the second floor, and two-story brick back buildings, cisterns, etc., and is rented for thirty-five dollars per month.

Terms—Purchaser to assume the payment of a mortgage note without interest, falling due twenty-second February, 1871; for the balance, one-third cash, the balance in one and two years, by notes bearing special mortgage on the property and eight per cent interest from date until paid, with the five per cent clause for attorney's fees in case of suit to recover payment of the notes. The buildings to be kept insured and policy transferred to vendor.

Act of sale, together with United States revenue stamps, at the expense of the purchaser, before Andrew Hero, notary public. mh16

By S. Guinault.

SUCCESSION OF LOUIS DECOUDREAUX—

No. 19,481.

BY S. GUINAULT, AUCTIONEER—Office corner of Exchange alley and Bienville street.—SATURDAY, April 23, 1870, will be sold, at twelve o'clock M., at the St. Charles Auction Exchange, St. Charles street, between Common and Gravier streets, by virtue of an order from the Honorable the Second District Court for the parish of Orleans, dated March 15, 1870—

A LOT OF GROUND, situated in the Third District of this city, in this parish, between this city and the Bayou St. John, near the junction of Gentilly and Bayou roads, making part of the property heretofore known as Green's brick yard, in square comprised between Aubry, Galvez, Oreily and Miro streets, which lot of ground is designated as lot No. 2 of square No. 48, on a plan drawn by L. Bringier, on the twenty ninth of August, 1835, annexed to an act passed, in the office of Carlile Pollock, late a notary public of this city, under date of July 13, 1836. Said lot measuring 31 feet front on Aubry street, by 120 feet deep, French measure, together with the dependencies thereof.

Terms—One-half cash, and the balance at a credit of one year from the day of sale, in a note drawn by the purchaser to his own order and by him endorsed bearing eight per cent interest per annum from date till paid, and made payable one year after date at the domicil of the Bank of America, in this city, secured by vendor's privilege and mortgage on the property sold, the purchaser paying lawyer's fees at ten per cent in case judicial proceedings should become necessary to recover the amount of said note.

Act of sale, before Joseph Cuvillier, notary public, at the expense of purchaser, including United States stamps. mh16 24 31 ap7 14 23

By H. W. Palfrey.

SALE AT AUCTION OF THE MODEL BARGE

"TRY AGAIN."

BY H. W. PALFREY, AUCTIONEER.—Will be sold on FRIDAY, March 25, 1870, at twelve o'clock, at the St. Charles Auction Exchange, by virtue of an order of the honorable Probate Court for the parish of St. Tammany, dated February 4, 1868, for account of the succession of James Jay, to pay debts—

The Model Barge "TRY AGAIN," in good order, at the New Basin.

Terms of sale—Cash on the spot. mh15 19 20 25

AUCTION SALES.

By J. B. Walton.

LARGE LOT OF GROUND, ON LAFAYETTE STREET, BETWEEN BASIN AND FRANKLIN STREETS.

SUCCESSION OF JULIUS REINECKER.

BY J. B. WALTON, AUCTIONEER—Office No. 162 Common street.—On SATURDAY, April 23, 1870, at twelve o'clock M., at the St. Charles Auction Exchange, by virtue and in pursuance of an order of the Honorable Louis Duvignaud, Judge of the Second District Court for the parish of Orleans, dated the fifteenth day of March, 1870, court docket No. 33,040, will be sold, for account of the above named succession, the following described property, to wit—

A CERTAIN LOT OF GROUND, with the buildings and improvements thereon, situated in the First District of this city, in the square bounded by Lafayette, Fordras, Franklin and Basin streets, designated by the No. 5, on a plan made by Louis H. Pilie, City Surveyor, dated the twenty-fourth day of November, 1869, deposited in the office of Charles E. Fortier, late a notary public. Said lot of ground measures 42 feet 7 inches 5 lines front on Lafayette street, by a depth of 180 feet, between parallel lines, American measure. On this lot there is a small frame building, sheds, etc.

Terms—One-half cash in United States Treasury notes, the balance in a note at one year, bearing eight per cent interest per annum from date until paid, with the clause of non-alienation at five per cent attorney's fees in case of suit to recover payment of the note. The purchaser having the privilege of paying the whole of the purchase price in cash if he deems it proper to do so. The taxes of the year 1869 to be paid by the purchaser.

Act of sale before E. G. Gottschalk, notary public, at the expense of the purchaser, including United States revenue stamps required by law. mh18 20 27 ap3 10 17 23

By J. Dejan, Jr.

HORSES AND MULES.

Great Sale of Elegant Saddle and Harness Horses, Work Mules, Buggies and Harness, at Auction.

BY J. DEJAN, JR., AUCTIONEER—Will be sold on TUESDAY, March 22, 1870, at half-past ten o'clock, at P. Liner's stables, Gravier street—

Fine Saddle and Harness HORSES, in pairs and single; fine plantation and city MULES, etc.

Also, elegant top and open BUGGIES, HARNESS, SADDLES, etc.

Terms—Cash in United States treasury notes. ce8

HOUSEHOLD FURNITURE, PIANOS AND Office Furniture at Auction.

BY J. DEJAN, JR., AUCTIONEER—Office and ware-rooms No. 135 Gravier street.—Will be sold on MONDAY, March 21, 1870, at 11 o'clock A. M., M., at his new Auction Mart No. 123 Gravier street, corner Carondelet—

Household Furniture of every description, Pianos, Office Furniture; also, new goods per arrival of steamer every week.

Terms—Cash in United States Treasury notes. jy1

By B. J. Montgomery.

FURNITURE—FURNITURE.

BY B. J. MONTGOMERY, AUCTIONeer.—Will be sold, every TUESDAY, THURSDAY and SATURDAY, at the Old Auction Mart, 87 Camp street, and every MONDAY, WEDNESDAY and FRIDAY, at No. 15 Camp street, adjoining the Old Auction Mart, at eleven o'clock—

A general assortment of new and second-hand FURNITURE, such as Rosewood, Mahogany and Walnut Bedsteads, Armoire, Bureaus, Washstands, Parlor Furniture, Marble-Top Centre Tables, Carpets, French Plate Mirrors, Mattresses, Cooking Stoves, etc.

ALSO,

A large invoice of Cottage Beds, Cane and Wood-seat Chairs, etc.

Terms—Cash. ja28

HORSES AND MULES.

IMPORTANT SALE OF FINE HORSES AND Mares, Mules, Buggies, Harness, etc., at auction.

BY B. J. MONTGOMERY, AUCTIONeer.—Will be sold on TUESDAY, March 22, 1870, at half-past ten o'clock, at the spacious Stables, 213 and 215 Gravier street—

Elegant SADDLE AND HARNESS HORSES and MARES, in pairs and single.

CITY AND COUNTRY MULES.

—ALSO—

Top and Open BUGGIES, BAROUCHES, HARNESS, etc.

Terms—Cash in United States Treasury notes. ce10

By J. B. Walton.

WITHOUT RESERVE.

ELEGANT MANSION ON CANAL STREET

AND THREE LOTS OF GROUND CORNER

OF MARAIS STREET, in the First District,

late residence of Thomas P. May, Esq.

AND

THE SUPERB AND COMPLETE ASSORTMENT OF HOUSEHOLD FURNITURE OF THE ESTABLISHMENT.

BY ORDER OF THE SOLICITOR OF THE TREASURY and for account of the United States Government.

BY J. B. WALTON, AUCTIONEER—Office No. 162 Common street.—TUESDAY, May 31, 1870, at twelve o'clock M., at the St. Charles Auction Exchange, in the basement rotunda of the St. Charles Hotel, by order of the Solicitor of the Treasury, and for account of the United States Government, will be sold by auction, to the highest bidder, the following described valuable property, to wit—

THAT ELEGANT RESIDENCE situated at the corner of Canal and Marais streets, First District, built by Mr. Armand Heine, for his own occupation, and subsequently owned and occupied by Thomas P. May, Esq. The buildings are of modern construction and architecture, and contain all the conveniences and improvements in use in the best dwellings of the present day. They embrace spacious halls, drawing rooms, parlors, dining saloon, library, bed rooms, closets, baths, servants' apartments, etc., all finished in the best style, without regard to cost.

The property embraces three lots of ground in the square bounded by Canal, Claquet, Marais and Villere streets, designated by the