

[Act No. 1680, August 12, 1907]

AN ACT PROVIDING FOR THE APPOINTMENT BY PROVINCIAL GOVERNORS OF BAILIFFS IN COURTS OF FIRST INSTANCE AND IN THE COURT OF LAND REGISTRATION, AND AMENDING ACTS NUMBERED ONE HUNDRED AND THIRTY-SIX, AND ONE HUNDRED AND NINETY AND FOUR HUNDRED AND NINETY-SIX, AS AMENDED.

By authority of the United States, be it enacted by the Philippine Commission, that:

SECTION 1. Section sixty-one of Act Numbered One hundred and thirty-six, entitled "An Act providing for the organization of courts in the Philippine Islands," is hereby amended so as to read as follows:

SEC. 61. *Officer of the Court of First Instance.*—The officer of the Court of First Instance to serve its process and enforce good order in and about the court room shall be the governor of the province in which the court is hold, or his deputy, and the governor is hereby authorized to designate, for the purpose of attending the sessions and enforcing good order in and about the court room, a provincial guard or a member of the municipal police of the town in which the court is held, or, if none such is available, to appoint, a bailiff at a salary not to exceed twenty-five pesos per month, to be paid from the appropriation for the judiciary, for such time as the court may be in session in said province. In the city of Manila the officer of the Court of First Instance shall be the sheriff or his deputy."

SEC. 2. Section seven hundred and eighty-nine of Act Numbered One hundred and ninety, entitled "An Act providing a Code of Procedure in Civil Actions and Special Proceedings in the Philippine Islands," as amended by section one of Act Numbered Six hundred and forty-two and section one of Act Numbered Sixteen hundred and forty-seven. is hereby amended so as to read as follows:

SEC. 789. *Governors, sheriff and oilier persons serving process.*—For executing process, preliminary and final judgments, and decrees of any court, for each mile of travel in the service of fees and mileage, process, reckoned from the place of service to the place to which the process is returnable, six cents: for serving an attachment against the property of defendant, one dollar, together with a reasonable allowance to be made by the court for expenses, if any, necessarily incurred in caring for 'property attached; for arresting each defendant, fifty cents: for serving summons and copy of complaint for each defendant, one dollar; but if the complaint exceeds three hundred and fifty words, then for each additional one hundred words, five cents; but in special proceedings, testamentary or administrative, where several members of a family residing at the same place are defendants, the fee for each defendant shall be fifty cents; for serving subpoenas, for each witness served, ten cents besides travel fees; for each copy of any process necessarily deposited in the office of the registrar of deeds, five cents for each one hundred words, but not less than fifty cents in each ease: for taking bonds or other instruments of indemnity or security for