

SEC. 8. Full faith and credit shall be given to all the protestations, attestations and other instruments of publication of all Notaries Public now in office, or hereafter to be appointed under the provisions of this act.

Faith to be given to protests, etc.

Notaries Public to take acknowledgments of deeds. Bound vol., p. 179, vol. 1841-2.

CHAP. XLVI.—An Act relating to Interest.

SEC. 1. That any rate of interest which persons may agree upon, not exceeding twelve per centum per annum, shall be legal and valid: *Provided*, That upon all bills of exchange, promissory notes, contracts, debts or demands, wherein the rate of interest is not otherwise specified, it shall be computed at seven dollars, for the giving day of payment on the sum of one hundred dollars for one year, and after that rate for a greater or less sum, or for a longer or shorter time: *Provided further*, That no bank or corporation, except where it is otherwise provided by their charter, shall recover or take, directly or indirectly, more than seven per centum interest for any sum or sums of money loaned.

Rate of interest allowed by agreement.

When no agreement.

SEC. 2. If any person or corporation shall take, accept or receive, for giving day of payment upon any bill of exchange, promissory note, contract, debt or demand, a greater rate of interest than is herein before limited, such person or corporation shall forfeit three times the amount of the excess, to be recovered with costs of suit, in the name of the person or persons so paying any excess of interest, in an action of assumpsit, before any court having competent jurisdiction: *Provided*, That the suit is commenced within one year from the day of payment of such excess of interest.

Penalty for taking greater interest than allowed.

SEC. 3. This act shall take effect from and after its passage.

Act to take effect.

CHAP. XLVII.—An Act respecting marks and brands for horses, cattle, sheep and hogs.

SEC. 1. That it shall be the duty of the Clerks of the County Commissioners, in each county, on the application of any person, resident in the county, to record a description of the marks or brands with which such person may be desirous of marking his horses, cattle, sheep or hogs; but the same description shall not be recorded for more than one resident of the same township.

Clerks to record marks, etc.

SEC. 2. If any person shall wilfully mark any of his horses, cattle, sheep or hogs, with the same mark or brand previously recorded by a resident of the same township, and while the same mark or brand shall be used by him, the person so offending shall forfeit for every such offence, five dollars, to be recovered by action of debt before any justice of the peace, in the name and for the use of the person whose mark or brand shall be used; and if any person shall wilfully mark or brand the horses, cattle, sheep or hogs of any other person with his own brand or mark, the person so offending, shall forfeit for every such offence, to the person injured, ten dollars, to be recovered by action of debt, before any justice of the peace, in the name and for the use of such person; and if any person shall wilfully destroy or alter any mark or brand upon any cattle, horses, sheep or hogs, the property of another.

Penalty for using mark of another, etc.