

Case No. 4,045.

IN RE DOWNING.

[3 N. B. R. 741 (Quarto, 181);¹2 Chi. Leg. News, 313.]

District Court, E. D. Missouri.

May 3, 1870.

BANKRUPTCY—ADVERTISEMENTS OF SALES.

Rule as to the legal rate of charges for printing advertisements of sale of real estate by order of the court.

I, Lucien Eaton, one of the registers of said court in bankruptcy, do hereby certify that in the course of the proceedings in said cause before me, the following question arose pertinent to the said proceedings; to wit: The assignee presented for my signature a check for one hundred and sixty-six dollars and fifty cents, in favor of Geo. Knapp & Co., for printing an advertisement of sale of real estate under the order of the court. The notice contained five and 15-100 folios each, and was printed thirty-six times. At the rate allowed by the statute of 26th February, 1853, this would amount to thirty-seven dollars. The statute alluded to says, that printers shall be allowed "for publishing any * * * notice * * * required by * * * the lawful order of any court * * * in any newspaper, forty cents per folio for the first insertion, and twenty cents for each subsequent insertion." I am aware of no other statute in force on this subject. For the reason that it seemed plainly a case within the statute, I felt constrained to withhold my signature till the opinion of the court should be had, which I now request for my guidance. Lucien Eaton, Register.

TREAT, District Judge. The computation is to be in accordance with the following rule: Each square of eight lines, first time, \$1.00; each subsequent insertion, per square, \$.50

DOWNING, In re. See Case No. 12,212.

¹ [Reprinted from 3 N. B. R. 741 (Quarto, 181), by permission.]