

in actual use and occupation for the foregoing purposes and from which any income or revenue was derived should be subject to taxation, except where exempted by law for State purposes.

The building situate on Fifth street is used exclusively as a place in which to keep the books of the library company, and those held by it under the trusts aforesaid, and such few pictures and curiosities as have become its property by gift. It has never been used for any purpose yielding income or pecuniary profit of any kind to anyone, but has always been actually used, occupied and enjoyed for the purposes of an association or institution of learning, as contemplated by the charter.

The building and premises on Fifth street, so occupied, being properly used and necessary for the occupancy and enjoyment of said institution or association, is and always has been exempt from the payment of taxes under the general laws and Constitution of this Commonwealth, whereby it is able to devote its entire income to literary and charitable purposes.

VIII. Apart, however, from the fact that the complainant is exempted from taxation by the law of the land, it has been especially exempted by the department of municipal government having exclusive cognizance of such matters, to wit, the Board of Revision of Taxes for the County of Philadelphia. The following is a copy of the said exemption, as appearing on the books of said board:—

“Fifth street, east side, N. E. corner Library.

“Philadelphia Library Company.

“2-story building, 74 x 88. \$60,000.

**“EXEMPT.”**

IX. By the act creating the said Board of Revision, approved the fourteenth day of March, A. D. 1865, it is provided that they shall have power to revise and equalize the assessments by raising or lowering the valuations, either in

