

city of Philadelphia; and the said board were also authorized to affix the seal of the city of Philadelphia to their official certificates.

X. By virtue of the foregoing acts of Assembly and the various supplements thereto, the complainant is advised and believes, and so avers, that as the decision of the said Board of Revision has not been appealed from in the manner provided in the said statutes, the same is now conclusive as to the matters therein contained, and cannot be disregarded by any other branch of the municipal government, or by any person claiming to act under authority thereof.

XI. The defendant is the Collector of Delinquent Taxes for the city of Philadelphia, appointed by virtue of an act of the legislature, approved the twenty-fourth day of March, 1870, wherein it was provided that the Receiver of Taxes of the city of Philadelphia should appoint a person for the purpose of collecting all delinquent taxes due and owing to the said city; and it was further provided that the compensation of the said collector should be five per cent. upon the amount so as aforesaid collected by him.

XII. The complainant is informed and believes that the defendant, assuming to act under authority of the last-mentioned act of the legislature, is about to proceed against the complainant as a delinquent taxpayer, as to this particular property, for the payment of taxes from which it is and always has been exempt. And the defendant further threatens and intends to proceed to the enforcement and collection of the said tax, averring and pretending that the said act of 1874 is unconstitutional and void, and that the Board of Revision aforesaid have no power or authority to exempt the property of the complainants from the payment of taxes; the contrary whereof the complainant is advised and submits to the court. And the complainant avers that the whole of the building and property which it is proposed to charge with such taxes is an institution of learning and charity, which was founded,

