

And be it further Enacted by the Authority a^d by and with C. P. the Advice and Consent a^d That Every Justice of Peace in this province in his proper County And Every Navall Officer and Collector in or out of his District and Every Constable or Constables in his or their Sevⁿ and respective hundreds and Every Church Warden or Church Wardens in his or their Sevⁿ and respective Parishes by Vertue of their Offices and this Act may Lawfully seize such Goods and things as they find Imported Contrary to this Act And if any private person being none of the Officers a^d shall Discover any such Goods or things so Unlawfully Imported he shall Informe the next Justice of the Peace who is hereby Enjoyned and Comanded under the Penalty of One thousand pounds of Tob^o to be forfeited to the Use a^d to Direct a precept to the next Constable or Constables of such Hundred where such things are Supposed to be Concealed thereby Comanding at the request of such Informer to make search for such things as a^d Unlawfully Imported where such Informer shall Direct and the same having found to Seize and secure for the Use of his Maj^{ty} and Informer a^d and the same to keep for ten days in which time p. 6 if the Owner thereof or the pson in whose pssession found doe not Cause the same to be replevied and find Sufficient Securitys to returne the Goods if it be found they were Unlawfully Imported then the Officer that Seized them shall Deliver the said Goods to the Sher who is hereby Enjoynd to make Saile of them for the Use of his Maj^{ty} and the Informer or Seizer.

And be it further Enacted by the Authority a^d that the Onus probandi shall be on the part of him that Causes the same to be replevied to make it appear in any Court of Record in this province that such things Seized as a^d are not Lyable to Seizure as a^d which if he doe he shall be quitt and Carry his Goods away but if he doe not the Seizer shall have Judgm^t to have the Goods and things by him soe Seized Returned one halfe thereof to be Delivered to the Informer and the Other halfe to remaine in the Custody of the Sher. for the Kings use.

Provided that the said Act or anything therein Contained shall not Extend or be Construed to Extend to any horse or p. 7 Horses brought into this province by Travellers for their Own use only and not Intended for saile nor to any pson or psons that shall remove themselves into this province with their ffamily in Order to Settle here nor to Comanders of any of his Maj^{ty}s Ships of Warr in purchaseing or Importing bread beer fflower or any manner of English or Indian Graine Towards the Supplying their said Vessells and not Otherwise Anything in the a^d Act to the Contrary Notwithstanding.