

C H A P.
XLII.

of maintaining a Magazine as aforesaid (until the Time of their late Majesties King *William* and Queen *Mary* taking this Province under their immediate Protection) did convert to his own Use, to the Impoverishing of the Country, and Defraud of the Public, and being incapacitated of complying with what by the said Act for the said Moiety of Two Shillings per Hoghead is required.

* This Act of 1671, *ch. 11*, was continued 1674, *ch. 1*, for and during the natural Life of the Right Honourable *Charles Calvert*, Esq; Son and Heir apparent of the Right Honourable *Cacilius*, then Lord Baron of *Baltimore*, and again continued 1676, *ch. 3*, in the First Year of the Dominion of the Right Honourable *Charles Lord Baltimore*, for and during the Life of the Honourable *Cacilius Calvert*, Esq; Son and Heir of the said Right Honourable *Charles*, &c. in case he survived his Lordship.

One Shilling Sterling per Hoghead, for all Tobaccos shipped for Exportation, to be paid to the Queen, her Heirs and Successors for the Support of Government.

II. *Be it therefore Enacted, by the Queen's most excellent Majesty, by and with the Advice and Consent of her Majesty's Governor, Council, and Assembly of this Province, and the Authority of the same*, That the said One Shilling per Hoghead, for the defraying the Charges of Government aforesaid, as well for such Ships or Vessels as have already Cleared before the making of this Act, as for such remaining in this Province, be raised, levied, collected and paid, unto our Sovereign Lady the Queen's most excellent Majesty, her Heirs and Successors, for the Support of her Government, for the Time being, in and over this her Majesty's Province aforesaid, and the Territories to the same belonging, for every Hoghead, and Quantity of an Hoghead of Tobacco, which hath been, for and during the Time aforesaid, or which hereafter shall be, at any Time shipped in any Ship or Vessel, to be exported out of this Province, or any the Territories, Islands, Ports, Rivers, Creeks, or Places thereunto belonging, as aforesaid.

To be paid by the Master of every Ship, &c. before Clearance and Departure.

Such Masters, at their first Arrival, and before taking any Goods on board, to give Security for Payment thereof.

III. *And be it further Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid*, That the said Duty and Imposition shall be, from Time to Time, paid and satisfied by the Master or Masters of every such Ship or Vessel respectively, in which any such Tobacco shall be exported, upon his or their Clearing, and taking out his or their Dispatch or Dispatches, for every such respective Ship or Vessel, and before the Departure of such Ship or Vessel, coming into this Province, shall at their first Arrival here, and before their loading on board any Goods or Commodities of the Growth, Production, or Manufacture of this Province, give good and sufficient Security to his Excellency, or to the Officer thereunto especially appointed, for the Payment of the said Duty or Imposition accordingly.

His Lordship's Right by a former Law, or Obligation to account for Arrears, &c. to be no way affected by this Act.

IV. *Provided always*, and it is the true Intent and Meaning hereof, That this Act, nor any Thing herein contained, shall be adjudged, construed, reputed or taken (any thing herein expressed to the contrary notwithstanding) to disannul, or make void, his Lordship's Right to the other Moiety of the said Two Shillings per Hoghead, to be paid in Consideration of his Rents and Alienation Money in Tobacco at Two Pence per Pound, during the Term of his natural Life (but that the same be kept, and hereby preserved to his Lordship, in as full and ample Manner as by the said Law is expressed, or intended) or in the least to discharge his Lordship of receiving the Rents aforesaid, at Two Pence per Pound, as by the said Act is enjoined, during also the Term of his natural Life. Nor to discharge his Lordship from accounting for the Arrears of the One Shilling per Hoghead, for supporting the Government, and providing Arms and Ammunition; but that he be obliged to all the aforesaid Matters and Things, as fully and strongly, as if the said Law were in full Force.

Masters of Ships, &c. at the Time of clearing out, shall make Oath,

V. *And be it further Enacted by the Authority aforesaid*, That every Master of a Ship or Vessel as aforesaid, at the Time of his Clearing, shall upon Oath, declare the Quality and Quantity of his Loading: And that the Naval Officer, by the Governor aforesaid appointed, for the Time being, shall, and is hereby