

410 to be employed toward maintaining a Constant Magazine & Defaying other  
Publike & necessary Charges of the Government And Whereas former Assembly  
upon strict Inquiry made into the Premises did find his said Lordship had not  
only been deficient & at small Charges & Expens in maintaining a Magazine  
as aforesaid but that this Province hath been obliged to defray all Publike Charges  
arising for the Support of Government by way of an Equal Assessment upon the  
Inhabitants thereof the several Provinces in the aforesaid Act to the  
Contrary notwithstanding And Whereas also his said Lordship the aforesaid  
Moyety of two Shillings per Hogshead under protest of maintaining a  
Magazine as aforesaid (untill the time of their late Majesty King William and  
Queen Mary taking this Province under their immediate Protection) did  
convert his own due to the impoverishing of the Country & being utterly unable  
of complying with what by the said Act for the said of two Shillings per  
Hogshead is required —

Be it therefore Enacted by the Queens most Excellent  
Majesty by & with the Advice & Consent of her Majesty's Governour Councill  
and Assembly of this Province And the Authority of the same that the said  
one Shilling per Hogshead for the defaying the Charges of Government aforesaid  
as well for such Ships or Vessells 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 Queens most Excellent Majesty her Heires  
and Successors for the Support of Government for the time being in and over this her  
Majesties Province aforesaid and the Territories ~~thereof~~ <sup>being</sup> to the same Colon-  
izing for every Hogshead and Quantity of an Hogshead of Tobacco which  
hath been for and during the time aforesaid or hereafter shall be at any time  
shipped in any Ship or Vessel to be exported out of this Province or any the  
Territorial Islands Ports Rivers Creeks or Places thereunto belonging as  
aforesaid —

And be it further Enacted by the Authority aforesaid with  
the Advice and Consent aforesaid that the said Duty & imposition shall be  
from time to time paid & 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 or 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 & before the  
loading on board any Goods or Commodities of the growth Production or  
Manufacture of this Province give good sufficient Security for his Excellency or  
to the officer thereunto especially appointed for the Payment of the said  
Duty or imposition accordingly —

Provided always that it is the true Intent and Meaning hereof that  
this Act nor anything herein contained shall be adjudged construed reputed or  
taken (anything herein expressed to the contrary notwithstanding) to disannul  
or make void his Lordships Right to the other Moyety of his said two Shillings  
per Hogshead to be paid in Consideration of his right & qualification of Money  
in Tobacco at two pence per Pound during the Term of his Natural life  
(but that the same be kept & thereby preserved to his said 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 Right aforesaid at two pence per pound  
as by the said Act is Enjoyed during also the Term of his Natural life Nor to  
(Discharge)