

by Action of Debt, Bill, Complaint, Information, or Indictment, to his sole and separate Use as aforesaid, to be made a Part of the Judgment of the Court, upon such Conviction against such Offender.

Magistrates to search suspected Places, on Information made.

Places excepted from such Search.

What is to be done with trashy Tobacco, when found.

*And be it further Enacted,* That as often as any Magistrate shall be informed by any credible Person, on Oath, or Affirmation if a Quaker, that he suspects and verily believes some trashy or unmerchantable Tobacco is or shall be in any particular Tobacco-House, Storehouse, Warehouse, Barn or other Outhouse, Ship, or other Vessel, Inclosure, or other Place whatsoever, it shall and may be lawful to and for such Magistrate, and he is hereby authorized and required, immediately upon such Information as aforesaid, either to raise and compell Assistance, and to proceed himself, or by Warrant under his Hand and Seal, directed to such Informer singly, or with others jointly and severally, or to any other Person or Persons jointly and severally, thereby authorizing and directing him or them to compell Assistance and to proceed forthwith to such or any other such suspected Place as aforesaid, and there quietly enter it (except such House or Place be on the Plantation where such trashy or unmerchantable Tobacco shall appear, by the Oath, or Affirmation if a Quaker, of the Owner, or of any other credible Person, to have been made, or on some other Plantation belonging to such Person who made such Tobacco; and also except Inspecting-Houses, and other Houses used by Inspectors for the convenient carrying on and Execution of the Inspection-Laws), if the Person having the Care of such Place be present, and will immediately permit such Entry, or if the Party having the Care of such Place be not then present, or being present will not permit such Entry, then to enter forcibly, into such or any other such suspected Place, and there to search for any such Tobacco as aforesaid; and the same being found, to take, remove and carry away, not only such Tobacco as the said Search is, or shall be particularly made for, but also all such trashy or unmerchantable Tobacco as shall be then there found, to the next Inspecting-House, by such Officer or Officers aforesaid; and in Case neither of the Inspectors attending that House shall happen to be present, then the said Magistrate, or Warrant Officer or Officers, or one of them shall be, and he or they are hereby authorized and required to summons one or both of the said Inspectors immediately to attend at such Warehouse: And it is hereby declared to be the Duty of such Inspectors or Inspector immediately to attend upon such Summons accordingly, and such Inspectors or Inspector so attending, shall search, view, and examine such Tobacco; and if upon such View, Search, and Examination, the said Tobacco or any considerable Proportion thereof, shall appear to him or them to be such as he or they are by an Act entituled, *An Act for amending the Staple of Tobacco, for preventing Frauds in his Majesty's Customs, and for the Limitation of Officers Fees*, obliged, as Inspectors, to pass; that then the same or such Part thereof, shall be by him or them in all Respects treated, dealt with, and managed, as other Tobacco by them passed is, by the aforesaid and other Acts of Assembly relating to the Inspection of Tobacco, directed; the Party owning or claiming such Tobacco paying or allowing to the Warrant Officer or Officers after the Rate of one Shilling Current Money, for every hundred Pounds of such Tobacco as shall as aforesaid pass Inspection, for carrying the same to such Inspecting-House; which Rate or Proportion the Inspectors are hereby authorized and required to demand and receive of the Person who claims such Tobacco, before they permit the same to be taken out of the Inspecting-House; and which Rate or Proportion, after the Receipt thereof as aforesaid, shall be by the said Inspectors paid to such War-

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