

Magistrate is hereby authorized and required to administer), " That such Tobacco so taken under Carriage, was at such Time carrying to be inspected at some Inspecting-Houle, agreeable to the Laws of this Province." Such Proof shall exempt the Person so carrying, or Owner or Claimer of such Tobacco, from the Penalties, other than the Loss and Burning of such trashy Tobacco.

Penalty on Persons attempting to rescue trashy Tobacco when seized.

And be it further Enacted, That if any Person or Persons, shall remove any Tobacco which shall be stopped or seized as aforesaid, other than such Person or Persons who shall so seize the same, or some other by his or their Order, or who shall rescue or attempt to rescue any Tobacco, which shall be so stopped and seized as aforesaid; such Person or Persons so offending, shall forfeit and pay fifteen Pounds Current Money for every Hogshead or Parcel of Tobacco, so removed, rescued, or attempted to be rescued as aforesaid, to be recovered in the Court of the County, where such Offence shall be committed, or the Party or Parties reside, by Action of Debt, Bill, Plaint, or Information, wherein no Essoyn, Protection, Wager of Law, or more than one Imparance shall be allowed, for the Use of the Person or Persons making such Seizure as aforesaid.

Of Persons sued for putting this Act in Execution.

And be it further Enacted, That if any Person or Persons shall be sued, prosecuted, or impleaded for any Matter or Thing, by him, her, or them done, pursuant to, and in Execution of this Act; such Person or Persons so sued, prosecuted, or impleaded, shall be at Liberty to plead the General Issue, and give this Act and the special Matter in Evidence; and if the Plaintiff or Informer shall be Nonsuit, discontinue his Suit, or a Verdict be had against him, then, and in either of these Cases, the Defendant or Defendants shall not only be acquit thereof, but shall by Judgment recover against such Plaintiff or Informer treble Costs.

Proviso.

Provided always, and it is hereby Enacted and Declared, That every Information to be made in Pursuance of this Act, shall be made within three Months, next after the Offence committed, and not after.

Continuance of this Act.

This Act to continue until the first Day of *December*, which shall be in the Year of our Lord God, One thousand seven hundred and fifty three.

An Act continuing an Act entituled, An Act for the more effectual Punishment of certain Offenders, and for taking from them the Benefit of Clergy.

An Act continued.

BE it Enacted by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That the above-mentioned Act entituled, *An Act for the more effectual Punishment of certain Offenders, and for taking from them the Benefit of Clergy*, made at a Session of Assembly begun and held at the City of *Annapolis*, the twenty-sixth Day of *April*, Seventeen hundred thirty and seven, be and is hereby continued, and shall remain and be in full Force for and during the Term of three Years next ensuing, and to the End of the next Session of Assembly which shall happen after the End of the said three Years.

Continuance of this Act.

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