

commander, a citizen of this or some one of the United States, and mariners or seamen, belonging to and shipped on board such vessel for the voyage, three fourths of whom shall be citizens of this state, or registered as such, or citizens of some of the United States.

Masters of vessels intending to take tobacco, to make the same known, &c.

XII. And be it enacted, That every master or commander of any vessel intended to take tobacco on board for exportation out of this state, shall make known such intention to the naval officer of the district in which such vessel shall be entered, or with whom such vessel is intended to be cleared, and the master or commander, or chief mate, of such vessel, shall each, before receiving any tobacco on board, make oath, or affirmation, as the case may be, before the said naval officer, that he will not receive, or permit to be received, on board the vessel of which he is master, commander or mate, any tobacco not inspected and passed agreeably to the directions of this act, or allowed to be exported by this act, and the master or commander clearing out such vessel shall, at the time of clearance, deliver to the naval officer, on oath, or affirmation, as the case may be, as required by the eleventh section of the act, entitled, An act respecting the commerce of this state, to prevent frauds in the customs, and to direct the duty of naval officers, and to regulate the conduct of masters and mariners of merchant vessels, three fair manifests in writing, signed by such master or commander, which shall contain the name of the port or place where the tobacco in such manifest mentioned shall be taken on board, the name of the vessel and the tonnage thereof, and a true account of all the tobacco laden on board such vessel, with the number of hogsheds containing the same, and the tare and net weight contained in each particular hogsheds, together with the marks and numbers stamped or branded on each hogsheds, with the name of the person by whom shipped, and from what warehouse; and no such vessel shall be cleared out unless such oath or affirmation has been made, and manifest delivered, as above directed; and the naval officer shall, at the time of clearing such vessel, deliver to the master or commander thereof one of the said manifests, certified and attested by him, under his hand and seal of office, and annexed to the clearance of such vessel, and on the said manifest shall be endorsed the oath or affirmation of the master or commander of such vessel, testifying the truth of such manifest, and which oath or affirmation shall be made on or before the clearing such vessel, before the said naval officer, and certified by him, or before some judge or justice of the peace, or before the consul (if any) of the kingdom or state for which such vessel shall be cleared; and the said naval officer shall transmit one of the said manifests to the governor and the council, and the third he shall keep in his office.

XIII. And, to encourage the manufacturing tobacco within this state, and the export thereof, Be it enacted, That any tobacco manufactured in this state, (that is, spun, cut, or shag, for chewing or smoking, or made into snuff,) may be exported out of this state free of all duty, provided the person desiring to export any of the said species or kinds of manufactured tobacco, shall deliver to the naval officer of the district in which such manufactured tobacco shall be laden for exportation, a manifest thereof, in which shall be expressed the number and marks of the case or package, and the weight of the tobacco, and the species thereof, with an oath or affirmation of the owner, or of some credible person, endorsed on the manifest, to the truth thereof, and that the tobacco therein expressed was actually manufactured within this state; provided no case or package of such tobacco shall contain above two hundred pounds weight.

Manufactured tobacco may be exported duty free, &c.

XIV. And, whereas under pretence of removing tobacco for inspection, the same hath often been put on board vessels for exportation out of this