

Penalty that whosoever shall import contrary to this Act any the Things aforesaid shall loose and forfeitt the same One half to her Majesty her heires and Successors for the Support of the Government of this province the other half to him or them that shall Seize or give Information of the same whereby they may be seized.

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And be it further Enacted by the Authority aforesaid by and with the Advice and Consent aforesaid that every Justice of peace in this Province in proper County and every Navall Officer and Collector in or out of his District and every Constable or Constables in his or their Severall and respective Hundred and every Church Warden or Church Wardens in his or their severall and respective Parishes by vertue of their Offices and this Act may lawfully Seize in the Day time such goods and things as they find imported contrary to this Act And if any Private person being none of the Officers aforesaid shall discover any such Goods or things so unlawfully imported he shall inform the next Justice of the peace who is hereby injoynd and Comanded under the penalty of one Thousand pounds of Tobacco to be forfeited to the use aforesaid to direct a precept to the next Constable or Constables of such Hundred where such things are Supposed to be Conceald thereby Comanding at the request of such Informer to make Search for such things as aforesaid unlawfully imported where such Informer shall direct And the same having found to seize and secure for the use of her Majesty and Informer aforesaid And the same to keep for tenn days In which Time if the Owner thereof or person in whose possession found do not cause the same to be replevin'd and find sufficient Securitys to return the Goods If it be found they were unlawfully imported then the Officer that seized them shall deliver the said Goods to the Sheriff who is hereby Injoynd to make sale of them for the use of her Majesty and the Informer or Seizer.

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And be it further enacted by the Authority aforesaid that the Onus probandi shall be on the part of him that Causes the same to be replevin'd to make it appear in any Court of Record in this Province that such things seized as aforesaid are not lyable to seizure as aforesaid which if he do he shall be Quitt and carry his Goods away But if he do not the Seizer shall have Judgment to have the Goods and things so by him Seized return'd One half thereof to be delivered to the Informer and the other half to remain in the Custody of the Sheriff for the Queens use This Act to endure for three Years or to the end of the next Generall Assembly which shall first happen.