

of the same, That if any Person or Persons, having the immediate Rule, Directions or Government of any Plantation, where Tobacco is, or shall be made, shall false pack any Hogshead, or other Package, or use any fraudulent or deceitful Practice or Means, to conceal or hide any Frost-bitten trashy Ground-Leaves, small Scrubs, Stalks, Stems, Wood, Dirt, or any manner of Trash, or decayed old Tobacco, and shall offer or tender to sell, or pay away the same, as good merchantable Tobacco, and shall be convict of such false packing, before any Justice of the Peace, who shall, by Virtue of this Act, have Cognizance thereof, as in case of small Debts, shall, for every such Offence, forfeit Four Hundred Pounds of Tobacco, to the Party to whom such Tobacco shall be paid, or tendered, or offered to be paid; if such Party will prosecute for the same within Two Months after the Offence committed: And in case such Party shall neglect or refuse to prosecute, the said Penalty shall and may be recoverable by any other Person, to his own Use, that will inform and prosecute for the same, before any such Justice. Any Law, Usage, or Custom to the contrary, notwithstanding.

Session
Laws

And be it Enacted by the Authority aforesaid, That all Persons making Tobacco within this Province, shall be oblig'd to get the same ready packed and prized for Shipping, by the last Day of May Yearly, during the Continuance of this Act; and that any Person or Persons, that shall neglect or refuse to get his or their Tobacco ready, as aforesaid, and shall presume to sell or ship any Tobacco so neglected to be got ready, 'till the Tenth Day of November then next, shall forfeit such Tobacco, or the full Value thereof; one Moiety to be applied toward the Support of the Free-School of the County where the Fact shall be committed, and the other Moiety to him or them that will sue for the same; to be recovered in the County-court, by Action of Debt, Bill Plaint, or information, p. 12 wherein no Essoyn, Protection, or Wager of Law shall be allowed.

And be it further Enacted, That every Person paying away any Hogshead or Hogsheads of Tobacco, shall mark, or cause to be marked on the Bildge thereof, within Five Pounds of the real and exact Weight of the Hogshead, on pain of Four Hundred Pounds of Tobacco; to be recovered and applied in the same Manner as the Penalty for False Packing.

And be it Enacted, That the Allowance for the Hogshead, from the Buyer to the Seller, shall be Eight per Cent of the Neat Weight of the Tobacco therein contain'd, and no more. And for the Prevention of making Seconds,

Be it Enacted, by the Authority aforesaid, That all Persons having the Rule and Direction of any Plantation or Place where Tobacco shall be made, shall be obliged Yearly, and every Year, during the Continuance of this Act, to cut up, or cause to be cut up, all the Tobacco-stalks on such Plantation or Place, within the Space of