

house or other houses where tobacco is or shall be secured with Liber LL, 4  
Acts desigene to prevent the said Sherriff from Seizing such tobacco for Levys and dues as afores<sup>d</sup> and any Sherriff so seizing or marking any hoggshead or hoggsheads of tobacco Containing more than p. 66 what is Justly due for Leavys and dues as af<sup>d</sup> without Satisfaction to the person to whom such tobacco doth belong as by giveing Creditte or Suffering him to take the overplus out of such hoggshead of tobacco at the Choice of the party paying or oweing the same shall pay for Every such default the Sum of two thousand pounds of tobacco, one half to her maj<sup>ty</sup> her heirs and Successors for support of Governm<sup>t</sup> the other half to the party grived to be recovered in any court of record of this province by action of debt bill plaint or Information wherein no Essoyn protection or wager of law to be allowed

And if it shall so happen that at any time any Sherriff shall Seize any hoggshead of tobacco which shall weigh more than such Levy or Levys or dues as af<sup>d</sup> shall amount unto if the remaining part due to the party or partys from whome they shall receive such levy or levys or dues af<sup>d</sup> be the greater quantity then and in every such Case the Sherriff or Sherriffs shall take out of the said hoggshead such quantity or quantitys of tobacco due to him for such Levy or Levys or dues as af<sup>d</sup> and the said hh<sup>d</sup> and the remaining part of the tobacco shall be and remaine w<sup>th</sup> the party or partys the same. But if the remaining part of such hh<sup>d</sup> of tobacco so seized as af<sup>d</sup> and belonging to the party or partys paying the same shall be the less quantity than is due to the said Sherriff or Sherriffs as af<sup>d</sup> then and in Every such Case the owner or owners of such tobacco shall take out the overplus of such tobacco and the hoggshead with the remaining part shall belong to such sherr or sherr<sup>s</sup> receiving the same.

And be it further Enacted by the authority af<sup>d</sup> by and with the advice and Consent af<sup>d</sup> that no sherr or sherriffs within this province shall require ask for demand or receive of or from any person what soever any fees or reward for serving any writt warr<sup>t</sup> or precept from the governour and Council or from any Justice of peace or for Summoning any grand Juror or for Summoning any Petit Jury in Criminall Causes or for Summoning or Subpoening any witness or wittnesses in Criminall Causes against any person or persons prosecuted in any of the Courts of this Province as a Criminall or for Executing of any Judg<sup>t</sup> given ag<sup>t</sup> a Criminall, but in all such Cases the severall Sherr<sup>s</sup> shall and are hereby enjoined and required to Execute and pform the severall things af<sup>d</sup> Ex Officio, and every Sherriff offending shall forfeit the sume of one thousand pounds of tobacco for Every such offence the one half thereof to her Maj<sup>ty</sup> her heirs and suc- p. 67 cessors for the support of the governm<sup>t</sup> of this province and the other half thereof to the party grived to be recovered in any Court of record of this province by action of debt bill Plaint or Information wherein no Essoyne protection or wager of law to be allowed.