

in Hogsheads it is absolutely necessary that the Gauge of Tobacco Lib. B. I. C  
Hogsheads should be ascertained

Be it Enacted by the Right Honourable the Lord Proprietary by and with the Advice and Consent of his Lordships Governour and the Upper and Lower Houses of Assembly and the Authority of the same that from and after the first day of October next ensueing no Hogshead or Hogsheads wherein any Tobacco shall be packed shall Exceed forty Eight Inches in the Stave and thirty two Inches in the Diameter of the head within the Croze or thirty seven Inches in the Diameter of the Bulge And for deterring all Persons whatsoever from the Committing any fraud in the Gauge of their Tobacco Hogsheads Contrary to the true intent and meaning of this Act Be it further Enacted by the Authority aforesaid that it shall and may be Lawfull for any Person or Persons suspecting or knowing of any Hogshead or Hogsheads that shall Exceed the Gauge aforesaid to Call to his Assistance any Justice of Peace Sheriff Coroner or Constable living or residing within the County where such Tobacco Hogsheads shall be suspected or known and to Enter into any house Warehouse Ship Boat or other Vessell and there in the Presence of such Justice or other Officer aforesaid who are hereby required to be Aiding and Assisting to such informer therein to seize and Mark with the Broad Arrow Every such Hogshead or Hogsheads of Tobacco as such informer shall request such Justice or other Officer to veiw on Suspicion of Exceeding the Gauge aforesaid And also that such Justice or other Officer shall on request of such Informer and is hereby required to proceed in such Manner as he shall think most proper to Examine the Gauge thereof so as no Hogshead or Hogsheads of Tobacco Stowed away on board any Ship or other Sea Vessel shall on such Information be unstowed unless such Hogshead or Hogsheads appear in View and if upon such Examination any Hogshead or Hogsheads shall by any such Justice or other Officer aforesaid be found to Exceed the Gauge aforesaid it shall and may be Lawfull for such Justice or other Officer immediately to Condemn the same to the use of such Informer who shall thereupon be immediately invested with the Property thereof And the Judgment of such Justice or other officer therein shall be final and if the Tobacco so seized and Condemned as aforesaid should happen to be packed and paid away by any other Person than the Party in whose possession the same shall be so seized and Condemned as aforesaid then and in all such Cases the Person or Persons by whose Order the same was packed and paid away as aforesaid shall satisfye and pay the Party to whom such Tobacco shall belong at the time of such Seizure and Condemnation as aforesaid the like Quantity of Tobacco so seized and Condemned as aforesaid to be recovered before one Justice of the Peace in the County where such Person or Persons actually reside who shall pack and pay away such Tobacco so seized and Condemned as aforesaid Together with the Plaintiffs reall Cost ex-