

lected and paid, for every hogshead of Tobacco which should be shipped in ship or Vessel to be Exported out of this province or any the Territories, Islands, ports, rivers, Creeks or places thereunto belonging the sum of Two Shillings Sterling, and for every Hundred weight of Tobacco Exported in box Chest Barrel or case four pence sterling and so pro rata for a greater or lesser quantity, to his Lordship the Lord proprietary in full Discharge and Satisfaction of his quit rents and fines for alienations, that should arise or grow due within this province from and after the end of the then present Session of Assembly, and the said Duty of two shillings Sterling per hogshead should after the end of the said Session be paid to such officer or officers, as his Lordship should think fit to appoint to receive or Collect the same, by the Master or Masters of every such ship or Vessel Respectively, in which &^{ta}: and it was by the said Act also Enacted, that the aforesaid Act of Assembly herein before mentioned to have been made and Passed in the aforesaid year 1716 should be and remain in full force and Virtue untill the last mentioned Act should Take place, and thereafter to be Entirely void, and thereby repealed; and it is in the said Act also Enacted, that the said Act should Continue untill the 29th day of September which should be in the year 1720 by the said Act, relation thereunto being had may appear; and under which act, and the several renewments thereof, his Lordship Continued to receive the duty thereby arising for support of Government, and in lieu of his quit rents and Alienation fines, untill the same determined on the 29th of September 1733, upon which Determination of the act aforesaid as appears to your said Committee, his Lordship has ever Since (under pretext and Colour of the afore recited act of 1704 in the Reign of Queen Ann of Pious Memory) caused the said twelve pence Sterling per hogshead to be levied Collected and raised to his own proper use. Your Committee humbly observe, that by the frequent Continuance and reenacting the said Act of 1692 during the time wherein the Government and protection of this province was in the Crown, that the Legislators did not deem the same, or any of them, perpetual, but to have duration only with such governor or Government. Your Committee likewise observe, that it was the sense of the Legislators that Acts granting to the Proprietary for support of his Government did not extend to that of the King, as is plainly Manifested in the act of 1692, that of 1676 being still unrepealed, and having expressly its duration with the Life of Charles Lord Baltimore, Lord proprietary of this Province.

And again when the Government was restored to his Lordship the Lord proprietary, the Act of gauge and Tare was made for support of his Lordships Government, and other uses therein Expressed. and with great Submission, your Committee humbly Conceive that the Sense of the Legislators in this point is Clearly Expressed, that is,

L. H. J.
Lib. No. 45

p. 824