

Liber H. S. No. 1  
 [Penalty for carrying any by Land.]

And be it further Enacted, That in Case any Person or Persons within this Province, shall carry any Ammunition, Warlike Stores, or Provisions of any Kind or Denomination whatsoever, out of the same Province, towards the Branches of the Ohio, or over the Allegany Mountains, and the same sell, or dispose of, to the French, or other in Trust for their Use, or to their allied Indians, or any of them, such Person or Persons shall forfeit, and pay, to the Right Honourable the Lord Proprietary for the Uses in this Act hereafter mentioned, double the Value of such Ammunition, Warlike Stores, or Provisions of any Kind or Denominations whatsoever, together with the Horses and Carriages made Use of to convey or carry the same, contrary to the Tenor of this Act.

[Forfeitures how recovered.]

And it is hereby Enacted, That the several Forfeitures herein mentioned, shall and may be recovered in the Provincial Court of this Province, by Action of Debt, Bill, Plaint, Information or Indictment, wherein no Essoin, Protection, or Wager of Law, or more than one Imparlance shall be allowed.

[Owners Probandi.] p. 178

And it is further Enacted, That where any Person or Persons shall be sued or prosecuted by Virtue of this Act, the Onus Probandi shall lie on the Person sued or prosecuted, to make appear where he, she, or the disposed of such Ammunition, Warlike Stores, or Provisions.

[Forfeitures how to be disposed of.]

And be it likewise Enacted, That all the Monies and other Things arising by the Forfeitures in this Act, except that Part to the Informers, shall be paid to the Treasurer of the Western Shore, to be by him accounted for to the General Assembly of this Province, from Time to Time, and to be by them applied towards his Majesty's Service, as to them shall seem needful.

p. 179

[Officers to prevent Provisions, &c. being carried to the French Westward.]

And for the more effectual preventing the carrying Ammunition, Warlike Stores, or Provisions of any Kind, from the back Parts of this Province; It is hereby Enacted, That his Excellency Horatio Sharpe, Esq; or the Governor or Commander in Chief for the Time being, issue his Proclamation, or Proclamations, to be published in the said Western Limits of this Province, charging all Officers, Civil and Others, to be aiding in the Prevention of carrying any Ammunition, Warlike Stores, or Provisions of any Kind, to the French, and their Indian Allies, contrary to the Tenor, true Intent, and Meaning of this Act, and requiring all his Majesty's Liege Subjects to discover, and make known to him, any Transgressions against this Act.

[Informers to have one Moiety of the Forfeitures.]

And for the better Encouragement of Persons to discover any Transgression of this Act; It is hereby Enacted, That any Person or Persons informing, or who shall inform, against any Person or Persons transgressing against this Act, shall have, and receive upon