

Liber H. S.  
No. 1

found in any Tobacco House Store House Warehouse Barn or other out House Ship or other Vessel Inclosure or other Place whatsoever not burthening the Party who carries the same or the owner thereof with any charge for Carriage and then after such Inspection made as aforesaid the Person or Persons so Stopping and Seizing such Tobacco shall immediately repair to some Magistrate and inform him that he hath Seized and secured such Tobacco in Manner aforesaid and the Magistrate shall and he is hereby Authorized and required to Proceed therein with respect to the fining or binding Over (as the Case shall require) such Offender or Offenders and he She or they so Offending shall be liable to the same Penalties and be under the same mode of Prosecution for the

[Proviso, as  
to Tobacco  
under car-  
riage going  
to an  
inspecting  
house]  
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Recovery thereof as is before directed by this Act Provided always that in all Cases where any such Tobacco under Carriage shall be seized and Carried to any Inspection House as aforesaid if the Person or Persons Carrying or Claiming the same shall Prove by his her or their own Oath or Affirmation if a Quaker or the Oath or Oaths or Affirmation if a Quaker of any other Credible Person which Oath or Affirmation any Magestrate is hereby Authorized and required to Administer that such Tobacco so taken under Carriage was at such time carrying to be Inspected at some Inspecting House Agreeable to the directions of this Act such Proof shall exempt the Person so carrying or Owner or Claimer of such Tobacco from the Penalties other than the Loss and burning of such Trashy

[Tobacco  
not to be  
removed  
after  
Seizure,  
except, &c]

Tobacco And be it further enacted that if any Person or Persons shall remove any Tobacco which shall be Stopped or seized as aforesaid other than such Person or Persons who shall so seize the same or some other by his or their Order or who shall rescue or Attempt to rescue any Tobacco which shall be so Stopped and seized as aforesaid such Person or Persons so Offending shall forfeit and pay two Thousand four hundred Pounds of Tobacco for every Hogshead or Parcel of Tobacco so removed rescued or Attempted to be rescued as aforesaid to be recovered in the Court of the County where such Offence shall be Committed or the Party or Parties reside by Action of Debt Bill Plaint or Information wherein no Essoin Protection or Wager of Law or more than one Impar lance shall be Allowed for the use of the Person or Persons making such Seizures as aforesaid

[Persons  
sued for any  
thing done  
by virtue of  
this act]

And be it further enacted that if any Person or Persons shall be sued Prosecuted or impleaded for any matter or thing by him her or them done Pursuant to and in Execution of this Act such Person or Persons so sued Prosecuted or Impleaded shall be at Liberty to plead the General Issue and give this Act and the Special matter in Evidence and if the Plaintiff or Informer shall be Nonsuit discontinue his Suit or a Verdict be had against him then and in either of these Cases the Defendant or Defendants shall not only be acquit