

Place, be not then present, or being present, will not permit such Entry, then to enter forcibly into such, or any other such suspected Place, and there to search for any such Tobacco as aforesaid, and the same being found, to take, remove and carry away, not only such Tobacco as the said Search is or shall be particularly made for, but also all such trashy or unmerchantable Tobacco as shall be then there found, to the next Inspecting House, by such Officer or Officers aforesaid; and in case neither of the Inspectors attending that House, shall happen to be present, then the said Magistrate, or Warrant Officer or Officers, or one of them, shall be, and he or they, are hereby authorized and required, to summons one or both of the said Inspectors immediately to attend at such Warehouse, and it is hereby declared to be the Duty of such Inspectors or Inspector immediately to attend upon such Summons accordingly, and such Inspectors or Inspector so attending, shall search, view, and examine such Tobacco, and if upon such View, Search, and Examination, the said Tobacco, or any considerable Proportion thereof, shall appear to him or them to be such as he or they are by this Act required and obliged as Inspectors to pass, that then the same, or such Part thereof, shall be by him or them, in all respects treated, dealt with, and managed, as other Tobacco by them passed, is by this Act directed; the Party owning or claiming such Tobacco, paying or allowing to the Warrant Officer or Officers, after the Rate of Eight Pounds of Tobacco for every Hundred Pounds of such Tobacco as shall as aforesaid pass Inspection, for carrying the same to such Inspecting House, which Rate or Proportion the Inspectors are hereby authorized and required to demand and receive of the Person who claims such Tobacco, before they permit the same to be taken out of the Inspecting House, and which Rate or Proportion, after the Receipt thereof as aforesaid, shall be by the said Inspectors paid to such Warrant Officer or Officers, or his or their Order, upon Demand; and in case such Tobacco, or any Part thereof as aforesaid, upon such View and Examination as aforesaid, shall not by such Inspectors or Inspector be passed, then such Tobacco, or such Part thereof as shall not pass Inspection as aforesaid, shall by such Inspectors or Inspector, after being by him or them weighed, be immediately burnt; and the said Warrant Officer or Officers, shall have and receive as a Reward for his or their Diligence, in the Execution of this Clause of this present Act, after the Rate of Eight Pounds of Tobacco for every Hundred Pounds of Tobacco, which shall be so taken and burnt as aforesaid, to be recovered either against the Person Owner of the said House, Vessel, or other Place, knowing the said Tobacco to have been there, or against the Person owning such Tobacco at the Time of such Seizure by Warrant, before a single Magistrate out of Court, with full Costs, and to be levied by Way of Execution against the Person, Goods, or Chattels of the Party so offending, by the like Authority.

C H A P. XVIII.

and on Refusal, forcibly enter, &c.

The Tobacco found, to be carried to a Warehouse, and there inspected, and, if good, to be passed.

Allowance to the Warrant Officer for Carriage;

if bad, to be weighed and burnt. Reward to the Warrant Officer.

CXXXIV. And be it likewise Enacted, That where any Person or Persons whatsoever, shall discover under Carriage, any trashy or unmerchantable Tobacco, he or they so discovering, shall be, and they are hereby authorized and required, to stop and seize such trashy or unmerchantable Tobacco, then and there found, and the same shall convey, or shall direct and require the Party or Parties so carrying the same as aforesaid, to carry such Tobacco to the next, or any other convenient Inspecting House, and that such Party or Parties refusing to carry the same, shall forfeit and pay, after the Rate of Four Hundred Pounds of Tobacco for every Hundred Weight of such Tobacco, upon every such Refusal, to be recovered as the Case as aforesaid may require, before a single Magistrate, or in the County Court by Action of Debt, Presentment, or Information; the one Half whereof to him or them that shall sue or inform concerning the same, and the other Half to the Use of the County where such Offence shall be committed, to be applied towards defraying the Charge of Inspection as aforesaid; and in case neither of the Inspectors attending that House, shall happen to be present, then the said Person stopping and seizing the said Tobacco, is hereby directed to Summons one

Trashy Tobacco under Carriage may be Seiz'd and carried to an Inspecting House.

Penalty on the Party refusing to carry the same.

The Tobacco to be inspected, &c.

or