

by the party desiring such view, one dollar each as aforesaid; and when any tobacco shall be offered as aforesaid by any inspector or inspectors, and refused, the said inspector or inspectors shall not be at liberty to offer, nor the person demanding the same to receive, any tobacco in lieu thereof, before such tobacco first offered shall have been viewed as herein before directed, but the person refusing shall immediately mark the same; and if any inspector or inspectors shall tender any tobacco in lieu of the tobacco so refused, before the same shall have been viewed as aforesaid, or shall not produce the same tobacco, so refused, to the said viewers, in either case it shall be taken for a conviction that the tobacco first tendered was not of the quality expressed in the note, and the said inspector or inspectors shall forfeit and pay one hundred dollars each for every such offence; and if the person who shall refuse any hogshead of tobacco as aforesaid shall accept and receive another hogshead of tobacco in lieu of that refused, before such hogshead so refused shall be viewed as aforesaid, he shall forfeit and pay one hundred dollars for every such hogshead.

22. AND BE IT ENACTED, That where there are two inspectors in the same inspection, and they shall have disagreed in opinion to the passing of any hogshead of tobacco, and a review shall be afterwards required, and such hogshead, or any part thereof, shall be by such reviewers adjudged unmerchantable, and burnt agreeably to the directions of this act, that in such case the inspector who shall have disagreed to the passing such tobacco shall not be burthened with making satisfaction for the same, or any part thereof, but in such case the inspector who would have passed the same shall make satisfaction for the whole; and where any tobacco on review shall be adjudged unmerchantable, the inspector or inspectors who passed such tobacco shall immediately pay the owner one other hogshead of the same weight and quality, and thereupon the note for the tobacco adjudged unmerchantable as aforesaid shall be delivered up to the inspector or inspectors to be destroyed, and if the inspector or inspectors shall refuse or neglect, he or they shall be answerable for the full value of the tobacco, at the price thereof at the time; and the inspector or inspectors, or his or their bonds, with his or their sureties, may be sued, at the election of the party; and every inspector shall deliver the identical hogshead of tobacco expressed in the note, and no other, to the person holding the same, under the penalty of twenty dollars, and no person shall receive any other hogshead of tobacco than the very hogshead for which the note is given, in lieu of the same. under the penalty of twenty dollars, except only in the case where the tobacco, for which the note is given, shall, on review, be adjudged unmerchantable, of a quality different from that expressed in the note.

23. AND BE IT ENACTED, That no inspector or inspectors shall hereafter, on any pretence, give out any note for tobacco, unless he or they shall have actually received and passed the full quantity of tobacco for which such note shall be given, under the penalty of one hundred dollars for every such offence.

24. AND BE IT ENACTED, That the inspector or inspectors shall carefully enter into a book to be provided and kept for that purpose alone, every hogshead of tobacco viewed, passed and marked, by him or them, and the quality thereof, mark, and warehouse

Inspector in certain cases not to be burthened with making satisfaction for tobacco if adjudged unmerchantable inspector to pay owner another hogshead, &c.

No note to be given out unless full quantity of tobacco is received.

Every hogshead passed and marked, to be entered in a book, &c.