

Hogshead of Tobacco which should be at any time hereafter Shipped in any Ship or Vessel to be Exported out of this Province, on Condition that his said Lordship should Receive his Rents and Fines for Alienation of Lands in good Sound Merchantable Tobacco when tendered at the Rate of two pence per pound for one moiety of of the said Imposition, the other moiety by the said Act raised to be employed towards the maintaining a constant Magazine, and defraying other publick & necessary charges of the Government, and whereas the Free Men of this Province last Assembled, upon strict Scrutiny made into the premisses; do finde his said Lordship hath not onely been very deficient, and at small Charges and Expenses in maintaining a Magazine as aforesaid, but that this Province hath been obliged to defray all publick Charges arising for the Support of Government, by way of an Equal Assessment upon the Inhabitants thereof, the several Proviso's in the afore recited Act to the contrary notwithstanding. And whereas also his said Lordship the aforesaid moiety of two Shillings per Hogshead under pretext of maintaining a Magazine as aforesaid, hath hitherto converted the same to his own use, to the impoverishing of the Country and defraud of the publick, and being now incapacitated of complying with what by the said Act for the said moiety of two Shillings per Hogshead is required.

BE IT THEREFORE ENACTED by the King and Queens most Excellent Majesty's by and with the Advice and Consent of this present General Assembly and the Authority of the same, That the said one Shilling per Hogshead for the defraying the charges of Government aforesaid, commencing from this present Shipping as well for such Ships or Vessels as have already cleared before the making of this Act, as for such remaining in this Province, be Raised, Levied, Collected and paid unto our Sovereign Lord and Lady the King and Queens most Excellent Majesty's their Heirs and successors for the Support of their Government for the time being in and over this their Majesty's Province aforesaid, & the Territories to the same belonging, for every Hogshead and quantity of an Hogshead of Tobacco which hath been for and during the time aforesaid, or which hereafter shall be at any time shipped in any Ship or Vessel to be exported out of this Province, or any the Territory's, Islands, Ports, Rivers, Creeks, or Places thereunto belonging as aforesaid.

And Be It Further Enacted by the Authority aforesaid, by & with the Advice & Consent aforesaid, that the said duty & Imposition shall be from time to time paid & satisfied by the Master or Masters of every such Ship or Vessel respectively, in which any such Tobacco shall be exported upon his or their Clearing, and taking out his or their dispatch or dispatches for every such respective Ship or Vessel and before the departure of such Ship or Vessel coming into this Province, shall at their first Arrival here and before their loading on Board any Goods or Commodities, of the Growth, Production, or Manufacture of this Province, give good and sufficient Security to his Excellency, or to the Officer thereunto especially appointed for the payment of the said Duty or Imposition accordingly.

Provided always, and it is the true Intent and meaning hereof, that this Act nor any thing herein contained shall be adjudged, construed, reputed, or taken as any thing herein expressed to the contrary notwithstanding, to disanul or make void his Lordships Right to the other moiety of the said two Shillings per Hogshead, to be paid in consideration of his Rents and Alienation Money, in Tobacco at two pence per pound during the term of his Natural Life; (but that the same be kept and hereby preserved to his Lordship in as full and ample manner as by the said Law is expressed or intended) nor in the least to discharge his Lordship of Receiving the Rents aforesaid at two pence per pound as by the said Act is intjoynd during also the term of his Natural Life, nor to discharge his Lordship from accounting for the Arrears of the one Shilling per Hogshead for Supporting the Government, and finding Arms and Ammunition; but that he be obliged to all the aforesaid matters and things as fully and strongly as if the said Law were in full Force.

And Be It Further Enacted by the Authority aforesaid, That every Master of a Ship or Vessel as aforesaid, at the time of his clearing shall upon Oath declare the quality and quantity of his Loading, and that the Naval Officer by the Governour aforesaid appointed for the time being shall and is hereby impowred to Administer the said Oath, and in case the said Master shall refuse the said Oath, or upon