

to be exported on Account and for the Use of the Owners thereof, there shall be paid to the Inspector or Inspectors there attending, Twenty-four Pounds of Tobacco, for viewing, examining, and stamping the same; and the Owners of the said Tobacco shall find and provide Nails for the nailing thereof.

C H A P. XVIII.

XVII. And be it further Enacted, That during the Continuance of this Act, no Tender of any Debt or Duty payable in Tobacco shall be accounted lawful, unless Payment of the same shall be tendered in Inspector or Inspectors Notes or Receipts.

What is lawful Tender of Tobacco Debts.

XVIII. And for restraining the undue Practice of mixing trash with stemmed Tobacco, and preventing the packing Tobacco in unsizeable Casks, Be it Enacted and Declared, That all stemmed Tobacco not laid strait, whether the same be packed loose or in Bundles; and all Tobacco packed in Hogheads which exceed Forty-eight Inches in the Length of the Stave, and Seventy Inches in the whole Diameters within the Staves at the Croze and Bulge, shall be accounted unlawful Tobacco, and shall not be passed or received: But the Owner of such Tobacco, packed in Casks of greater Dimensions than before expressed, shall be obliged to re-pack the same in sizeable Cask, at his own Cost and Charge, before the same shall be stamped by the said Inspectors.

What Tobacco shall not be passed.

Legal Size of Hogheads.

XIX. And be it further Enacted, That if any Person whatsoever shall forge or counterfeit the Stamp, Note, or Receipt, of any Inspector, or Inspectors, or tender in Payment any such forged or counterfeited Note or Receipt, knowing it to be such; or export, or cause to be exported, any Hoghead, Cask, Case, Chest, Box, or other Package of Tobacco, stampd with a forged or counterfeit Stamp; or demand Tobacco of any Inspector, or Inspectors, upon any such forged or counterfeited Note or Receipt, knowing such Note or Receipt, or such Stamp, to be forged or counterfeited; or shall put or pack into any Hoghead, Cask, or Case of Tobacco, stamped by any Inspector, any Tobacco whatsoever; or shall draw or take out any Stave, Plank or Heading-board of any Hoghead, Cask, or Case of Tobacco, after such Hoghead, Cask, or Case of Tobacco, shall be delivered out from any of the public Warehouses aforesaid; every Person so offending, and being thereof convicted by due Course of Law, shall receive Thirty-nine Lashes on his, her, or their bare Back, and stand in the Pillory for the Space of Two Hours; and that in all such Cases, the Testimony of the Inspector or Inspectors, joined with other strong and corroborating Circumstances, shall and may be admitted as Evidence.

Punishment for forging Notes or Stamps, &c.

Packing Tobacco into stamped Casks, &c.

Whipping and Pillorying.

XX. And be it further Enacted, by the Authority aforesaid, That if any Inspector or Inspectors Notes or Receipts be casually lost, mislaid, or destroyed, the Person or Persons entitled to receive the Tobacco by virtue of any such Note or Receipt, shall make Oath, or Affirmation if a Quaker, before a Justice of the Peace of the County where the same is payable, "to the Number or Date of every such Note or Receipt, to whom and where payable, and for what Quantity of Tobacco the same was given, and that such Note or Receipt is lost, mislaid, or destroyed; and that he, she, or they, at the Time such Note or Receipt was lost, mislaid, or destroyed, was lawfully entitled to receive the Tobacco therein mentioned;" and shall take a Certificate thereof from such Justice: And upon producing a Certificate of such Oath, or Affirmation, to the Inspector or Inspectors who signed such Note or Receipt, and lodging the same with them, the said Inspector or Inspectors shall, and he or they are hereby directed to pay and deliver to the Person obtaining such Certificate, the Tobacco for which any such Notes or Receipts were given (if the same, or any Part thereof, shall not have been before by him or them paid, by virtue of the said Notes or Receipts,) and shall be thereby discharged from all Actions, Suits, and Demands, on Account of such Notes or Receipts.

Inspectors Notes or Receipts being lost, mislaid, or destroyed; in what Manner the Tobacco contained therein may be recovered notwithstanding.