

C H A P.
XVIII.

Persons sus-
pected of
withdrawing
themselves,
or Effects,
between the
last of Febru-
ary, and 10th
June, may be
executed for
public Dues.

Oath thereof
to be made.

But not to be
executed if
they give
good Secu-
rity.

Inspectors not
to pass any
Tobacco, be-
tween the last
of July, and
1st of Novem-
ber, unless,
&c.

Penalty, how
to be reco-
vered.

What Costs
may be paid
in Gold or
Silver.

at any Time, between the last Day of *February*, and the Tenth Day of *June* next following, on Notice being to them respectively given, that any or either of the Inhabitants of the respective Counties, who is indebted to them respectively, as aforesaid (for which an Account hath been before the said last Day of *February* delivered to, or left at the Dwelling-house of the said Party), that the said Party is about to withdraw him or herself, or his or her Effects, from the Place of his or her Residence, whereby the said Sheriff may be hindered from executing the same according to Law, that then and in such Case, it shall and may be lawful for the said Sheriff to apply himself to any Magistrate of the County, and on such Sheriff's Application to, and on Oath made by the said Sheriff, or some other credible Person, before the said Magistrate, that the Sheriff or such Person, "is informed and verily believes, that such Debtor is about to withdraw, or hath withdrawn, him or herself, or his or her Effects, out of the said County, and thereby prevent the said Sheriff from Executing such Debtor, or his or her Effects, for the Tobacco or Money, so as aforesaid due to him;" which Oath shall be made in Writing, and left with the said Magistrate, and by him returned to the next County Court; and the said Magistrate shall then give the said Sheriff a Warrant from under his Hand and Seal, and thereby direct and empower the said Sheriff to levy the Tobacco or Money, so as aforesaid due to him, in the same Manner as he might do by this Act, after the Tenth Day of *June*; all which the said Sheriff shall do by virtue of his Office, without any Execution Fee. **Provided nevertheless**, and it is the true Intent and Meaning of this Act, That if any Debtor as aforesaid, absconding or about to abscond, will give such Sheriff good and sufficient Security, for the Payment of all such Public or County Levies, Parochial Charges, Officers or Lawyers Fees, at any Time before such Distress and Sale made, that then and in such Case, the Sheriff shall, and is hereby obliged to take the same.

CXVI. And be it further Enacted, That it shall not be lawful for any the said Inspector or Inspectors to inspect or pass any Hoghead or Parcel of Tobacco, at any Time between the last Day of *July*, and the first Day of *November* yearly, unless such Hoghead or Parcel of Tobacco be brought to, and left at, the said Inspection House, on or before the said last Day of *July* yearly, and that if any Inspector or Inspectors, shall presume to inspect or pass any Hoghead, or Parcel of Tobacco, between the said last Day of *July*, and the First Day of *November* yearly, he or they so offending, shall forfeit and pay One Hundred and Sixty Pounds of Tobacco, for every Hundred Pounds of Tobacco so by him or them inspected; to be recovered, if the same does not exceed the Sum of Sixteen Hundred Pounds of Tobacco, before any Magistrate in the County where the Offence shall be committed, as in Case of small Debts; and if the Penalty exceeds the said Sum of Sixteen Hundred Pounds of Tobacco, then to be recovered in the Court of the said County, by Action of Debt, Bill, Plaint, or Information, wherein no Effoin, Protection, or Wager of Law, shall be allowed; the One Half of all which Penalties shall be applied to the Use of the Informer, or such Person who shall sue for the same, and the other Half thereof to the several and respective Counties, to defray the Expence that may accrue in the due Execution of this Act.

CXVII. And be it further Enacted, That where Plaintiff or Defendant in any Suit now commenced, or that shall hereafter be commenced, in any Court within this Province, in whose Favour any Judgment shall be given, so as to entitle such Plaintiff or Defendant to his or her Cost, and who shall pay the said Cost in Gold or Silver, as regulated by this Act, in all such Cases it shall and may be lawful for the Party against whom such Judgment shall be rendered, and he, or she, is hereby enabled to discharge all, or so much of the said Cost, in Gold or Silver as aforesaid, as shall be really and *bonâ fide* paid, by the Party in whose Favour such Judgment for Cost shall be given; any Law to the contrary in any wise notwithstanding.

CXVIII. And