

I N D E X.

INSPECTORS.

meet at their respective Parish Churches annually, between the 1<sup>st</sup> and 10<sup>th</sup> of September, to nominate and recommend to the Governor, &c. for the Time being, Four, or Two able and sufficient Planters, well skilled in Tobacco, for each Inspection within their different Parishes, as the Case may require, without having regard to the Residence of such Persons for Inspectors. And where Two Warehouses, under one Inspection, shall happen to be in different Parishes, the Vestry, &c. of each Parish shall nominate Two or One sufficient Planter, as the Case may require, for such Inspection. *Ibid.* §. 39. (Excepting, that the Vestry of *St. Caroline* Parish, in *Anne-Arundel* County, are impowered to elect and recommend Inspectors for the Warehouse at *Elk-Ridge* Landing, though situate in the Parish of *St. Margaret's Westminster*, the Vestry of which Parish shall no ways interfere in the Election, &c. of Inspectors for the said Warehouse. *Ibid.* §. 38. And, that the Vestry of *St. James's* Parish, in *Anne-Arundel* County, are impowered to nominate and recommend Four able Planters for Inspectors at the Warehouses at *Watkins's-Creek* and *Pig-Point*, notwithstanding the former is situate in *All-hallows* Parish. *Ibid.* §. 123.) But no Vestry-man or Church-warden, being himself an Inspector, shall have Vote in the Nomination of any other Inspector. *Ibid.* §. 48.

4. Every Vestry-man and Church-warden, before they proceed to the Nomination, &c. of any Inspector, shall take an Oath, faithfully, honestly and justly, to nominate, &c. such as in their Judgment and Conscience they think to be fit and capable to execute the Office of an Inspector. *Ibid.* §. 49.

5. Every Vestry-man or Church-warden neglecting or refusing (unless prevented by Sickness, &c.) to meet, according to this Act, to nominate, &c. Inspectors; or who, being so met, shall refuse, &c. to nominate, &c. whereby Inspectors shall not be nominated, &c. in pursuance of this Act, shall forfeit 800<sup>lb</sup> Tobacco with Costs: One Half to the Informer, the other to the Uses in this Act mentioned. *Ibid.* §. 47.

6. Vestries shall forthwith transmit Certificates of such Nomination, &c. to the Clerk of the Council, out of which the Governor or Commander in Chief shall appoint, by Warrant under his Hand, Two out of the Four, or One out of the Two Persons so recommended by any one Vestry, to be Inspectors, &c. And, where Two Warehouses, under one Inspection, shall be in different Parishes, then shall the Governor appoint One out of each Nomination to be Inspector. *Ibid.* §. 41.

7. Persons so appointed by the Governor, refusing to serve, shall signify such their Refusal in Writing, under their Hands, directed to the Clerk of the Council, and deliver the same to the Sheriff of the County, within Ten Days from their Receipt of the Warrant, under Penalty of 400<sup>lb</sup> Tobacco, to be recovered before a single Magistrate. And the Sheriff shall forward the same in like Manner as Public Letters are to be forwarded. And Persons again re-chosen by any of the Vestries to serve as Inspectors for the following Year, shall signify their Acceptance thereof within Ten Days of their being so re-chosen in the same Manner as above directed. *Ibid.* §. 42, 43.

8. Inspectors accepting the Office, shall not resign the same, or refuse to act therein, until the 1<sup>st</sup> of November yearly. *Ibid.* §. 42.

9. Any Person so nominated or commissioned to be an Inspector, who shall take or receive any Reward or Gratuity to the Intent that he shall refuse to act under such Nomination, &c. shall forfeit double the Value of the Money or other Things so taken, &c. to be recovered by Indictment or Information in the County Court, and applied towards the defraying of the Charge of Inspection in the County. And the Person paying or offering to pay, &c. any Money, &c. to the Intent aforesaid, shall forfeit double the Value thereof, to be recovered and applied as aforesaid, and for ever be dis-

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abled to be an Inspector within this Province. *Ibid.* §. 44.

10. On the Death, Refusal or Removal of any Inspector, the Governor may appoint any other Person mentioned in the last Recommendation for that Inspection, to succeed him. But if, by Deaths, &c. there should not be Persons enough left in such Nomination, then the Vestry shall meet and elect Four or Two, as the Case shall require, and transmit Certificates thereof as before directed, out of which the Governor shall appoint, &c. *Ibid.* §. 45.

11. Though the several Vestries are to elect Inspectors annually, yet where they elect again a former Inspector, and nominate and recommend him to be an Inspector for the ensuing Year, such Nomination and Recommendation shall be a sufficient Power to such Inspector to continue in the said Office, without any new or further Appointment of the Governor, and so from Year to Year as long as he shall be nominated, &c. *Ibid.* §. 46 and 48.

12. Every Inspector, annually, before entering upon Duty, shall give Bond, with good Surety to his Lordship, before Two Magistrates of the County, in the Penalty of 48,000<sup>lb</sup> Tobacco, with Condition, for the true and faithful Performance of his Duty, and also take an Oath &c. of Office (for which see the Act) before any One Justice of the Peace for the County; which Oath, &c. shall be certified by such Justice to the Vestry of the Parish, and entered in the Parish Register-Book; on Penalty (for presuming to execute his Office before such Bond given, such Oath of Office taken, and also the taking and subscribing the Oaths to the Government, &c.) of 80,000<sup>lb</sup> Tobacco. *Ibid.* §. 9.

13. Inspectors shall attend Duty at their respective Warehouses from the First November to the First April, as often as required; and constantly from the First April to the last July yearly, (except Sundays, and the Holidays at Christmas, Easter and Whitsuntide, or when hindered by Sickness, or in such Cases as in this Act is otherwise provided) and afterwards they, or One of them, shall constantly attend at the same (Sundays excepted) till all the Tobacco there remaining on the last of July, shall be delivered out for Exportation; on Penalty of 60<sup>lb</sup> Tobacco for every Neglect, to the Party grieved; or be liable to such Party's Action for all Damages sustained by such Neglect, with Costs, at the Election of such Party. *Ibid.* §. 10. N. B. For particular Exceptions to the general Attendance required above, see the List of Warehouses, Art. 2, above.

14. In case of Sickness or other Disability of one Inspector, the other may execute all the Powers which they jointly might do by virtue of this Act. But the Inspector, so acting alone, shall be answerable for all Tobaccoes by him so inspected and passed, and his Bond may be sued for any Breach of the Condition by him committed during the Absence of such sick or disabled Inspector. *Ibid.* §. 11.

15. If both Inspectors at any House shall happen to be Sick, &c. at the same Time, then, and in such Case only, may each of them appoint a sufficient Planter to act in his Stead, who, upon taking the Oaths of Office, &c. (see Art. 12,) shall be impowered to inspect, &c. the Tobacco brought to the said House during such Sickness or Disability. But the said Sick or Disabled Inspectors, and their Sureties, shall be answerable for the said Tobacco so inspected and passed, as if themselves had personally officiated. *Ibid.* §. 12.

16. If a single Inspector be sick, &c. he may nominate One sufficient Planter, who, on taking the aforesaid Oaths, &c. may act in his Stead; but such sick Inspector and his Sureties shall still be answerable, &c. *Ibid.* §. 13.

17. If any Inspector feign Sickness, so as under such Pretence to absent himself from Duty, he shall for every Day of such Absence, forfeit 320<sup>lb</sup> Tobacco; to be recovered before a single Magistrate, as in case of small