

to him or them that shall Seize or give Information of the same, whereby they may be Seized.

And be it further Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, That every Justice of Peace in this Province, in his Proper County, and every Naval Officer and Collector, in or out of his District, and every Constable or Constables in his or their several and respective Hundreds, and every Church-Warden or Church-Wardens in his or their several and respective Parishes, by Virtue of their Offices and this Act, may lawfully Seize such Goods and Things as they find Imported contrary to this Act. And if any private Person, being none of the Officers aforesaid, shall discover any such Goods or Things so unlawfully Imported, he shall inform the next Justice of the Peace, who is hereby enjoined and commanded, under the Penalty of One Thousand Pounds of Tobacco, to be forfeited to the use aforesaid, to direct a Precept to the next Constable or Constables of such Hundred, where such things are supposed to be concealed, thereby Commanding, at the request of such Informer, to make Search for such things, as aforesaid, unlawfully Imported, where such Informer shall direct, and the same having found, to seize and secure for the Use of his Majesty, and Informer aforesaid, and the same to keep for ten Days, in which time, if the Owner thereof, or the Person in whose Possession found, do not cause the same to be Replevied, and find Sufficient Securities to return the Goods, if it be found they were unlawfully Imported, then the Officer that Seized them shall deliver the said Goods to the Sheriff, who is hereby enjoined to make Sale of them for the Use of his Majesty, and the Informer or Seizer.

What Officers may seize the Goods prohibited.

How private persons shall inform, and how the Magistrates shall proceed therein.

And if the owners do not Replevy, the Goods to be sold.

And be it further Enacted by the Authority aforesaid, That the Onus probandi shall be on the part of him that causes the same to be Replevied, to make it appear in any Court of Record in this Province, that such Things Seized, as aforesaid, are not liable to Seizure, as aforesaid, which if he do, he shall be quit and carry his Goods away; but if he do not, the Seizer shall have Judgment to have the Goods and Things by him so Seized Returned, the one half thereof to be delivered to the Informer, and the other half to remain in the Custody of the Sheriff, for the Kings use.

Onus probandi on the owner or claimer.

Provided, That the aforesaid Act or any thing therein contained, shall not extend or be construed to extend to any Horse or Horses brought into this Province by Travellers, for their own Use only, and not intended for Sale, nor to any Person or Persons that shall remove themselves into this Province with their Families, in order to Settle here, nor to Commanders of any of his Majesty's Ships of War, in Purchasing or Importing Bread, Beer, Flour, or any Manner of English or Indian Grain, towards the supplying their said Vessels, and not otherwise, any thing in the aforesaid Act to the contrary notwithstanding.

Not to extend to Travellers Horses brought in for their own use nor to such as remove to settle. Nor to Commanders of Men of War.

An Act for Repealing a Clause in an Act of Assembly, entitled, *An Act for Establishment of Religious Worship in this Province*, &c. and also for appointing the Oaths of Abjuration to be taken in this Province.

Forasmuch as the Pretended Prince of Wales hath for some time, and doth