

An ACT to prohibit the clandestine Running of Tobacco into any of the neighbouring Colonies.

WHEREAS several Persons residing and trading within this Province, regardless of the common Interest thereof, for the Sake of their own private Advantage, carry large Quantities of Tobacco into several of the neighbouring Colonies, without making any Entry thereof, paying the lawful Duties, or giving any Security to prevent its being carried into Places prohibited by Law, contrary to the manifest Intent of several Acts of Parliament, to the Prejudice of the Crown, and the Lord Proprietor, as well as the Discouragement of the Trade of the Province. To remedy which Evils,-----*Be it Enacted, by the Right Honourable the Lord Proprietor, by and with the Advice and Consent of His Lordship's Governour, and the Upper and Lower Houses of Assembly, and the Authority of the same,* That no Person whatsoever, shall presume to transport out of this Province, (by Land or Water) any Hoghead, Package or Parcel of Tobacco, without first entering the same according to Law, with the proper Officers; and that whoever shall, without making such Entry, carry or transport, or cause to be carried or transported, any Tobacco as aforesaid, shall (for every Hoghead or other Package,) forfeit Ten Pounds Sterling; and for every Parcel weighing Five Hundred Pounds of Tobacco the like Sum, and so in Proportion for a greater or less Quantity, one Half to the Lord Proprietary, the other Half to the Informer, or him that will sue for the same; to be recovered by Action of Debt, Bill, Plaint or Information, wherein no Esloyn, Protection or Wager of Law to be allowed. *And be it Enacted,* That any Tobacco that shall be put on Board of any Boat or other Vessel, in any River or Creek within this Province, contiguous to any of the neighbouring Colonies, whence Tobacco hath been usually carried into such Colonies, or loaden on any Cart, Waggon or other Land Carriage, in Places where it hath been usual to carry, or convenient for the carrying the same by Land to the Bay or River of *Delaware*, without first obtaining a Permit from the proper Officer, shall be forfeit, together with such Boat or other Vessel, and the Cart, Waggon or other Land-Carriage and Horses, or Oxen drawing the same; and that it shall and may be lawful for any Person, in Presence or Absence of any of the Officers hereafter mention'd, to seize them and every of them; One Half of the Forfeitures to the Lord Proprietor, the other Half to any Officer, or other Person that shall seize or cause the same to be seized. And that every Person that shall presume to abuse or resist any Officer or other Person in the Execution of this Law, or convey away or remove any of the Things seized, shall for every Offence forfeit Ten Pounds Sterling, to be recovered and applied as aforesaid. And for the more effectual putting this Law in Execution, *Be it Enacted,* That every Officer of the Customs within this Province, Provincial Justice, Justice of the Peace, Sheriff, Under-Sheriff, Vestry-Man, Church-Warden, and Constable, and every of them shall be and are by this Act impowered, enjoyned and required respectively, to put this Act in Execution, and be aiding and assisting to every Person that shall make any Information or Seizure, on Pain of forfeiting Five Pounds Sterling for every Neglect or Omission; to be recovered in the Manner, and

No Person to transport Tobacco out of this Province, by Land or Water without Entering it.

On Penalty of, &c.

Tobacco carried by Land or Water, to any neighbouring Colonies, without a Permit, shall be forfeited, together with Boat, Carriage and Cattle that carry it. To be seiz'd by any Person.

Magistrates, Officers, &c. to aid and assist, in putting this Law in Execution.