

On condition that his said Lordship should receive his Rents and Lincen for Alienation of  
 Lands in good sound merchantable Tobacco when tendered at the rate of two pence per  
 pound for one Moyety of the said Imposition the other Moyety by the said Act raised to be  
 employd towards maintaining a Constant Magazine and defraying other publick and  
 necessary Charges of the Government AND whereas former Assemblies upon strict  
 Inquiry made into the Premises did find his said Lordship had not only been very deficient  
 and at small Charges and Expences in maintaining a Magazine as aforesaid but that  
 this Province hath been obliged to defray all publick Charges arising for the Support of  
 Government by way of an equal Assent upon the Inhabitants there of the severall  
 provisions in the aforesaid Act to the contrary notwithstanding AND whereas also  
 his said Lordship the aforesaid Moyety of two Shillings per Hoghead under pretext of  
 maintaining a Magazine as aforesaid (until the time of their late Majestys King William  
 and Queen Mary taking this Province under their immediate protection) did convert to his  
 own use to the impoverishing of the Country and Defraud of the Publick and being incapacitated  
 of complying with what by the said Act for the said Moyety of two Shillings per Hoghead is  
 required;

Be it therefore Enacted by the Queens most excellent Majesty by and  
 with the Advice and Consent of her Majestys Governour Cuncile and Assembly of this Province  
 and the Authority of the same that the said one Shilling per Hoghead for the defraying the  
 Charges of Government aforesaid as well for such Shippes or Vessells as have already  
 cleared before the making of this Act as for such remaining in this Province be raised levied  
 collected and paid unto Our Sovereign Lady the Queens most excellent Majesty her Heirs  
 and Successors for the Support of her Government for the time being in and over this her  
 Majestyes province aforesaid and the Territorys to the same belonging for every Hoghead  
 and Quantity of any Hoghead of Tobacco which hath been for and during the time afo. or which  
 hereafter shall be at any time shipped in any Ship or Vessel to be exported out of this  
 province or any the Territorys Iselands Ports Rivers Creeks or places thereunto belonging  
 as aforesaid.

AND Be it further Enacted by the Authority aforesaid by and with the  
 Advice and Consent aforesaid that the said Duty and Imposition shall be from time to  
 time paid and satisfied by the Master or Masters of every such Shipp or Vessel respectively  
 in which any such Tobacco shall be exported upon his or their Clearing or taking out  
 his or their Dispatch or Despatches for every such respective Shipp or Vessel and  
 before the Departure of such Shipp or Vessel coming into this Province shall at their  
 first Arrivall here and before their loading on board any Goods or Commodities of the Growth  
 Production or Manufacture of this Province give good and sufficient Security to his  
 Excellency or to the Officer thereunto especially appointed for the payment of the said Duty  
 or Imposition accordingly.

PROVIDD always and it is the true Intent and Meaning hereof that this Act nor  
 any thing herein containd shall be adjudged construed reputed or taken (any thing  
 herein expressed to the contrary notwithstanding) to disannul or make void his Lordships  
 Right to the other Moyety of the said Two Shillings per Hoghead to be paid in Consideration  
 of his Rents and Alienation Money in Tobacco at two pence per pound during the Term  
 of his naturall life (but that the same be kept and hereby preserved to his Lordship in  
 as full and ample manner as by the said Law is expressed or intended) or in the  
 least to discharge his Lordship of receiving the Rents aforesaid at two pence per  
 pound as by the said Act is enjoyned during also the Terme of his naturall life nor to  
 discharge his Lordship from accounting for the Arrears of the one Shilling per Hoghead  
 for supporting the Government and providing Arms and Ammunition but that He be  
 obliged to all the aforesaid Matters and Things as fully and strongly as if the said Law  
 were in full force.

AND Be it further Enacted by the Authority aforesaid that every Master  
 of a Ship or Vessel as aforesaid at the time of his clearing shall upon Oath declare the  
 Quality and Quantity of his Loading and that the Seavale Officer by the Governour afores.  
 appointed for the time being shall and is hereby empowered to administer the said Act

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