

the same, and the other half to the Use of the County, where such Offence shall be committed, to be applied towards defraying the Charge of Inspection as aforesaid: And in Case neither of the Inspectors attending that House, shall happen to be present; then the said Person stopping and seizing the said Tobacco, is hereby directed to summons one or both of the Inspectors immediately to attend at such Warehouse to receive and secure the same, and the Inspector or Inspectors so attending, shall search, view, and examine the same, and proceed in such Case, in like Manner as he or they are directed, with Regard to trashy or unmerchantable Tobacco, which shall be found in any Tobacco House, Storehouse, Warehouse, Barn, or other Outhouse, Ship or other Vessel, Inclosure or other Place whatsoever, not burthening the Party who carries the same, or the Owner thereof with any Charge for Carriage; and then after such Inspection made as aforesaid, the Person or Persons so stopping and seizing such Tobacco, shall immediately repair to some Magistrate, and inform him, that he hath seized and secured such Tobacco in Manner aforesaid; and the Magistrate shall and he is hereby authorized and required to proceed therein, with respect to the fining or binding over (as the Case shall require) such Offender or Offenders; and he, she, or they so offending, shall be liable to the same Penalties, and be under the same Mode of Prosecution for the Recovery thereof, as is before directed by this Act. Provided always, that in all Cases where any such Tobacco under Carriage shall be seized and carried to any Inspection-House as aforesaid, if the Person or Persons carrying or claiming the same, shall prove by his, her, or their own Oath, or Affirmation if a Quaker, or the Oath or Oaths, or Affirmation if a Quaker, of any other credible Person (which Oath or Affirmation any Magistrate is hereby authorized and required to administer), "That such Tobacco so taken under Carriage, was at such Time carrying to be inspected at some Inspecting House, agreeable to the Laws of this Province." Such Proof shall exempt the Person so carrying, or Owner or Claimer of such Tobacco, from the Penalties, other than the Loss and Burning of such trashy Tobacco.

THAT if any Person or Persons, shall remove any Tobacco which shall be stopped or seized as aforesaid, other than such Person or Persons who shall so seize the same, or some other by his or their Order, or who shall rescue or attempt to rescue any Tobacco, which shall be so stopped and seized as aforesaid; such Person or Persons so offending, shall forfeit and pay *Fifteen Pounds* Current Money for every Hoghead or Parcel of Tobacco, so removed, rescued, or attempted to be rescued as aforesaid, to be recovered in the Court of the County, where such Offence shall be committed, or the Party or Parties reside, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, Wager of Law, or more than one Imparlance shall be allowed, for the Use of the Person or Persons making such Seizure as aforesaid.

THAT