

he may appeal therefrom to the governor and council, and they may, in a summary way, rehear the case, and displace such inspector, or continue him in his office, and if removed, he shall pay the expence, of any witnesses; and the person complaining of the conduct of such inspector, if the justices shall not remove him, may appeal from their judgment to the governor and council, who shall summon and compel the attendance of such witnesses as may be necessary, and they may rehear and review the case, and continue or displace such inspector, and if not displaced, the person so appealing shall pay the costs of the witnesses; and in all cases of removal, the governor, with the advice of the council, may appoint and commission some other person out of the last recommendation for the residue of the year; provided that the inspector complained against shall be summoned to appear and make his defence, but in case he shall not appear, his default shall be taken for a confession, without some reasonable excuse be given for the same.—*ibid.* § 41.

24. It shall be the duty of inspectors, to inform against any proprietor suffering the warehouse to be out of repair; and any inspector knowing the warehouse of which he is an inspector to be out of repair, and not informing some judge or justice, or grand jury, of the same shall forfeit a sum not exceeding 20l. current money.—*ibid.* § 44.

25. When and as often as a new inspector or inspectors shall be appointed in the place of the inspector or inspectors who served at the same warehouse the preceding year, the said new inspector or inspectors shall, within 10 days after he or they shall be qualified to serve as an inspector or inspectors, make out two fair manifests in writing, signed by such new inspector or inspectors, of all the tobacco then in the same warehouse, (which tobacco the old inspector or inspectors are hereby obliged and directed to deliver well nailed, lined, and fit for shipping, to the new inspector or inspectors,) describing in the said manifests the marks, numbers, gross, tare, and net weights, of such tobacco, and shall sign a receipt at the foot of each manifest for all such tobacco received from the old inspector or inspectors, and shall deliver both manifests to the old inspector or inspectors, the one of which manifests shall be by him or them lodged, within 10 days thereafter, with the clerk of the county, under the penalty of 100l. current money on each inspector neglecting to make such manifests, and the same penalty on the old inspector or inspectors who shall neglect to lodge the same with the county clerk within 10 days after such list shall be delivered to him or them; and the new inspector or inspectors is and are hereby declared to be answerable to the owners of any notes mentioned and described in such manifest, so far as to produce the same hoghead or hogheads of tobacco belonging to any owner; and the said new inspector or inspectors shall be liable for, and answerable to, the old inspector or inspectors for all damage that shall happen to such tobacco mentioned in the manifests aforesaid, through the negligence of the said new inspector or inspectors, during the time of his or their serving as such.—*ibid.* § 50.