

Inspector who shall meet and attend the justices aforesaid at the court-house, shall be allowed seven shillings and six pence current money per day, in the next county assessment, for his attendance.

Tobacco refused not to be carried away, &c.

LIII. AND BE IT ENACTED, That if any person shall bring any hoghead or hogheads of tobacco to any of the warehouses appointed in virtue of this act to receive the same, and shall offer them, or any of them, to the inspector or inspectors, to be by him or them received and inspected, and the said inspector or inspectors shall refuse to pass the same, or shall direct the said hoghead or hogheads to lie, and the owner or owners of the said tobacco, or any other person or persons by his, her or their privity, consent or procurement, shall either secretly or openly carry the said tobacco, or any part thereof, away from the said warehouse before the same hath been viewed and passed according to law, or if refused to be passed, shall attempt secretly or openly as aforesaid to carry the same, or any part thereof, away, the said owner or owners shall forfeit and pay the sum of twenty pounds current money for every hoghead of tobacco so carried away.

Inspectors to give receipts, &c.

LIV. AND BE IT ENACTED, That the inspectors of tobacco at the several warehouses within this state shall, immediately on the delivery of every hoghead of tobacco at the warehouse whereof they are inspectors, weigh and give a receipt for such tobacco, if required by the proprietor, or person bringing the same to the said warehouse, expressing therein that the same is for uninspected tobacco, which receipt shall be given up to the inspectors, upon the said tobacco's being inspected, and before the inspectors shall be obliged to deliver notes therefor.

Penalty for making fires in warehouses, &c.

LV. AND BE IT ENACTED, That if any person, other than the inspectors, shall hereafter make any fire within any public warehouse, or without doors within the space of fifty yards from such warehouse, such person, if free, shall for every such offence forfeit and pay the sum of five pounds current money, and if a servant or slave, he or she shall, by order of any justice, or any inspector, within such county, receive on his or her bare back a number of lashes, not exceeding thirty-nine, for every such offence.

Wooden chimneys not to be built, &c.

LVI. AND BE IT ENACTED, That it shall not be lawful for any person to erect or build, or cause to be erected or built, any chimney, except brick or stone, within one hundred yards of any public warehouse in this state; and where any chimney, except brick or stone, is already built within the distance aforesaid from any public warehouse, the owner or proprietor of the said chimney shall pull down the same, or on refusal or neglect so to do in six months after the passing this act, it shall and may be lawful for the sheriff of the county, and he is hereby required upon notice, under the penalty of fifty pounds current money, to cause such chimney to be pulled down and demolished; and the inspectors of the several warehouses shall, under the penalty of twenty pounds current money, give notice to the sheriff of their respective counties of any chimnies being erected, or already built, contrary to the provision in this act, as soon as may be after such chimney may be discovered.

Special bail may be awarded, &c.

LVII. AND BE IT ENACTED, That in all actions founded on this act against any person or persons about to depart the state, it shall and may be lawful for the court in which such action shall be commenced, upon affidavit of the plaintiff, or other evidence of the fact, and his cause of action given to the satisfaction of the court, to award special bail against any defendant in such action, and for default of such bail, to commit such defendant until he shall put in such special bail.

Justices may purchase land, &c.

LVIII. AND, whereas many of the warehouses rented and used under former laws for the inspection of tobacco have been employed and used by the owners thereof to other purposes; and they may be now unwilling to rent them for the use of the public: And whereas it may be necessary to erect new warehouses at some of the places to be appointed in virtue of this law; BE IT ENACTED, That the justices aforesaid, in all such cases, shall and they are hereby authorized and required to agree for and purchase a quantity of land not exceeding two acres, the most convenient and proper for the erection of warehouses; and in case the owner or owners of such land shall refuse to make sale of so much of the said land as the said justices shall think necessary for the purposes by this act directed, at a reasonable price, or be under any disability of making sale thereof, then the said justices shall be, and are by virtue of this act, authorized and required to issue their warrant to the sheriff of such county, requiring and commanding him to summon and return a jury of good and lawful men of his county, not less than twelve, inhabitants within such county, and not interested in, or related to, the owner of such land, to be and appear before the said justices on the premises, upon a certain day to be by them limited and appointed in such warrant; which jury, upon their oath, to be by any one of the said justices to the said jurors administered, shall inquire who is or are the owner or owners of the said land, what is the value thereof, and what damages such owner or owners will sustain;