

119 hereby enjoyed and Commanded under the penalty of four thousand pounds
of Tobacco to be forfeited to his use aforesaid to direct a precept to the next
Constable or Constables of such Shire or where such things are supposed to
be concealed hereby commanding at the request of such Informer to make
search for such things as aforesaid unlawfully imported where such Informer
shall direct and the same having found to seize and detain for the use of
his Majesty and Informer aforesaid and the same to keep for ten days in
which time if the Owner thereof or person in whose possession found do not
cause the same to be returned and find sufficient security to return the
goods if it be found they were unlawfully imported than the Officer
that seized them shall deliver the said goods to the person who is hereby enjoined
to make sale of them for the use of his Majesty and the Informer aforesaid.

And be it further enacted by the Authority aforesaid that
theonus probandi shall be on the part of them that cause the same to be
returned to make it appear in any Court of Record in this province that such
things seized as aforesaid are not liable to seizure as aforesaid which if they
do not shall be quit and carry his goods away but if they do not the Seizer shall
have judgment to have the goods and things so by him seized returned Owner
thereof to be delivered to the Informer and the other half to remain in the custody
of the Sheriff for the Queens use This Act to endure for three years or to the end
of the next General Assembly which shall first happen.

September 23^d 1704

Read and assented to by the
House of Delegates in Maryland

September 26th 1704

Read and assented to by his Majestys
Honourable Council in Maryland

Maryland October 3^d 1704

On behalf of his Majesty he shall this be a Law.

Jo: Seymour.

Great Seal of
Maryland