

PROVIDED always, That such Person or Persons having no Tobacco, and that shall refuse to shew unto such Officer or Officers as shall collect the same, such Goods and Chattels, it shall be lawful for such Officer or Officers to take the Body or Bodies of such Person or Persons in Execution for the same; and not otherwise.

PROVIDED also, That no Officer or Officers in this Act particularly mentioned, and whose Fees are hereby settled and limited, shall by Virtue thereof, either have or cause to be levied any Execution upon the Body, Goods or Chattels of any Person or Persons whatsoever, for any Fees in this Act limited or contained, without delivering or causing to be delivered, a true and just Account of the Fees to them due by this Act, as aforesaid, under the Hand or Hands of such Officer or Officers, to the Person or Persons from whom such Fees demanded are due as aforesaid, Thirty Days, at the least, before Execution levied. And in Case any of the said Officers, as aforesaid, shall in any wise act or do, contrary (directly or indirectly) to this Act, he or they so offending, shall loose and forfeit to the Party grieved, Treble Damages sustained; and also shall forfeit the Sum of Six Thousand Pounds of Tobacco, or Forty Pounds Sterling, the one Moiety to the Right Honourable the Lord Proprietor, his Heirs and Successors, for the Support of Government, and the other Moiety to the Party or Parties that shall sue for the same; to be recovered in any Court of Record within this Province, by Action of Debt, Bill, Plaint or Information, wherein no Essoyn, Protection, or Wager of Law to be allowed.

AND, Forasmuch as several Officers within this Province, since the Expiration of the late Law for Limitation of their Fees, have taken Obligations for larger Fees than of late Years have been by Law allowed them:

Be it ENACTED, by and with the Authority, Advice and Consent aforesaid, That it shall not be lawful for any Officer or other Person to commence any Action or Suit whatsoever, upon any Obligation, Note, or other Writing, which hath been made or passed since the Twenty-Fifth Day of *December* last, for the Payment of any Fee or Fees to any of the Officers aforesaid; but that all such Obligations, Notes, or other Writings, shall be taken and held to be void, to all Intents and Purposes. And all Officers that have received Money for Fees, since the Expiration of the Law aforesaid, shall refund such Money, so taken, to the Person or Persons of whom he or they have received it, or to their Assigns, when thereto required, or forfeit and pay, for every Offence, the Sum of Twenty Pounds Current Money, one Half thereof to the Party grieved, and the other Half to him or them that shall sue for the same; to be recovered in any Court of Record in this Province, by Action of Debt, Bill, Plaint or Information, wherein no Essoyn, Protection, or Wager of Law to be allowed.

And be it further ENACTED, That every Officer aforesaid, upon the Cancelling of the Obligations he has taken for Fees, and Refunding the Money, as aforesaid: And also all such Officers as have done Services since the said Twenty-Fifth Day of *December*, without taking Money, Obligations, Notes, or other Specialties, for their Fees, for such Services, shall have the same Fees and Remedy for Recovering them, as if this Act had been in Force at the Time of such Fees becoming due; any Law, Statute, Usage, or Custom to the contrary, in any wise, notwithstanding.

PROVIDED, this Act, nor any thing therein contained, shall extend, or be construed to extend, to deprive His Lordship's Secretary of his Claim to the Fee or Fees usually heretofore taken, for Granting Special Warrants, or any other Matter or Thing thereto relating; but that they continue in the same State as if this Act had never been made. This Act to continue in Force for Three Years, and to the End of the next Session of Assembly after the said Three Years.