

they are required by this Act to do and perform, shall, for every such Refusal or Neglect, forfeit the Sum of Twenty Pounds Current Money.

*Provided Nevertheless,* That if any of the Persons appointed to put this Act in Execution, be hinder'd by Sickness, or other extraordinary Accident, which he could not prevent, and make the same appear to the County-court, that he shall not be liable to any of the Penalties contain'd in this Act.

And for the Encouragement of the Persons nominated and appointed as aforesaid, for examining and numbering the Plants of Tobacco, and for cutting up and destroying Tobacco-stalks, Slips, and Suckers, in Pursuance of this Act,

*Be it enacted by the Authority aforesaid,* That there shall be levied on the Taxable Persons in each County, (during the Continuance of this Act,) Five Pounds of Tobacco for every Seven Thousand Plants, and porportionably for a lesser or greater Quantity, which shall be tended and left standing with- in the said County, to be distributed to the respective Persons appointed by this Act, to view and number the Plants of Tobacco, in Proportion to the Number of Plants viewed and numbered by them in their respective Precincts : Which said Levy of Five Pounds of Tobacco, the Court of each County within this Province, is hereby impowered and required to assess on the Taxable Inhabitants ; and the Sheriff, or other Collector of the County Levy, to pay the several Persons to whom the same shall be due, in the Parish wherein they respectively reside ; unless such Person shall be content to take the same in some other Parish within the County. And for every Hundred of Tobacco-stalks, which shall have any Sucker or Slip growing thereon, of the Height of Nine Inches from the Ground, which such Person or Persons shall so cut up and destroy, there shall be paid to him or them, by the Owner of such Tobacco-stalks, or his or her Overseer, Twenty Pounds of Tobacco, and so porportionably for a lesser Quantity ; to be recovered with Costs, before any Justice of the Peace of the County wherein the said Tobacco-stalks shall be so cut up.

And for the better Direction of the Persons appointed for numbering the Plants of Tobacco, *Be it Enacted by the Authority aforesaid,* That the Two Persons nominated and sworn in each Precinct, shall jointly repair to the several Plantations, and there take the Number of Tobacco-plants, by counting the several Plants contained in every respective Piece of Tobacco-ground in the best Manner, and by such Methods and Rules, as in their Judgment may best discover the true Quantity, having Regard to regular and irregular Pieces of Tobacco-ground.

And if at any time hereafter, any more Plants of Tobacco than are hereby allowed, shall by the Persons appointed to view and number the same, as aforesaid, be found planted or tended, on any Plantation or Plantations, whatsoever, the Owner or Overseer of such Plantation, shall immediately, in the Presence of the Person or Persons appointed to examine and number the same, cut up, or cause to be cut up and destroyed, so many Plants as shall exceed the Number herein before allowed, in such Place or Places of the said Tobacco-grounds, as the said Owner or Overseer shall think fit. And in case the Owner or Overseer of any such Plantation, shall refuse and fail so to do, the said Persons so appointed to examine and number, as aforesaid, be and are hereby impowered and required to cut up, or cause the same to be cut up and destroyed ; and shall have and receive as a Reward for so doing, Twenty Pounds of Tobacco, for every Hundred Plants of Tobacco that shall be so cut up and destroyed by them ; to be paid by the Owner or Overseer of such Plantation where such Offence shall be committed ; and upon due Proof thereof, made by the Oaths of the Persons appointed as aforesaid, shall and may be recovered before any Justice of the Peace of the County where such Offence shall be committed. And the Persons so to be appointed to examine