

C H A P.
I.

Trash Tobacco not to be transported out of the Province by Land or Water.

Penalty.

Oath to be taken by Sheriffs, Constables and Inspectors.

Penalty.

Justices to issue Warrants for searching

LXI. And, For preventing the clandestine Transportation of bad and unmerchantable Tobacco from this Province into the Colony of *Virginia*, or the Province of *Pennsylvania*, or the Three lower Counties on *Delaware*, called *Newcastle*, *Kent*, and *Sussex*, or the reputed Limits of the said Province or Counties, as now settled by Inhabitants, or to any other Ports or Places whatsoever out of this Province; and also, for the better preventing the Exportation of Tobacco in Bulk or Parcels, *Be it enacted*, That no Tobacco whatsoever, of the Growth of this Province, shall, during the Continuance of this Act, be transported or carried either into the said Colony of *Virginia*, or Province of *Pennsylvania*, or the Three lower Counties upon *Delaware*, called *Newcastle*, *Kent*, and *Sussex*, or the reputed Limits of the said Province or Counties, as now settled by Inhabitants, or to any other Ports or Places whatsoever out of this Province, either by Land or Water, until the same hath been first viewed, examined, and stamped, at one or other of the Warehouses appointed or to be appointed in pursuance of this Act, nor until due Entry thereof shall be made with the Officers of the Customs in the District wherein the Owner of the said Tobacco shall reside, and a Permit obtained from them for that Purpose; and if any Person or Persons shall presume to carry or transport, or cause to be carried or transported, any Tobacco not inspected and stamped, or without having obtained such Permit as aforesaid, to the said Colony of *Virginia*, or the Province of *Pennsylvania*, or the Three lower Counties upon *Delaware*, called *Newcastle*, *Kent*, and *Sussex*, or the reputed Limits of the said Province or Counties, as now settled by Inhabitants, or to any other Ports or Places whatsoever out of this Province, he or they so offending, shall forfeit and pay Eight Hundred Pounds of Tobacco for every Hogshead, Cask, or Case of Tobacco, and One Hundred and Sixty Pounds of Tobacco for every Hundred Pounds of Tobacco in Bulk or Parcel, so transported or carried out contrary to the Direction of this Act.

LXII. And be it further enacted, That all Sheriffs, Under Sheriffs, and Constables, shall, at their *March* Court annually to be held for their respective Counties, take an Oath, That if they shall at any Time know, or be credibly informed, or have good Reason to suspect that any Tobacco is in Bulk, or packed in any Cask or other Package, with Design to be, or is actually, put on board any Vessel, in order to be shipped off without being inspected, or that any Tobacco is carrying or carried out of this Province either by Land or Water into the Colony of *Virginia*, or the Province of *Pennsylvania*, or the Three lower Counties on *Delaware*, called *Newcastle*, *Kent*, and *Sussex*, or the reputed Limits of the said Province or Counties, as now settled by Inhabitants, or to any other Ports or Places whatsoever out of this Province, without a Permit for so doing, they will forthwith make Information and a particular Discovery thereof to the next Justice of the Peace of the County where such Tobacco shall be: And all Sheriffs and Under Sheriffs respectively, who shall, after the First Day of *January* next, be appointed or sworn into the said Offices, shall, at the Time of their being sworn, take the same Oath and obtain a Certificate thereof, and every such Officer failing so to do, shall forfeit Two Thousand Pounds of Tobacco: And every Inspector shall take the same Oath, or Affirmation if a Quaker, before some Magistrate of the County where he resides, before he enters on the Execution of his Office, under the like Penalty.

LXIII. And be it further enacted, That any Justice of the Peace of any County near the Place where any Ship or other Vessel shall ride, upon Application to him made, by any Person suspecting any Tobacco to be laden