

C H A P.
XVIII.

powering any constable or other person to seize the same, for the use of the United States; and such justice of the peace shall forthwith call to his assistance two respectable and disinterested persons of the same county, and if they or the majority of them shall determine the said wheat to have been of the growth of any preceding year, such justice shall retain the said wheat so seized, and shall, as soon as may be, transmit a certificate from under his hand of the quantity of wheat so seized, to the governor and council, who shall cause the substance of such certificate to be entered on their proceedings, and the said justice shall have full power and authority to call on the sheriff of the county, or his deputy, to aid and assist him in carrying this law into execution; and the said justice shall, and he is hereby required, as soon as may be after such wheat shall be determined as aforesaid to be liable to seizure, to cause the same to be delivered to the commissary-general or quarter-master-general, or any of their deputies, he or they paying the current price, according to the quality of the grain, to the owner or person entitled to receive the same, on delivery; and if any of the grain aforesaid shall be mixed with grain of the growth of the present year, in such case the whole shall be liable to seizure; and if there shall be any diversity of opinion respecting the current price between the owner or person entitled to receive the same, and the commissary-general or quarter-master-general, or either of their deputies, the justice of peace aforesaid, together with two persons aforesaid, are hereby authorized to fix and ascertain what the current price shall be deemed to be.

Wheat seized
in the stack,
&c. to be
threshed out,
&c.

XXV. **And be it enacted,** That where any wheat of the species above mentioned shall be seized in the stack, or unthreshed, or unprepared for market, it shall and may be lawful for the commissary-general, quarter-master-general, or either of their deputies, after the same is adjudged liable to seizure, to hire proper persons to thresh or tread out, or prepare for market, such wheat, and deduct the expences thereof out of the monies the owner or possessor of such grain might have been entitled to, if the same had been threshed out or prepared for market, and adjudged liable to seizure.

XXVI. **And,** Whereas information has been given to this general assembly, that a considerable quantity of flour (above the quantity required by the agent of the marine of France) has been purchased by persons employed by or under the authority of the agent for the marine of France;

Purchases a-
bove the quan-
tity required
by the agent
of France
deemed for
the use of the
United States,
&c.

XXVII. **Be it enacted,** That all purchases of wheat or flour made above the quantity aforesaid, by or under the authority aforesaid, shall be deemed made for the use of the United States, and the commissary-general, or his deputy, or such person as congress may appoint, may call on any person or persons appointed, or who have bought by or under the authority and directions aforesaid, to render an account on oath of all wheat or flour by them purchased or contracted for, and shall receive from them any quantity above what was or is necessary to furnish the quantity required by the agent for the marine of France to be bought in this state.

Persons not to
act as commil-
sary-general,

XXVIII. **And be it enacted,** That it shall not be lawful for any person to act as commissary-general, quarter-master-general, or as deputy