

C H A P.
XIV.Punishment
for forging in-
spectors notes,
&c.

XLII. And be it enacted, That if any person whatsoever shall forge or counterfeit the stamp, note, or receipt, of any inspector or inspectors, or alter the quantity of tobacco expressed in such note or receipt, or shall exchange or pay, or tender in payment, any such forged or counterfeited, or altered note or receipt, knowing the same to be forged, counterfeit, or altered, such person, so offending, shall be punished with whipping, not exceeding thirty-nine lashes, and standing in the pillory, and by servitude, not exceeding five years, to pay the expences of prosecution and redress the party or parties injured, in the discretion of the court before whom such offender shall be convicted; and if any person shall export, or cause to be exported, any hoghead of tobacco, stamped with a forged or counterfeit stamp, or demand tobacco of any inspector or inspectors upon such forged, counterfeit, or altered note or receipt, knowing such note or receipt, or such stamp, to be forged, counterfeit, or altered, or shall put or pack into any hoghead of tobacco stamped by any inspector, any tobacco whatsoever, or shall draw or take out any stave, plank, or heading board, of any hoghead of tobacco, after such hoghead shall be delivered out from any of the public warehouses aforesaid, every person so offending, and being thereof convicted by due course of law, shall receive thirty-nine lashes on his or her bare back; and stand in the pillory for the space of two hours; and that in all such cases, the testimony of the inspector or inspectors, with other strong and corroborating circumstances, shall and may be admitted as evidence.

Persons losing
notes may re-
ceive the to-
bacco on
making oath,
&c.

XLIII. And be it enacted, That if any inspector or inspectors notes or receipts be casually lost, mislaid, or destroyed, the person or persons entitled to receive the tobacco, by virtue of any such note or receipt, shall make oath or affirmation (if a quaker, menonist, or dunker) before a justice of the peace of the county where the same is payable, to the number or date of every such note or receipt, to whom and where payable, and for what quantity of tobacco the same was given, and that such note or receipt is lost, mislaid, or destroyed, and that he, she, or they, at the time such note or receipt was lost, mislaid, or destroyed, was lawfully entitled to receive the tobacco therein mentioned, and shall take a certificate thereof from such justice; and upon producing the certificate to the inspector or inspectors, who signed such note or receipt, and lodging the same with them, the said inspector or inspectors shall pay and deliver, to the person obtaining such certificate, the tobacco for which notes or receipts were given, if the same or any part thereof shall not have been before by him or them paid by virtue of the said notes or receipts, and shall be thereby discharged from all actions, suits, and demands, on account of such notes or receipts; and if any person shall be convicted of making a false oath or affirmation, or producing a forged certificate, in the case aforesaid, he shall forfeit and pay to the party grieved two hundred and forty pounds of tobacco for every hundred pounds of tobacco specified in such certificate, and so in proportion for a less quantity, and upon conviction shall suffer as in case of wilful and corrupt perjury.

Inspectors
may permit
persons to
make use of
their prizes
for repacking,
&c.

XLIV. And, When any prized tobacco shall be brought to any public warehouse, in order to be shipped on freight, and the inspector or inspectors there attending shall refuse to pass such tobacco, unless such as shall be bad and unmerchantable be picked and separated from
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