

C H A P.
XIV.

any of them, to the inspector, to be by him received and inspected, and the said inspector shall refuse to pass them, or any of them, and the owner or owners of the said tobacco, or any other person or persons, by his, her, or their privity, consent, or procurement, shall either secretly or openly carry the said tobacco, or any part thereof, away from the said warehouse, before the same hath been viewed and passed, according to law, the said owner or owners shall forfeit and pay the quantity of sixteen hundred pounds of tobacco for every hoghead of tobacco so carried away.

Inspectors to
give a receipt,
&c. for unin-
spected tobac-
co, &c.

LXXVI. And be it enacted, That the inspectors of tobacco at the several warehouses within this state shall, immediately on the delivery of every hoghead, cask, case, or parcel of tobacco, at the warehouses whereof they are inspectors, weigh and give a receipt for such tobacco, if required, by the proprietor or person bringing the same to the said warehouse, expressing therein, that the same is for uninspected tobacco; which receipt shall be given up to the inspectors upon the said tobacco's being inspected, and before the inspectors shall be obliged to deliver notes therefor.

Penalty on
persons mak-
ing fires in
warehouses,
&c.

LXXVII. And be it enacted, That if any person (other than the inspectors) shall hereafter make any fire within any public warehouse, or without doors within the space of fifty yards from such warehouse, such person, if a freeman, shall, for every such offence, forfeit and pay the sum of six hundred pounds of tobacco, and if a servant or slave, he or she shall, by order of any justice within such county, receive on his or her bare back a number of lashes not exceeding thirty-nine for every such offence.

Wooden
chimnies not
to be built
near ware-
houses, &c.

LXXVIII. And be it enacted, That it shall not be lawful for any person whatsoever to erect or build, or cause to be erected or built, any wooden chimney within one hundred yards of any public warehouse in this state, and where any wooden chimnies are already built within the distance aforesaid from any public warehouse, the owner or proprietor of the said chimnies shall pull down the same, or, on refusal or neglect so to do in twelve months after the passing this act, it shall and may be lawful for the sheriff of the county, and he is hereby required to cause such chimnies to be pulled down and demolished.

Special bail
may be a-
warded a-
gainst persons
about to de-
part, &c.

LXXIX. And be it enacted, That in all actions founded on this act against seafaring men, or persons about to depart the state, it shall and may be lawful for the justices of the court in which such action shall be commenced, upon affidavit of the plaintiff or other evidence of the fact, and his cause of action given to the satisfaction of the court, to award special bail against any defendant or defendants in such action, and for default of such bail, to commit such defendant or defendants to the custody of the sheriff, until the defendant or defendants shall put in such special bail, any law, usage, or custom, to the contrary notwithstanding.

LXXX. And, Whereas many of the warehouses rented and used under the act, entitled, An act for the regulation of the staple of tobacco, and for preventing frauds in his majesty's customs, have been employed and used by the owners thereof to other purposes, and they may be

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