

if any suit shall be brought after the time limited, then the jury shall find for the defendant; and if the plaintiff shall become nonsuit, or suffer a discontinuance, or if a verdict shall pass, or upon demurrer judgment shall be given, against him, the defendant shall recover treble costs, and have such remedy for the same as any defendant hath for costs of suit in other cases at law.

CHAP. XVII.

XLII. And be it enacted, That the holder of any certificate for money borrowed by the public, or for allowances on the journal to public creditors, under the faith of the legislature of this state, that the same, or the interest thereof, should be discounted for taxes, may, if he requests the same, have his tax imposed by this act discounted, according to the engagement of the public, rating the money due for principal or interest discounted, according to the value of the money when the certificate was given, such value to be ascertained by the scale of depreciation settled by the act to adjust the debts due from this state; and the holder of any certificate for grain, flour, or other provisions, purchased or taken, or for vessels or carriages hired or impressed, or houses rented, under any act of assembly of this state, promising that the value or price should be discounted in payment of public taxes, may produce his certificate to the commissioners of the tax for his county, and the commissioners are to adjudge, and endorse on the certificate, the value of the freight, hire, or rent aforesaid, or the market price in their county of the grain, flour, or other provisions, mentioned therein, in current money, at the time the same was delivered or taken; and the holder of such certificate may have a discount of his tax imposed by this act not exceeding the sum due thereon, according to the value ascertained by the endorsement, and the collector shall endorse such discount, and the date when made, on such certificate, and shall thereto subscribe his name.

Certificates may be discounted, &c.

XLIII. And be it enacted, That no collector shall have any allowance for any certificate or bank note, unless he will declare on oath, (to be administered by either of the treasurers) that the said certificate or bank note was honestly and bonâ fide received or discounted in payment of the assessment due on the property in his county; and any collector swearing falsely in the premises, shall be liable to the same prosecution and punishment as in other cases of wilful and corrupt perjury, and shall incur all the disabilities attending such infamous crime.

Collectors not to have allowance for certificate, &c. unless actually received, &c.

XLIV. And be it enacted, That the collector of the tax shall deliver to each person chargeable with property in their respective counties, a copy of the amount of their property, with the rate thereon, on or before the first day of October next, under the penalty of twenty pounds current money.

Collector to deliver an account, &c.

XLV. And be it enacted, That all that part of an act of assembly, entitled, An act for the defence of the bay, and to impose certain duties on imported articles, which relates to the laying, imposing, and collecting duties on any goods, wares or merchandises, imported, whether enumerated in said act or not enumerated, be and is hereby continued, and shall remain in full force for and during one year, unless the duty of five per cent. shall be granted to congress by the several states, and shall sooner take place.

Part of an act continued.