

C H A P .  
LXI.

count for and pay all such monies by them received to the justices of their county, who shall, out of such monies, pay the proprietors of the warehouses, within one month after such account shall be settled, one shilling and six-pence current money for every hoghead inspected and passed, and lodged in their warehouse, and the inspectors salaries, which shall be liberal, and such as will induce fit and proper persons to undertake the office of inspector under this act, and also the other expences incurred in virtue of this act, and the residue, if any, shall be applied to the use of the county.

Allowance  
per month for  
warehouse  
room, &c.

LX. And be it enacted, That every hoghead of tobacco that shall be unexported, after being twelve months in any public warehouse established by this act, shall be chargeable with three-pence per month for every month any hoghead of tobacco shall lie over and above one year, and the inspector or inspectors are hereby directed to receive and pay the same to the justices of the county, if such warehouse belongs to the county, if not, to the owner or proprietor of the warehouse.

Monies to be  
accounted for,  
&c.

LXI. And, whereas it is represented, that some inspectors who received the twelve pounds of tobacco per hoghead directed to be paid them at the delivery of tobacco, and the two pounds of tobacco per hoghead per month for tobacco lying in the warehouse above a year, and which was intended for warehouse rent, have not accounted therefor; Be it enacted, That all such monies shall be accounted for and paid, as herein before directed, to the justices of their county, and the owner of the warehouse.

Defendant  
may plead the  
general issue,  
&c.

LXII. And be it enacted, That if any action shall be commenced against any person for any thing done in pursuance of this act, he may plead the general issue, and give this act and the special matter in evidence at the trial, and that the same was done in pursuance and by authority of this act, and if it shall appear to have been so done, then the court shall direct the jury, and they shall accordingly find for the defendant; and if the plaintiff be nonsuited, or discontinue his action, or if judgment shall be given upon demurrer or verdict against the plaintiff, the defendant shall recover double costs.

Actions to be  
commenced  
within one  
year, &c.

LXIII. And be it enacted, That all prosecutions and actions for the recovery of any penalty or damages for any breach of this act, shall be commenced within one year after the offence committed or damage done, and not afterwards; and all actions commenced against any person or persons making any seizure under this act, or doing any thing in consequence of the provisions in this act, shall be brought within one year after the seizure made, or act done, and not afterwards; and all libels filed for the purpose of forfeiting vessels for any thing done contrary to any provision in this act, shall be filed within eighteen months from the time of the act done from which a forfeiture of the vessel may be alleged to have been incurred, and not afterwards.

Continuance.

LXIV. This act to continue until the end of the next annual session of the general assembly.

C H A P . LXII.

Passed Mar. 8. A Supplement to the act, entitled, An act to prevent the exportation of unmerchantable tobacco.

Preamble.

**W**HEREAS it is represented to this general assembly, that considerable quantities of tobacco are raised in Frederick and Washington counties, and that there is no inspection or warehouse