

paid; and that the said Officers, and their Deputies, or any of them, shall and may freely stay and remain on board, until such Wine, Molasses and Sugars, shall be delivered and discharged out of the said Ship or Vessel: And all Sheriffs, Coroners, Deputy-Sheriffs and Constables, are hereby enjoined and required to be aiding and assisting to such Naval Officers, and their Deputies, in Discharge of their Duty aforesaid; and if any Action or Suit shall be commenced against such Officers, or Others assisting to put this Act in Execution, it shall and may be lawful for such Officers, and Others, to plead thereto the General Issue, and give this Act, and the special Matter therein, in Evidence; any Law or Custom to the contrary thereof notwithstanding. And in Case any Action or Suit shall be commenced and prosecuted against any Person or Persons importing, or bringing into this Province, any such Wine, Molasses or Sugar, as aforesaid, for any Fine or Forfeiture arising by this Act, the Court, before whom such Suit shall be commenced and prosecuted, shall, at their Discretion, rule the said Defendant or Defendants, to give good and sufficient Bail to such Suit, and for Want thereof, shall and may commit the said Defendant or Defendants to the Custody of the Sheriff of the County, there to remain until he or they shall comply therewith: And if Judgment on such Suit shall be given against the said Defendant or Defendants, the Court before whom the said Judgment shall be rendered, shall commit the said Defendant or Defendants, until he or they shall pay unto the Naval Officer aforesaid, the Moiety of the Forfeiture aforesaid, to be applied to the Uses in this Act mentioned.

*AND be it further Enacted,* That the Officers aforesaid, hereby directed to seize any such Wine, Molasses and Sugars, shall, and are hereby impowered and directed, after the same have been legally condemned, and public Notice thereof given five Days, to sell one Moiety of all such Wine, Molasses and Sugars, so as aforesaid seized and condemned, at public Auction, to the highest Bidder, and the Money arising on such Sale, to pay unto the Commissioners of the Loan Office aforesaid, to and for the Uses and Purposes in this Act mentioned, and the other Moiety of the said Wine, Molasses and Sugar, so seized and condemned, shall belong to the Person or Persons seizing the same.

*AND be it further Enacted,* That all Sheriffs, Coroners, Deputy-Sheriffs and Constables, in their several Counties and Hundreds in this Province, are hereby strictly enjoined and required to make Information, to some Justice of their respective Counties, of any such Wine, Molasses or Sugar, which they shall know to be imported or brought into this Province, either by Land or Water, which have not been duly entered, and the Duties thereof paid, or secured to be paid, according to the Directions of this Act: And if any Sheriff, Coroner, Deputy-Sheriff or Constable, shall know of any such Wine, Molasses or Sugar, to be imported or brought into this Province by Land or Water, which have not been entered, and the Duties thereof paid, or secured to be paid, according to the Directions of this Act, and shall not, within two Days after he or they shall know thereof, make Information of the same to some Justice of the Peace for the County, he or they shall forfeit and pay the Sum of Ten Pounds Current Money, one Half thereof for the Use of the Informer, and the other Half for the Use of this Act; to be recovered in a Summary Way, before one Magistrate, as in the Case of small Debts, who is hereby impowered to receive and pay the same, in Manner as is herein before directed. And the Justice, or Justices, to whom such Information shall be made, are hereby required immediately thereupon to issue his or their Warrant against such Person or Persons, against whom such Information shall be made to such Sheriff, Coroner, Deputy-Sheriff or Constable, to take and bring such Person or Persons before some Justice of the County, to answer such Complaint; and if it shall appear to such Justice, upon Examination of such Person or Persons, that he or they hath or have imported or brought into this Province, any Wine, Molasses or Sugar, as aforesaid, except as before excepted, and hath or have not duly entered the same, and paid, or secured to be paid, the Duties aforesaid, according to the Directions of this Act, and the same Wine, Molasses or Sugar, hath not been already seized and secured, such Justice or Justices are hereby directed, to require such Person or Persons so offending, to give good Security to appear at the next County Court of the said County, to answer the same, and for Want thereof, shall commit such Person or Persons to the Custody of the Sheriff of the County, there to remain until he or they shall comply therewith; and the several Justices of the several County Courts of this Province are hereby directed and required, at their several Courts, to give this Act in Charge to their several Grand Juries, and direct them to Enquire into and make Presentment of all Breaches thereof.

*AND be it further Enacted,* That the Naval Officers aforesaid shall yearly transmit to the Commissioners of the Loan Office, an Account, upon Oath, of all the Monies by them respectively received, by Virtue of this Act, for the Duties, Impositions and Forfeitures aforesaid, and yearly pay the Monies aforesaid, so by them received, retaining in his or their Hands respectively, a Commission of Two and an Half *per Centum*, and that the Office Bonds of the said Sheriffs and Naval Officers, and their Sureties in such