

previous to such sale, and not less than fifteen days after such condemnation, and shall be sold by the Collector, or Deputy, of the Port where the same shall have been seized, by public auction to the highest bidder.

XXIX. *And be it further Enacted by the authority aforesaid,* That upon the exhibiting or filing of any information for the recovery of any penalty, under the provisions of this Act, it shall be lawful for any one of the said Commissioners, upon affidavit first filed with the said Clerk by the person exhibiting such information, that he is apprehensive the person against whom such information shall be filed, will leave this Province without satisfying the said penalty, to issue a Warrant under his hand and seal, for the arrest and detention of such person, until he shall have given security for the payment of such penalty, in case he shall be convicted; and that such penalties, when such security shall not be required, may be recovered by distress and sale of the Goods and Chattels of any offender, and in default of such Goods and Chattels, it shall be lawful for the said Commissioners to commit the offender to the common goal of the District where the offence shall be committed, for a period not longer than Six Months.

XXX. *And be it further Enacted by the authority aforesaid,* That if any Goods shall be seized for non-payment of duties, or any other cause of forfeiture, and any dispute shall arise whether the duties have been paid for the same, or the same have been lawfully imported, or concerning the place from whence such Goods are brought, then and in such cases, the proof thereof shall ly on the owner or claimant of such Goods, and not on the Officer, or person who shall seize or stop such Goods.

XXXI. *And be it further Enacted by the authority aforesaid,* That if the Importer or Owner of any Goods imported as aforesaid, shall refuse to pay the duties imposed thereon by