

colony, the parties so offending shall forfeit for the first offence 200 lbs. of tobacco ; for the second, 500 lbs. of tobacco ; and for the third offence the offender shall be banished the colony of Virginia." A shipmaster bringing a Quaker to the colony to reside there was liable to a fine of 5,000 lbs. of this fragrant weed ; and any inhabitant entertaining any Quaker in or near his house, to preach or teach, was to be fined a like amount : Hening, I., 532.

In 1543 the Assembly of the colony enacted that any person feloniously killing "*a tame hogg, being none of his owne,*" and being thereof lawfully convicted, should suffer as a felon (*i.e.*, death). Four years later this penalty was mitigated to a fine of 2,000 lbs. of tobacco. or two years' penal servitude : Hening, I., 244, 351. In 1662 every county court in Virginia was ordered to set up a pillory, a pair of stocks, and a whipping-post, near the court house, and a ducking stool in such a place as they should think most convenient. The neglect of this order for more than six months was punishable by a fine of 5,000 lbs. of tobacco. The ducking stools being provided, those who should sit in them had to be named, and so we find that in the same year the brave assemblymen decreed : "Whereas, oftentimes many brabbling women often slander and scandalize their neighbours, for which their poore husbands are often brought into chargeable and vexatious suites, and caste in great damages ; Be it therefore enacted, that in actions of slander occasioned by the wife aforesaid, after judgment passed for damages, the woman shall be punished by ducking ; and if the slander be so enormous as to be adjudged at a greater damage than 500 lbs. of tobacco, then the woman to suffer a ducking for each 500 lbs. adjudged against the husband, if he refuse to pay the tobacco" : Hening, I., 75 ; II., 166-67.

Notwithstanding the soothing influences attributed by some to tobacco, and the terms applied to it by poetic men like Spenser and Lilly, such as "*Herba santa,*" "*Sana sancta Indorum,*" "*Herba panacea,*" "*Our holy herb nicotian,*" still it had much to do in stirring up the Virginians against the Crown, and in bringing about the crisis which, when it had passed, left the United States of America a free and independent republic. It happened after this manner : tobacco was the legalized currency of the colony. In 1755, and again in 1758, years of war and distress, the legislature gave the people the alternative of paying