

ported within three months from the said importation, be paid by the Treasurer to the exporter thereof out of the monies arising from the duties on the said articles, upon the said exporter making the following oath, by him subscribed, within six months after the exportation as aforesaid, viz.

"I do swear that I have exported out of this Province, in the <sup>whereof</sup> was master, <sup>gallons of</sup> and that the same was imported into this Province in the <sup>whereof</sup> was master, and legally entered on the day of and the duty imposed on the said by an Act of this Province, has been paid or secured to be paid upon the same and on every part thereof, and that the said has been actually landed in some port or place without this Province, and not in any port or place of the United States of America to the Eastward of Machias Harbor, to the best of my knowledge and belief."

Oath of exporter,

And, for the better preventing of frauds herein, bonds shall be given with sufficient securities in double the value of such articles so to be exported, that the same or any part thereof shall not be clandestinely re-landed in this Province, nor in any port or place in the United States of America to the Eastward of Machias Harbor.

Bonds to be given that exported articles shall not be re-landed.

XIII. *And be it further enacted*, That if any of the before specified articles shall be fraudulently re-landed in any port or place in this Province, after shipment for exportation, the same shall be forfeited, proceeded against, and applied in the manner herein before directed.

Articles fraudulently re-landed to be forfeited and applied as aforesaid.

XIV. *And be it further enacted*, That if it shall be discovered at any time within one year, after the drawback shall be received upon the exportation of any Rum, Brandy, Geneva, or Wine as aforesaid, that any of those articles have been fraudulently landed contrary to the condition of the bond given for the exportation thereof as aforesaid, the owner of such Rum, Brandy, Geneva or Wine, shall and may be prosecuted therefor by His MAJESTY'S Attorney General by bill, plaint or information, in the Supreme Court; and upon due conviction thereof shall forfeit and pay for each offence the sum of one hundred pounds.

If discovered within a year after drawback received to have been fraudulently re-landed, owner to be prosecuted and fined 100l.

XV. *And be it further enacted*, That the quantities of Rum, Brandy, Geneva and Wine so imported, shall be ascertained by the instrument commonly called Gunter's Callipers and by no other instrument whatever, and shall be so gauged by a sworn Gauger or Gaugers legally appointed or to be appointed, for that purpose; in the City of Saint John by the Lieutenant Governor or Commander in Chief of this Province for the time being; and in the several and respective Counties by the Justices in their Sessions. *Provided*, that no Gauger shall gauge any dutiable article his own property or consigned to him within this Province.

Rum, &c. to be gauged by Gunter's Callipers by sworn Gaugers. No Gauger to gauge his own, or property consigned to him