

shall take, any Security or Securities for Tobacco Debts, that were due and owing prior to the making the said Act, where the Creditor or Creditors shall be paid in Inspected Tobacco, the Creditor or Creditors shall be, and hereby are obliged to discount one fourth part of the original Tobacco Debt, According to the true Intent and Meaning of the before mentioned and this Act; Any Law to the Contrary notwithstanding, and whereas it may happen that the Debtor or Debtors, by the Management of the Creditor or Creditors, may not be able to make appear that any Bond, Bill, Note or specialty, taken and entred into since the making of the said Act, was passed for Any Debt or Debts really and bona fide contracted prior to the making the said Act; Be it Enacted, in such Case, That if the Debtor or Debtors shall be sued or prosecuted at Law for said Debt or Debts, that then in Case the Debtor or Debtors shall in Any Court of Law insist, that he she or they according to the true Intent and Meaning of the aforesaid Act, ought to have a Discount of a Fourth of the Debt or Demand, he she or they shall be impleaded for, and shall alledge any Failure of proof; that then and in such case the Plaintiff or Plaintiffs in Any Action, or their Attorney or Attorneys in Fact, may be, by the Court in which such Action or Actions shall be brought interrogated on Oath touching the Premises; that is to say, whether or not the Debt or Demand sued for, was A Debt really and bona fide due before the making of the said Act, and in case the Plaintiff or Plaintiffs or their Attorney or Attorneys in Fact, refuse to Answer on Oath touching the Matter, that then and in such case, it shall be taken for granted, that the Debt or Demand Sued for was for a Debt due Prior to the making said Act; and then that a Discount of one Fourth of the Debt or Demand shall be made, as if the same had actually been paid or not?

L. H. J.
Liber No. 46
June 11

Resolved in the affirmative.

For the affirmative

M^r Key

Barnes
J. Gresham
R. Gresham
Harris
H. Hall
Hammond
Worthington
Smallwood

M^r Harrison

Middleton
Dashiel
Handy
R. J. Henry
J. Goldsborough
Thomas
Ennals
Hyland

M^r Bayard

Sheredine
J. Hall
Wootton
Stoddert
Gordon
Dulany
J. Henry

p. 804

For the Negative

M^r Carroll

Smith
Lecompte

M^r Pearce

Hopper
Robins

M^r Scarborough

Purnell