

*arms.*—Upon information given upon oath, to any justice of the peace of any county in this state, of any free person of color owning, using, or carrying firearms as aforesaid, it shall be his duty to issue his warrant for the arrest of said free person of color, to answer said charge before himself, or any other justice of the peace in the county, where said offence may be committed; and upon sufficient proof thereof, it shall be the duty of said justice to order and adjudge, that the free person of color, so detected in owning, using, or carrying firearms, shall receive upon his bare back thirty-nine lashes.

43. *Arms seized, how disposed of.*—The firearms so found in the possession of said free person of color, shall be exposed to public sale, after giving fifteen days' notice of the time and place thereof at three of the most public places in the district, and the money arising from the sale of arms shall be appropriated by the said justice of the peace, to the payment of the costs which may accrue in said prosecution, and the overplus, if any there be, to be delivered by said justice to the informer against the offender.

44. *Persons claiming negroes as slaves shall make oath.*—When any person of color charged with a violation of this act, shall be claimed by any individual as a slave, such claimant, or his or her agent, shall depose on oath, that such person of color is in law the slave of such claimant, and not nominally held as such, or in violation or evasion of the fourth section of the act of one thousand eight hundred and eighteen, or other laws of this state, and in default of such oath, such person of color shall be deemed and adjudged liable to the pains and penalties described in the second section of this act.

45. *Slaves from non-slaveholding states prohibited from coming into this state.*—It shall not be lawful for any male slave who shall, after the passage of this act, have been in any state usually known as a non-slaveholding state, or in any foreign country, to come or be brought into this state by his owner, or any other person; and any and all male slaves who shall come or be brought into this state, after the passage of this act, in violation thereof, shall, on conviction thereof, be forfeited and sold as a slave, and the net proceeds of such sale shall be paid, one half to the informer, the other half to county purposes; and the person or persons bringing or aiding such male slaves to come into this state, on indictment for misdemeanor, and on conviction thereof, shall be fined and imprisoned, or either, at the discretion of the court.

46. *Jurisdiction of inferior court.*—The inferior courts of the several counties of this state, shall have jurisdiction of the several offences created or mentioned by this act, in all cases in which, by the constitution of the state, jurisdiction may be entertained by them.

47. *Exceptions in favor of aborigines, Moors, and Hindoos.*—The provisions, prohibitions, and penalties of this act shall not extend to any American Indian, free Moor, or Lascar; but the burthen of proof, in all cases of arrest of any person of color, shall be on such person of color, to show him or herself exempt from the operations of this act.

43. Dec. 23, 1833, sec. 8, *Prince* 808.

46. Dec. 26, 1835, sec. 6, *Prince* 811.

44. Dec. 26, 1835, sec. 4, *ib.* 811.

47. *Ib.* sec. 7, *ib.*

45. *Ib.* sec. 5, *ib.*