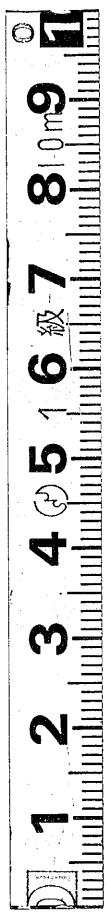


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A N

APPENDIX

CONTAINING,

FORMS of Informations and Judicial
Proceedings on the ACT of Excise.

WITH

TABLES of the CONTENTS of Cylinders, the
Areas of Circles and Squares, and other TABLES
useful to Gaugers.



D U B L I N:

Printed in the YEAR, 1736.

A N
A P P E N D I X, &c.

F O R M S of *Informations upon the Act of Excise*, which with the Judicial Proceedings thereupon, are to be entered in a * Book kept for that Purpose by the Sub-Commissioners or Collectors of each Port or District:

Forms of Informations upon a Seizure.

BE it remembred, That upon the Day of the Year of the Reign of our Sovereign Lord the King's Majesty that now is, G. H. came in his own proper Person before the Sub-Commissioner, or Sub-Commissioners of his Majesty's Revenue of Excise and New Impost for the Port of C. at the Office of Excise in

and did then and there give the said Sub-Commissioners ub-Co

to understand, and to be informed, that betwixt the * For the Day of last past, and the Day of Exhibiting Time limit-
this Information, he the said G. H. did in the Port of C. seize to ed, *vid.*
the Use of our Sovereign Lord the King, and himself, certain Offences, 2.
Goods (*viz.*) Page 85.
being the Goods of a Person or Persons unknown, ¶ for that the same and the Note
being Exciseable Goods were Imported into this Kingdom, from theron.
Parts beyond the Seas; and taken up or discharged out of a certain *Vid.*
Ship or Vessel (not being in Leak or Wrack) before the said Goods, 28.
Ship or Vessel was first Entred in the Custom-house of the said Port Pa. 59.
of C. or at, or in, or upon some other Place or Places, than upon
the open Keys, Wharfs, Landing-places, or Slips of the said Port.

(A a z)

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as the Lord Lieutenant, Lord Deputy, or other Chief Governor and Privy Council of this Realm, for the time being, have therefore Assigned and Appointed, or at unlawful Hours or Times, or without the Cognizance, Knowledge, Privity, or Consent of such Officer or Officers as was aboard the said Ship or Vessel, attending the unlading thereof,* or before due Entry and payment of the Excise due, and payable thereupon, contrary to the Form of the Statute, in that Case made and provided. And therefore the said

* Vide
Goods, 29.
Pa. 50.

† Vide A. B. prays the † Judgment of the aforesaid Sub-Commissioner, or Sub-Commissioners, that the said Goods may remain forfeited; § one Moiety thereof to the Use of his said Majesty, and the other to cise, 10. Pa. the Informer, as by Law directed.

‡ Vide In-
formers, 1.
Pa. 62.

Underneath this Information enter this Rule.

If no Persons claims the Property of the Goods in the above Information mentioned, within † 21 Days from the Date hereof,

† Vid. Sei-
zures, 9.
Pa. 111.

{ I } adjudge them forfeited and Recovered as by
the Law is directed,

A. B. } Sub-Commissioners.
C. D. }

After the Twenty one Days are expired, if no Claim be Entred, then Enter Judgment thus.

No Person having laid Claim to the Goods in the above Information mentioned, within the time limited by the Act of Excise { I } adjudge them Forfeited and Recovered, one Moiety thereof to the use of his Majesty, and the other to the Informer, † and to be Sold by Inch of Candle, as by the Law is directed. Dated this Day of

† Vid. Sei-
zures, 11.
ed. Pa. 111.

A. B. } Sub-Commissioners.
C. D. }

But in Case of a Claim, this Rule is to be entred.

E. F. of came this Day before { Me } the Sub-Commissioners aforesaid, and laid Claim to the Goods in the above Information mentioned.

E. F. Merchant.

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I } the Sub-Commissioners aforesaid, do appoint { Monday }
We } Day of next, at of the Clock
the { Fore } noon, at in this Port, for the
in the { After } Hearing and Determining this Matter, of which all Persons concerned are to take Notice.

A. B. } Sub-Commissioners.
C. D. }

Notwithstanding this Publication, it may not be amiss to give the Parties Notice by Summons, and upon their Appearance, to proceed to hear the Evidence.

The Form of the Summons.

* Y O U are hereby Summoned to appear before { me } Sub-Commissioner or Sub-Commissioners aforesaid, at in upon the Day of at a Clock in the { Fore } noon, to make your Answer, and Defence, to an Information Exhibited against you, at which Time, and Excise, 10. Place { I } Sub Commissioners will proceed to hearing of the Cause, examination of Witnesses, and final Sentence

L. M. being Sworn for the King, Deposeth, That, &c.
J. K. Sworn, likewise for the King, Deposeth, That, &c.
At which time and place, the Plaintiff G. H. and also the Defendant E. F. appeared, and the Cause being heard before { me } Sub-Commissioner or Sub-Commissioners of Excise and Proof being made as afore-written, to justify the Information, { I } do adjudge the Goods mentioned in the Information, to be Forfeited and Confiscated, one Moiety to our Sovereign Lord the King, and the other to the Informer.

Or do adjudge, That the Goods in the Information mentioned are not Forfeited, and therefore are acquitted from the said Information.

A. B. } Sub-Commissioners.
C. D. }

If the Sub-Commissioners do think the Case at any Time so Equitable or Commiserable, as to admit it to Composition, which is not to be done, but in small matters, (unless by Order of the + By Virtue of a re- + Chief Commissioners of his Majesty's Revenue) then the Informer and Claimer, to enter their Submission under the Information, thus, Clause in J. G. H. their Patent,

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I, G. H. do, for as much as concerns me in the Information above-written, submit the same to such Composition, as the Sub-Commissioners shall think fit to settle and appoint G. H.

And I, E. F. Claimer of the Goods (or Defendant to the Information above-written) do the same. E. F.

We do order and appoint that the aforesaid E. F. shall forthwith pay the Informer G. H. the Sum of and the like Sum to the hands of for his Majesty's Use, for the Offence aforesaid,

A. B. } Sub-Commissioners.
C. D. }

An Information against an Owner, Master, Purser, or Persons taking Charge of a Ship.

BE it remembred, That upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, A. B. came in his own proper Person before {^{me}_{us}} Sub Commissioners and did then and there on the behalf of our Sovereign Lord the King, and himself, give {^{me}_{us}} the said Sub-Commissioners to understand, and to be informed, That betwixt the Day of last past, and the Day of exhibiting this Information, G. H. being Owner, Master, Purser, or Person taking Charge of the Ship called the A. of arriving from Parts beyond the Seas, * did suffer certain

Goods and Merchandizes (*viz.*)

* Vide Mafiers, 2.
Pa. 8o. to be taken up or discharged out of the said Ship, (not being in Leak or Wrack) and to be delivered at, or in some other place or places than upon the open Key, Wharfs, Landing places or Slips of the said Port, as the Lord Lieutenant, Lord Deputy, or other Chief Governor, and Privy-Council of this Realm for the time being, have therefore Assigned and Appointed, or at unlawful Hours or Times, or without the Cognizance, Knowledge, Privity or Consent of such Officer or Officers, as was aboard the said Ship or Vessel, attending the Unlading thereof, or before due Entry or Payment of the Excise, due and payable thereupon, contrary to the Form of the Statute in that case made and provided, whereby the said G. H. hath forfeited One Hundred Pounds. And therefore the said A. B. prays the Judgment of the Sub-Commissioners aforesaid, against the said G. H. that he may forfeit One Hundred Pounds, one Moiety thereof to the King, and the other to himself, as by the Law is directed.

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An Information against an Owner, Master, Purser or Person taking Charge of a Ship, not suffering the Officers to do their Duty.

BE it Remembred, that upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, A. B. came in his own proper Person before {^{me}_{us}} Sub-Commissioners, and did then, and there, on the behalf of our Sovereign Lord the King and himself, give {^{me}_{us}} the said Sub-Commissioners to understand, and to be informed, that betwixt the Day of last past, and the Day of Exhibiting this Information C. D. Being Master, Owner or Commander of the Ship or Vessel called the E. of coming from Parts beyond the Seas, did there and * then refuse to * Vide Ma- permit or suffer certain Officers of his Majesty's Customs in the said Mafiers 3. Pa. Port of appointed for that purpose to make Search for 78. Ibid. 9. Pa. 8o. Goods and Commodities Exciseable aboard the said E. of or to remain on board the said Ship or Vessel, according to their Du- ty, but on the contrary did forcibly hinder and oppose the said Offi- cers so upon Duty and in Execution of their Office as aforesaid, contrary to the Form of the Statute, in that case made and provided, whereby the said C. D. hath forfeited Fifty Pounds, and therefore the said A. B. prays Judgment of the said Sub-Commissioners, that the said C. D. may forfeit the said Sum of Fifty Pounds, as by the Law is directed.

An Information against Mariners.

BE it Remembred that upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, A. B. came in his own proper Person before {^{me}_{us}} Sub-Commissioners, and did then and there on the behalf of our Sovereign Lord the King and himself give {^{me}_{us}} to understand and to be informed, that betwixt the Day of last past, and the Day of Exhibiting this Infor- mation, I. F. and H. F. * being Mariners, Seamen, or Persons em- * Vide Ma- ployed aboard the Ship, or Vessel called the A. of arriving inners 2. from Parts beyond the Seas, (whereof I. G. is Owner or Master, or Pa. 77. so deputed) did consent and assent, or were present at the delivering of

(A a 4)

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of certain Goods, (*viz.*) out of the said Ship (not being in Leak or Wrack) and to be delivered at, or in some other place, or places, than upon the open Key, Wharfs, Landing-places, or Slips of the said Port, as the Lord Lieutenant, Lord Deputy, or other Chief Governor and Privy Council of this Realm, for the time being, have therefore assign'd and appointed, or at unlawful Hours or Times, or without the Cognizance, Knowledge, Privity or Consent of such Officer or Officers, as was aboard the said Ship or Vessel attending the unlading thereof, or before due Entry or Payment of the Excise due and payable thereupon, contrary to the Form of the Statute in that case made and provided; whereby the said *I. F.* and *H. F.* have forfeited each of them * Ten Pounds, and therefore the said *A. B.* prays the Judgment of the Sub-Commissioners aforesaid, against them the said *I. F.* and *H. F.* that they may forfeit Ten Pounds a piece accordingly, one Moiety thereof to the King, and the other to the Informer as by the Law is directed.

* Vid. Ma-
riners, 2.
Pa. 77.

An Information against an Owner, Master or Commander of any Coasting Ship or Vessel, that shall receive on Board, or Discharge, or Unship Exciseable Goods, contrary to Law; as also against Persons aiding, abetting, assisting, or knowing thereof.

BE it remembred, That upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, *A. B.* came in his own proper Person before $\{ \begin{matrix} me \\ us \end{matrix} \}$ Sub-Commissioners, and did then and there, on the behalf of our Sovereign Lord the King, and himself, give $\{ \begin{matrix} me \\ us \end{matrix} \}$ the said Sub-Commissioner or Sub-Commissioners to understand, and to be informed, That betwixt the Day of last past, and the Day of exhibiting this Information, *C. D.* being Owner, Master or Commander of a certain Ship, or Coasting Vessel, did in the Port of receive on Board, or discharge, or deliver on Shore, or into a certain Gabbard, Lighter or other Boat, to be carried on Shore, certain Exciseable Goods or Commodities, *viz.* (the said Ship or Coasting Vessel coming from the Port of in this Realm, and not being in Leak or Wrack) at unseasonable Hours or Times, or at, or in some other Place or Places, than upon the open Key, Wharfs, Landing places or

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or Slips of the said Port, as the Lord Lieutenant, Lord Deputy or other chief Governor, and Privy-Council of this Realm for the time being, have therefore Assigned and Appointed, or without Licence first had, or without the Cognizance, Knowledge, Privity, or Consent of such Officer, or Officers, as were attending the lading or unlading of the said Ship, or Vessel, or before due Entry and Payment of the Excise due and payable thereupon. And further that *E. F. G. H.* and *I. K.* (being Mariners or Seamen) were aiding, abetting, assisting, or Persons knowing thereof, whereby the said *C. D.* * as Owner, Master, or Commander of the said Ship or Ves- * Vide Ma-
fel hath forfeited the Sum of Twenty Pounds, and the said *E. F.* sters, 11.
G. H. and *I. K.* each of them the Sum of Five + Pounds, as Pa. 8o. being so aiding, abetting, assisting, or knowing thereof as afore- + Vide Ma-
said, and therefore the said *A. B.* prays Judgment of the Sub- riners, 3.
Commissioner, or Sub-Commissioners aforesaid, against the said *C. D.* that he may forfeit accordingly the said Sum of Twenty Pa. 77.
Pounds; As also against the said *E. F. G. H.* and *I. K.* that they likewise may forfeit each of them the Sum of Five Pounds as aforesaid, one Moiety thereof to the King, and the other to himself, as by the Law is directed.

Note, That the same manner of Proceedings will be requisite in the foregoing Informations, and the same way of Summons to Persons concerned, as in the first Case, or Information is directed.

An Information against a Boat, Gabbard or Wherry, &c. and Persons taking Charge of the same.

BE it Remembred, That upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, *A. B.* came in his own proper Person before $\{ \begin{matrix} me \\ us \end{matrix} \}$ Sub Commissioners and did then and there give $\{ \begin{matrix} me \\ us \end{matrix} \}$ to understand, and to be informed, That be- twixt the Day of last past, and the Day of Exhibiting this Information, there was seized or found certain Goods, *viz.* in the Port of *D.* in a certain Gabbard, Lighter, Boat, Wherry, Skiff or other Vessel, whereof *N. T.* and *T. R.* were Persons having Charge; which Goods (belonging to some Person, or Persons unknown) were imported into this Kingdom

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Kingdom from Parts beyond the Seas, and taken up, or discharged out of a certain Ship or Vessel, (not being in Leak or Wrack) and to be delivered at, or in some other Place or Places than upon the open Key, Wharfs, Landing places or Slips of the said Port, as the Lord Lieutenant, Lord Deputy or other Chief Governor and Privy Council of this Realm for the time being, have therefore assized and appointed, or at unlawful Hours or Times, or without the Cognizance, Knowledge, Privity, or Consent of such Officer, or Officers, as was aboard attending the unlading of such Ship or Vessel, or before due Entry or Payment of the Excise, due and payable thereupon; or did carry the same aboard some other Ship or Vessel contrary to the Form of the Statute in that case made and provided. And therefore the said A. B. craves Judgment, * that the said Gabbard, Lighter, Boat, Wherry, Skiff, or other Vessel may be forfeited, and that the said N. T. and T. R. may likewise forfeit each of them Ten Pounds a-piece, one Moiety thereof to our Sovereign Lord the King, and the other to himself as by the Law is directed.

* Vid. Bont-men, 1. Pa. 10.

[†] Vide Wharfingers x Pa. 127,
& Carmen,
x 2. Pa. 18

An Information against Exciseable Goods, found hid or concealed aboard any Vessel Inwards, with Intent to be Landed or Carried away without due Entry and Payment of Duty.

B E it remembred, That upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, A. B. came before {^{me}_{us}} Sub-Commissioners, on behalf of his Majesty and himself, and gave us to understand, That betwixt the Day of last past, and the Day of Exhibiting this Information, he did seize the Goods following, *viz.* for that the said Goods being Exciseable Goods were found on Board a Ship or Vessel, and there hid or concealed with intent to be carried away, without due Entry first had and made of the same, or payment of the Excise, due and payable thereupon, which is contrary to the Form of the Statute in that case made and provided.* And therefore prays the Judgment of the said Sub-Commissioners, that the said Goods may remain forfeited, one Moiety to the King, and the other to the Informer, as by the Law is directed.

* Vid. Goods, 25. Pa. 49. & Seizures, 3. Pa. 311.

Ait

A P P E N D I X.

An Information against Exciseable Goods Entered under a wrong Denomination.

B E it Remembred, That upon the Day of in the Year of the Reign of our Sovereign Lord the King's Majesty that now is, A. B. came before {^{me}_{us}} Sub-Commissioners, on behalf of his Majesty and himself and gave us to understand, That betwixt the Day of last past, and the Day of exhibiting this Information, he did seize the Goods following, *viz.* For that the said Goods belonging to one C. D. Merchant entring the same, were Imported from Parts beyond the Seas, and by a Permit or Warrant, from one or more of the Officers of his Majesty's Customs in the said Port of brought to that Custom-House, and there viewed.* That the said C. D. did after such View made, enter the said Goods not according to their Quality, true Denomination and Kind as above-said. But on the contrary did enter the said Goods by another and wrong Denomination, and did not pay his Majesty's Duty, according to the true Quality and Denomination of the said Goods, thereby intending to defraud his Majesty of the Duty of Excise, or New Impost due thereupon. And therefore the said A. B. prays the Judgment of the Sub-Commissioners aforesaid, that the said Goods and their Value may remain forfeited, one Moiety to the Use of his said Majesty, and the other to the Informer as by the Law is directed.

* Vid. En-tries, 7. Pa.
32.

The Proceedings upon this must be as upon the former Cases, by Summons, &c. and examining of Witnesses, to prove the Concealment and Intent of Fraud, &c.

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In the Case of Brewers, Vintners, Inn-keepers, Ale-House-keepers, Distillers, or Retailers of Strong-Waters, or any Sort of Liquors, the like Proceeding is to be against Offenders by Information, Summons, Proof and Judgment, and due Record thereof kept by the Commissioners, Sub-Commissioners, &c. And for the several Cases, the Forms of Informations are to be as followeth, viz.

Forms of INFORMATIONS.

Against a Brewer, &c. for not Entring and Paying Weekly.

A. B. A Ppearing before C. D. Sub-Commissioner, or Sub-Commissioners of Excise, &c. Informeth, as well on the behalf of our Sovereign Lord the King, as himself, that E. F. Common Brewer of Beer or Ale, (or Distiller of Aqua-vitæ, or Strong-Waters) betwixt the, &c. Day of, &c. hath Made, Brewed or Distilled several Quantities of Beer, Ale, and Strong Waters, whereof he hath not made due and true weekly Entry, nor paid Excise of the same, (or whereof having made due Entry, he hath not weekly paid Excise of the same) at the Office of Excise, under which he now liveth; but hath neglected, or refused to do the same, contrary to the Statute in that behalf, Made and Provided; and therefore the said A. B. craveth Proces, Judgment and Execution, against the said E. F. according as in and by the Statute in that behalf is directed and appointed.

[¶] Vide
Brewers, r.
Pa. 12.

Against a Brewer, &c. for Refusing the Gauger to Gauge.

A. B. A Ppearing, &c. Informeth, &c. ¶ that E. F. (Brewer or Distiller) did refuse to permit G. H. Gauger for the Excise appointed for that purpose, to Enter into his Brew house, Out-house, Store-house, or Stilling-house, when he demanded liberty to Gauge all Coppers, Fats, Keeves, or other Vessels in the same, and to take account of all Beer, Ale, Aqua-vitæ, or Strong-Waters, Brewed, Made or Distilled, and that the said E. F. being forbidden to carry or deliver out any Beer or Ale, (or retail any more

Aqua-

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Aqua-vitæ or Strong-Waters) did nevertheless since, that is to say, at or upon, &c. Day of, &c. deliver out, &c. Barrels of Ale or Beer, or retail, &c. Gallons of Aqua-vitæ or Strong-Waters, and therefore the said A. B. craveth Proces, &c.

Against a Brewer, &c. for biding and concealing his Drink or Strong-Waters from the Gauger.

A. B. A Ppearing, &c. Informeth, &c. ¶ That E. F. Brewer, or [¶] Vide. Ale-Distiller, having admitted G. H. Gauger for the House-keepers appointed for that purpose, to Enter into his Brew-house, Out-housers, 5. Pa. 4. house, Still-house, and Store-house, to Gauge and take Account of his Beer, Ale, or Aqua-vitæ and Strong-Waters, did upon the, &c. Day of, &c. hide and conceal, &c. Barrels (or, &c. Gallons) of his Beer, Ale, Aqua-vitæ, or Strong-Waters, from the Gauge, View, or Sight of the said G. H. contrary to the Statute in that behalf made and provided; and also the said E. F. being forbidden to carry or deliver out any Beer or Ale, (or retail any Aqua-vitæ or Strong-Waters, did nevertheless since deliver out, &c. Barrels of Ale or Beer, (or Retail, &c. Gallons of Aqua-vitæ or Strong-Waters;) and therefore the said A. B. craveth Proces, Judgment and Execution against the said E. F.

Against a Brewer, &c. for making Use of a Private Tun.

A. B. A Ppearing, &c. Informeth, &c. ¶ That E. F. being a [¶] Vide. Ale-Common Brewer of Beer or Ale, (or Distiller of house-keepers, or Strong-Waters) hath, at, or upon the, &c. Day of ers, 5. Pa. &c. made use of a Private Tun, Copper, Fat, Keeve, Still, Alimbeck or other Vessel, for the Making and Brewing of Ale or Beer, or Distilling of Aqua-vitæ or Strong-Waters, without acquainting or giving Notice thereof to the Gauger or Gaugers, or other Officer appointed to Gauge his Vessels, &c. and also the said E. F. being forbidden to carry or deliver out any Beer or Ale, (or Retail any Aqua-vitæ or Strong-Waters,) did nevertheless since deliver out, &c. Barrels of Ale or Beer, (or Retail, &c. Gallons of Aqua-vitæ or Strong-Waters) and therefore, the said A. B. craveth Proces, Judgment and Execution, against the said E. F. &c.

Against

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Against a Vintner, Ale-house-keeper, &c. for Brewing his own Drink and Waters without entring into Bond.

Vide Ale-House-keepers, 4.
Pa. 4.

A. B. A Ppearing, &c. Informeth, &c. * That *E. F.* Vintner, Inn-keeper, Victualler Ale-House-keeper, &c. using Common Selling of Beer, Ale, Aqua-vitæ or Strong-Waters, by Retail hath Made, Brewed or Distilled his Beer, Ale, Aqua-vitæ or Strong-Waters, without Entring into Bond to our Sovereign Lord the King, with sufficient Sureties for the true Entry and Paying Weekly, or every fourteen Days, at the Office of Excise, under which he liveth, the Excise of all his Beer, Ale, Aqua-vitæ or Strong-Waters, contrary to the Statute in that behalf made, this being the first (or second or third) Offence of the said *E. F.* and therefore the said *A. B.* craveth Proces, Judgment and Execution, &c.

Against a Vintner, Victualler, Ale-House-keeper, &c. compounding, and Selling Drink by the Barrel, Half-Barrel, &c.

* Vid. Ale-House keepers, 6, & 7.
Pa. 5.

A. B. A Ppearing, Informeth, &c. That * *E. F.* Vintner, Inn-keeper, Victualler, or Ale-House-keeper, having Compounded (or given Bond) for Entry and Payment of his Excise, doth nevertheless Vend or Dispose of his Beer or Ale to *J. K.* &c. by the Barrel, or Half-Barrel, Kilderkin, Ferkin or Gallon, for the Private Expence or Consumption otherwife of the said *J. K.* who hath made default of Payment of Double Excise of the same, according as by the Statute in that Case is required, and therefore the said *A. B.* craveth Proces, Judgment and Execution, &c.

Against one buying Drink from the Retailer, &c.

* Vid. Ibid

A. B. A Ppearing, Informeth, &c. * That *I. K.* of, &c. having betwixt the &c. Day of, &c. bought and received sundry Barrels, Half-Barrels, Kilderkins, Ferkins, or Gallons of Beer or Ale, for his private Expence or Consumption otherwife, of *E. F.* of, &c. Victualler, Inn-keeper, &c. who hath Compounded (or given Bond) for Entry and Payment of his Excise; and that the said *I. K.* hath made default of Payment of Double the Excise of the

A P P E N D I X.

she, &c. Barrels, Half-Barrels, &c. as aforesaid, according as by the Statute in that Case is required, and therefore the said *A. B.* craveth, &c.

Against a Victualler, &c. Brewing Part, and taking Part of his Drink from a Common Brewer, &c.

A. B. INformeth, That * *E. F.* &c. being a Vintner, Inn-keeper, Victualler, Ale-House-keeper, (or one selling Beer or house keep-Ale by Retail) doth not weekly Brew and Make his own Beer and Ale, but hath on, about, or betwixt the, &c. day of, &c. taken part thereof, that is to say, &c. Barrels of Beer or Ale, [according to the Quantity or Quality thereof,] from *R. R.* who is a Common Brewer of Beer and Ale, hath not paid Excise, and as if he had Brewed the same himself, according as by the Statute in that Case is required, therefore the said *A. B.* craveth Proces, Judgment, &c.

Before the proceeding and bearing and Judgment upon the Information, Notice ought to be given to the Persons informed against, and also two Witnesses, if it be necessary or Required: And if such Person and Witnesses do not appear, Oath is to be made thereof, by the Person Summoning, and that being Recorded, then proceed as directed.

The Form of a Summons to give Evidence.

Y
OU are to take Notice, that you are hereby Summoned Person-ally to appear before, &c. Commissioners (or Sub-commis-Summons
sioners) of Excise, at the Office of Excise in &c. upon the, &c. day ad testifican-
of, &c. by, &c. of the Clock in the, &c. then and there to give
Testimony on behalf of his Majesty upon an Information exhibited
the, &c. day of, &c. against *E. F.* and hereof you not to fail, upon
pain of forfeiting + Ten (or* Twenty) Pounds or being Imprisoned,
as by the Statute in that case is directed and appointed. Dated the,
&c. day of

To G. D,

A

* Vid. Commissioners of Excise, 10, Pa. 23.

† Vid. Commissioners of Excise, 13, 14, Pa. 24.

A P P E N D I X.

A Summons to a Party to Defend himself.

*Summons
ad se defen-
dendum.*

YOU are hereby to take Notice, That you are Summon'd to appear in Person before, &c. Sub Commissioner (or Sub-Commissioners) of Excise, at the Office of Excise at, in, &c. and upon the, &c. day of, &c. by, &c. of the Clock in the, &c. then, and there to make your Answer and Defence unto an Information exhibited || Vid. Com- against you, || and in case you shall wilfully neglect or refuse to appear missioners of at the Day, Time and Place aforesaid, or appearing, shall depart Excise, 10, before you are called, you are hereby to take Notice, that the Sub- 13. Pa. 23. Commissioners (or Commissioners, &c.) will proceed to Hearing of 24. the Cause and Examination of the Witnesses, and to Final Sentence, as if you had been present and Defended your self, according as by the Statute in that case is directed. Dated the day of, &c.

To E. F.

*After full Hearing of the Cause, Judgment is to be En-
tered either for the King and the Informer, or for the
Defendant, as the Proof shall make out; and the par-
ticular Offences and Penalties so adjudged, are to be
expressed in the said Entry of Judgment; and ac-
cordingly, Warrants of Distress are to be Issued out
in the Forms following, viz.*

*A Warrant of Distress to be Issued out against a Brewer, &c. after Judgment given against him, for not
Entering and Paying weekly, &c.*

*Excise- W*Hereas upon Proof made before me, C. D. Sub-Office. Commissioner, or before us, &c. Sub-Commissioners of Excise, appointed for [recite the Places for which you have Commission to be Sub-Commissioner] Or thus,

Whereas upon Confession of E. F. made before me C. D. Sub-Commissioner (or us, &c. Sub-Commissioners, aforesaid) it appears, that E. F. of, &c. Brewer or Distiller, from the, &c. Day of, &c. hath made, Brewed or Distilled, Ten Barrels of Beer or Ale, (expressing the Quantity) or Ten Gallons of Aqua-vitæ or Strong-Waters, without weekly making due Entry, or Payment of the Excise for the same, at the Office of Excise under which he liveth, and in

A P P E N D I X.

in so doing, he hath according to the Statute for Excise, been adjudged by me C. D. Sub-Commissioner, (or us, &c. Sub-Commissioners of Excise, as aforesaid) † to have forfeited Twenty Pounds for his first, or Forty Pounds for his second, or Sixty Pounds for his third Week's negle&t of Entring and Paying weekly, together with Double the Value of the Ten Barrels of Beer and Ale, Made and Brewed, (or Ten Gallons of Aqua-vitæ or Strong-Waters, Made and Distilled) without Entry and Payment as aforesaid, amounting to the Sum of, &c. [expressing the Double Value of the Beer, Ale or Strong-Waters.] These are therefore to authorize and require you, * to Distrain such, or so much of the Goods and Chattels of the said E. F. as may be sufficient to satisfie the Sum of &c. by him forfeited as aforesaid: || And all Sheriffs, Justices of the Peace, Mayors, Portriffs, Sovereigns, Constables and all other his Majesty's Officers, are hereby respectively prayed and required to be aiding and assisting unto you and either of you, in the due Execution hereof, according as the Statute for Excise requires. Dated || Vid. the, &c. Day of, &c. in the Year of our Lord, &c. and in the, Justices of the Peace, &c. Year of the Reign of our Sovereign King, &c.

Brewers, 1.
Pa. 12.

Brewers, 7.

Pa. 13.

Oners of Ex-

cise, 10, 11.

Pa. 23.

cise

Pa. 23.

the Peace,

3. Pa. 64.

To A. B. and P. Q. or either of them.

Against a Brewer, &c. refusing the Gauger Entrance.

*W*Hereas upon Proof made, &c. it appears, That E. F. Common Brewer, Vintner, Inn-keeper, Ale-House-keeper, or Distiller of Aqua-vitæ or Strong-Waters, did on the, &c. Day of, &c. † refuse to permit G.H. Gauger or Searcher for the Excise, duly authorized thereunto, to enter into his House, Brew-House, Out-House, Stores or Distilling-House, to Gauge, or take Account of his Brewing Vessels, Coppers, Fats, Keeves or Alimbecks, and of his Beer, Ale or Aqua-vitæ and Strong-Waters, Brewed, Made or Distilled: And altho' he was thereupon fo:bidden by the said G. H. to carry or deliver out any Beer or Ale, (or to Retail any more Beer, Ale, Aqua-vitæ or Strong-Waters) that he the said E. F. hath nevertheless since (that is to say, at or upon the, &c. Day of, &c.) carried or delivered out three Barrels of Beer or Ale, (or Retailed betwixt the, &c. Days of, &c. Barrels of Beer or Ale, or, &c. Gallons of Aqua-vitæ or Strong-Waters) and in so doing, hath, according to the Statute for Excise, been adjudged by, &c. § to have forfeited Fifty Pounds [if he be a Common Brewer, or else Five Pounds if Victualler, Distiller, &c.] Al-House besides Double the Value of the Barrels of Beer or Ale carried, or keepers, 5. delivered out as aforesaid, (or of the, &c. Barrels of Beer, Ale, or, Pa. 4 & 5. &c. Gallons of Aqua-vitæ or Strong-Waters Retailed as aforesaid, if he be a Victualler, Distiller, &c.) amounting to the Sum of, &c. These

(B b)

&c. These

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&c. These are therefore, &c. (as in the first Warrant of Dis-
presa.)

To A. B. &c.

Against a Brewer, for using a Private Tun, &c.

WHereas, &c. it appears, That E. F. &c. hath between, the
&c. Days of, &c. or at, or upon the, &c. Days of, &c.
made use of a private Tun, Copper, Fat, Keeve, Still
or Alimbeck, [expressing the Vessel] for the Making, Brewing or
Distilling of his Beer, Ale or Aqua-vitæ and Strong-Waters, without
acquainting or giving Notice thereof unto the Gauger, or
Searcher appointed thereunto: And in so doing, hath, according to
the Statute for Excise, been adjug'd by, &c. * to have forfeited the

* Vide Ale-House keepers, 5. [if any other] These are therefore, &c. [As in the preceding War-
rants.] Pa. 4. & 5.

To A. B. &c.

Against one for Hiding or Concealing Drink.

WHereas, &c. it appears, That, &c. E. F. &c. did on, &c.
Day of, &c. hide or conceal, &c. Barrels of Beer, Ale,
or, &c. Gallons of Aqua-vitæ or Strong-Waters, by him
Made, Brewed or Distilled, from the Gauge, View or Sight of
the Gauger, or Searcher, appointed to Gauge or take Account of
the same; and in so doing, hath, according to the Statute for
Excise, been adjudged, &c. || to have forfeited the Sum of Twenty
Pounds, [if a common Brewer] or else Five Pounds, [if any other]
these are therefore, &c. [as before]

To A. B. &c.

Against a Vintner, Victualler, &c. for Brewing, with-
out entring into Bond.

WHereas, &c. it appears, That, &c. E. F. Vintner, Inn-
keeper, &c. using Common Selling of Beer, Ale, Aqua-
vitæ or Strong Waters by Retail, hath at or upon [such or such a
Day, or between such or such a Time] Made, Brewed or Distilled
&c. Barrels of Beer, Ale, or, &c. Gallons of Aqua-vitæ or
Strong

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Strong-Waters, without Entring into Bond to our Sovereign Lord
the King, with sufficient Sureties for the true Entry and Payment
of the Excise of the same, and in so doing, hath, according to the
Statute for Excise, been adjudged by, &c. * to have Forfeited the * Vid. Ale-
Sum of Twenty Shillings, (this being his first Offence) or the Sum house-keep-
of Forty Shillings, (this being his second Offence) or the Sum of ers, 4. p. 4.
Three Pounds, (this being his third Offence.) These are there-
fore, &c. [as before.]

To J. C. &c.

Against one Compounding, &c. selling by the Bar-
rel, &c.

WHereas, &c. it appears, &c. That, &c. E. F. &c. having
Compounded or given Bond for Entry and Payment of
his Excise, did nevertheless at or upon the, &c. Day of, &c.
Vend and dispose of, &c. Barrels, or Half-Barrels, Kilderkins,
&c. of his Beer or Ale, unto I. K. &c. who hath made default
of Paying Double the Excise thereof: And forasmuch as the said
E. F. in so doing, hath, according to the Statute for Excise, been
adjudged by, &c. † to have forfeited the Sum of Forty Shillings. + Vid. Ale-
house-keep-
ers, 6. 7. p.
5.

To W. R. &c.

Against one buying and receiving Beer, &c. by the
Barrel from one Compounding, &c.

WHereas, &c. it appears, &c. That I. K. hath at or upon
the, &c. Day of, &c. bought or received, &c. Barrels,
or Half-Barrels, Kilderkins, &c. of Beer, or Ale, of or from
E. F. &c. who hath compounded, (or given Bond) for Pay-
ment of his Excise; and whereas the said I. K. making Default
of Payment of Double the Excise of the, &c. Barrels, Half-
Barrels, Kilderkins, &c. bought and received from E. F. as afore-
said, hath according to the Statute of Excise been adjudged by,
&c. * to have forfeited the Sum of Forty Shillings: These are * Vid. Ibid.
therefore, &c.

To A. B. &c.

Against one not wholly Brewing his Drink.

WHereas, &c. it appears that, &c. E. F. being a Vintner,
Inn-keeper, Victualler, Alehouse-keeper (or one selling
Beer, or Ale, by Retail) doth not wholly Brew his own Beer, or
(B p 2) Ale,

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Ale, but did at or upon, &c. Day of, &c. take part thereof (that is to say) Four Barrels of Beer, or Ale, of and from, &c. who is a Common Brewer; and whereas the said E. F. refusing or neglecting to pay or clear the Excise of the said Four Barrels of Beer, or Ale, as if he had brewed all and every part thereof himself, hath according to the Statute for Excise been adjudged Ale judged by, &c. + to have forfeited the Value of the said Four barrels, &c. amounting to the Sum of, &c. These are therefore, 3. p. 4. fore, &c.

To A. B. &c.

Against one not appearing upon Summons, ad Testificandum.

Whereas, &c. it appeareth, &c. That N. O. being duly summoned or warned personally to appear before me, (*if there be no more than one Sub-Commissioner*) or before us (*if there be more*) at the Office of Excise in, &c. upon the, &c. Day of, &c. by, &c. of the Clock in the, &c. then and there to give Testimony on behalf of his Majesty, upon an Information exhibited the, &c. Day of, &c. against E. F. &c. hath wilfully neglected or refused to appear; or else hath appeared, but refused to make Oath for Discovery of his Knowledge concerning the Matter in Question; or else hath appeared and made Oath, but refused to answer to such Questions or Interrogatories as were demanded of him, touching the Matter in Question, and in so doing hath according to the Statute for Excise, been adjudged by, &c. to

^{† Vid. Com-} have forfeited [‡] Ten (*or || Twenty Pounds*): These are therefore, &c.

^{millions of} As before.
Excise, 10.
p. 23.

To A. B. &c.

^{|| Vid. Com-} *The Form of a Warrant for Attaching a Person, and Carrying him to Prison for want of Distress to be had.*

Whereas, &c. it appeared, &c. That E. F. &c. Common Brewer, or Distiller, had from the, &c. Day of, &c. Made, Brewed or Distilled Ten Barrels of Beer, or Ale, or Ten Gallons of Aqua-vitæ or Strong-Waters, without weekly making due Entry or Payment of the Excise of the same, at the Office of Excise under which he liveth, and for so doing was according to the Statute for Excise on the, &c. Day of, &c. adjudged by me C. D. Sub-Commissioner (or us, &c. Sub-Commissioners) of Excise to have forfeited Twenty Pounds, this being his first weekly Neglect, or Forty Pounds, this being his second weekly Neglect, or Sixty Pounds, this being his third weekly Neglect, together with Double the Value of the Ten Barrels of Beer or Ale, or Ten Gallons of Aqua-vitæ or Strong-Waters, Made, Brewed or Distilled, without Entry and Payment weekly as aforesaid, amounting in all to the Sum of, &c. And whereas Warrant of Distress hath since, that is to say, upon the, &c. Day of, &c. been issued for levying the Forfeiture or Forfeitures aforesaid; and whereas Proof hath been made before me C. D. Sub-Commissioner,

A P P E N D I X.

with Double the Value of the Ten Barrels of Beer or Ale, Made and Brewed, or Ten Gallons of Aqua-vitæ or Strong-Waters, made or distilled, without Entry and Payment weekly as aforesaid, amounting in all to the Sum of, &c. and whereas Warrant of Distress hath since, that is to say, upon the, &c. Day of, &c. been issued for levying the Forfeiture or Forfeitures aforesaid; and whereas Proof hath been made before me C. D. Sub-Commissioner, or us, &c. Sub-Commissioners, that no such Distress can be had or obtained of the Goods or Chattels of the said E. F. as may be sufficient to satisfy the said Sum of, &c. * *Vid. Commissioners of Excise, 12.*
* These are therefore, pursuant to the Statute aforesaid, to Authorize and Require you to Attach the Body of the said E. F. and the same, together with the Warrant given you for that Purpose, to deliver into the Custody of the Keeper or Gaoler of, &c. Prison, his Deputy or Deputies; + and all Sheriffs, Justices of the Peace, + *Vid. Justices of the Mayors, Portraffs, Sovereigns, Constables, and all other his Officers of the Majesty's Officers and Ministers, are hereby prayed and required 64.* to be aiding and assisting unto you or either of you, in the due Execution hereof. Given under our Hands and Seals this Day of Anno Dom.

To A. B. and C. D. &c.

The Form of a Warrant of Commitment mentioned before, to be delivered together with the Body of the Party committed to Prison, and for the particular Case aforesaid, is, or may be as followeth, viz.

Whereas, &c. it appeared, &c. That E. F. &c. Common Brewer or Distiller, had from the, &c. Day of, &c. Made, Brewed or Distilled Ten Barrels of Beer or Ale, or Ten Gallons of Aqua-vitæ or Strong-Waters, without making due Entry or Payment of the Excise of the same at the Office of Excise under which he liveth, and for so doing was according to the Statute for Excise on the, &c. Day of, &c. adjudged by me C. D. Sub-Commissioner (or us, &c. Sub-Commissioners) of Excise to have forfeited Twenty Pounds, this being his first weekly Neglect, or Forty Pounds, this being his second weekly Neglect, or Sixty Pounds, this being his third weekly Neglect, together with Double the Value of the Ten Barrels of Beer or Ale, or Ten Gallons of Aqua-vitæ or Strong-Waters, Made, Brewed or Distilled, without Entry and Payment weekly as aforesaid, amounting in all to the Sum of, &c. And whereas Warrant of Distress hath since, that is to say, upon the, &c. Day of, &c. been issued for levying the Forfeiture or Forfeitures aforesaid; and whereas Proof hath been made before me C. D. Sub-Commissioner,

or

A P P E N D I X.

or us, &c. Sub-Commissioners, that no such Distress can be had or obtained of the Goods or Chattels of the said E. F. as may be sufficient to satisfy the Sum of, &c. These are therefore, pursuant to the Act aforesaid, * to Authorize and Require you to take into your Charge the Body of the said E. F. herewith sent unto you, and the same to keep in safe Custody, until he pay and satisfy the said Sum of, &c. without permitting him to escape out of your Custody, or go forth out of Prison without Warrant or Order in writing from me, (if there be but one) or from us (if there be more Sub-Commissioners) or until he be otherwise legally discharged, † upon pain of forfeiting Double the Value of the Sum aforesaid, as by the Statute for Excise is directed and appointed, and for so doing this shall be your sufficient Discharge, &c. Dated at the Office of Excise, &c.

To R. O. Keeper or Gaoler of the Prison of, &c. his Deputy or Deputies.

The like Warrants Mutatis Mutandis, are to be framed in all and every Case or Cases before-going, from the Preamble of your Warrants of Distress, according to the Nature and Quality of each particular Offence, with Addition only as you may perceive by the immediate preceding Attachments and Commitments, of mentioning

Proof to have been made, that no sufficient Distress could be had to satisfy your Judgment given; || for as you cannot Imprison the Body of any Person where sufficient Distress may be had, so in want of Excise, 10. thereof, you cannot commit the Body of any Person without a Warrant, expressing the whole Matter or Cause of your Commitment, which, together with the Body, is to be delivered unto, and remain in the Keeping and Custody of the Keeper or Gaoler, or his Deputy, of the Prison unto which such Body shall be committed.

A TABLE

A
TABLE
Shewing the
Contents of CYLINDERS
IN
GALLONS
AND
Centesimal PARTS.

From Ten to Forty five Inches Diameter:
And from One to Thirty Inches deep.

OF THE
TABLE of CYLINDERS.

THE USE of the following Table is to shew the Content of any Cylindrical Vessel in Gallons, the Diameter and Depth being given.

1 Example.

Suppose the Diameter of a Cylinder to be 29.6, and the Depth 24 Inches, how many Gallons doth it contain?

At the Head of the Table, find the Diameter 29, and in the first Column 24 the Depth, against which, and under .6 the remaining Part of the Diameter, you have 75.91 Gallons, the Content of the Cylinder.

2 Example.

Suppose the Liquor in this Vessel was 19.8 Inches deep. Against 19 Inches you have — — — 60.09

Against 8 Inches Deep you have 25.30, remove the Point one Place towards the Left Hand it will give } 2.53
the Content at .8 Deep, *viz.* — — —

Content at 19.8 Deep — 62.62

Note.

If the Diameter of a Cylinder exceed 45 Inches, find it in the First Column of the Table of Circles Areas, and against the whole Inches of the Diameter, and under the Tenthss, if any be, you have the Content at One Inch Deep; which multiplied by the Depth, gives the whole Content in Gallons and Parts.

Note. The Area correspondent to the Semi-Diameter of any Circle is equal to $\frac{1}{4}$ of the Area of the Whole Circle; therefore if the Diameter of a Circle be more than 140, and less than 280 Inches, find the Area answering to the Semi-Diameter thereof in the following Table, which multiplied by 4, gives the Area or Content upon an Inch of the Whole Circle.

The like may be observed in relation to the Table of the Areas of Squares.

CYLINDERS in GALLONS.

10 Inches Diameter.

Depth	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
1	0.36	0.36	0.37	0.38	0.39	0.39	0.40	0.41	0.42	0.42
2	0.72	0.73	0.75	0.76	0.78	0.79	0.81	0.82	0.84	0.85
3	1.08	1.10	1.12	1.14	1.17	1.19	1.21	1.23	1.26	1.28
4	1.44	1.47	1.50	1.53	1.56	1.59	1.62	1.65	1.68	1.71
5	1.80	1.84	1.87	1.91	1.95	1.99	2.03	2.06	2.10	2.14
6	2.16	2.20	2.25	2.29	2.34	2.38	2.43	2.47	2.52	2.57
7	2.52	2.57	2.62	2.68	2.73	2.78	2.84	2.89	2.94	3.00
8	2.88	2.94	3.00	3.06	3.12	3.18	3.24	3.30	3.36	3.43
9	3.24	3.31	3.37	3.44	3.51	3.58	3.65	3.71	3.78	3.86
10	3.61	3.68	3.75	3.83	3.90	3.98	4.06	4.13	4.21	4.29
11	3.97	4.04	4.12	4.21	4.29	4.37	4.46	4.54	4.63	4.71
12	4.33	4.41	4.50	4.59	4.68	4.77	4.87	4.95	5.05	5.14
13	4.69	4.78	4.87	4.97	5.07	5.17	5.27	5.36	5.47	5.57
14	5.05	5.15	5.25	5.36	5.46	5.57	5.68	5.78	5.89	6.00
15	5.41	5.52	5.62	5.74	5.85	5.97	6.09	6.19	6.31	6.43
16	5.77	5.88	6.00	6.12	6.24	6.36	6.49	6.60	6.73	6.86
17	6.13	6.25	6.37	6.51	6.63	6.76	6.90	7.02	7.15	7.29
18	6.49	6.62	6.75	6.89	7.02	7.16	7.30	7.43	7.57	7.72
19	6.85	6.99	7.12	7.27	7.41	7.56	7.71	7.84	7.99	8.15
20	7.22	7.36	7.50	7.66	7.80	7.96	8.12	8.26	8.42	8.58
21	7.58	7.72	7.87	8.04	8.19	8.35	8.52	8.67	8.84	9.00
22	7.94	8.09	8.24	8.42	8.58	8.75	8.93	9.08	9.26	9.43
23	8.30	8.46	8.62	8.89	9.07	9.15	9.33	9.49	9.68	9.86
24	8.66	8.83	9.03	9.19	9.36	9.55	9.74	9.91	10.10	10.29
25	9.02	9.20	9.37	9.57	9.75	9.95	10.15	10.32	10.52	10.72
26	9.38	9.56	9.75	9.95	10.14	10.34	10.55	10.75	10.94	11.15
27	9.74	9.93	10.12	10.34	10.53	10.74	10.96	11.15	11.36	11.58
28	10.10	10.30	10.50	10.72	10.92	11.14	11.36	11.56	11.78	12.01
29	10.46	10.67	10.87	11.10	11.31	11.54	11.77	11.97	12.20	12.44
30	10.83	11.04	11.25	11.49	11.70	11.94	12.18	12.39	12.63	12.87

CYLINDERS

A

T A B L E

Shewing the

AREAS of SQUARES

IN

G A L L O N S

AND

Decimilleffimal PARTS,

Calculated to every Tenth Part and Quarter
of an Inch of the Side, from One to One
Hundred Inches.

(F f 2)

APPENDIX.

AREAS of SQUARES.

In GALLONS.

Side.	.0	.1	.2	.25	.3	.4
91	38.0560	38.1397	38.2235	38.2654	38.3074	38.3913
92	38.8970	38.9816	39.0663	39.1087	39.1511	39.2360
93	39.7473	39.8327	39.9183	39.9612	40.0041	40.0899
94	40.6066	40.6930	40.7796	40.8228	40.8662	40.9529
95	41.4751	41.5625	41.6500	41.6937	41.7375	41.8251
96	42.3529	42.4412	42.5295	42.5738	42.6180	42.7066
97	43.2398	43.3290	43.4183	43.4630	43.5077	43.5972
98	44.1360	44.2261	44.3163	44.3615	44.4066	44.4970
99	45.0413	45.1324	45.2235	45.2691	45.3147	45.4060
100	45.9558	46.0478	46.1399	46.1859	46.2320	46.3242

AREAS

Side.	.5	.6	.7	.75	.8	.9
91	38.4754	38.5595	38.6438	38.6859	38.7281	38.8125
92	39.3210	39.4060	39.4912	39.5338	39.5764	39.6618
93	40.1757	40.2617	40.3478	40.3909	40.4340	40.5202
94	41.0397	41.1266	41.2136	41.2571	41.3007	41.3879
95	42.9129	42.0007	42.0886	42.1326	42.1766	42.2647
96	42.7952	42.8840	42.9728	43.0172	43.0617	43.1507
97	43.6868	43.7764	43.8662	43.9111	43.9560	44.0460
98	44.5875	44.6781	44.7688	44.8141	44.8595	44.9504
99	45.4974	45.5889	45.6805	45.7263	45.7722	45.8640
100	46.4166	46.5090	46.6015	46.6478	46.6941	46.7868

GENERAL

APPENDIX.

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