

turned, with his objections, to the House of Representatives, in which it originated, has been approved of and passed on the twenty-second day of December, one thousand eight hundred and three, by two-thirds of the House of Representatives, agreeably to the directions of the constitution in such case made and provided; and that the forgoing is the act so approved of by the House of Representatives.

SIMON SNYDER, Speaker
of the House of Representatives.

Attest,

Matthew Huston, C. H. R.

I DO hereby certify, that the bill, entitled "An act to revive the act, entitled "A supplement to the act, entitled "An act to extend the powers of the justices of the peace of this state," which has been disapproved by the Governor, and returned, with his objections, to the House of Representatives, in which it originated, has been approved of and passed on the second day of January, one thousand eight hundred and four, by two-thirds of the Senate, agreeably to the directions of the constitution in such case made and provided; and that the foregoing is the act so approved of by the Senate.

ROBERT WHITEHILL, Speaker
of the Senate.

George Bryan, C. S.

CHAPTER MMCDII.

AN ACT FOR THE INSPECTION OF BUTTER INTENDED FOR EXPORTATION.

Section I. (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That all butter exported from any port or place on the river Delaware, within this commonwealth, after the first day of October, one thousand eight hundred and four, shall, before exportation, be inspected by

a person or persons appointed and commissioned by the governor; each of whom so appointed shall before he enters on the duties of his office, make oath or affirmation before the mayor or any alderman of the city of Philadelphia, or justice of the peace for the county in which he or they shall have been appointed, faithfully and impartially to perform his duty and trust to the best of his capacity and skill, according to the directions of this act; and shall have power to appoint a deputy or deputies, who shall, before entering on the duties herein prescribed, take the oath or affirmation aforesaid.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That every keg containing butter for exportation as aforesaid, after the first day of October, one thousand eight hundred and four, shall contain fifty pounds of butter, sufficiently salted for exportation, and shall be packed in kegs of the following dimensions, viz. the staves to be of the length of sixteen and one half inches; diameter of the head eleven inches; and the diameter of the bulge thirteen inches; and made of sound and well seasoned timber, with at least ten hoops on each keg, and fastened with three iron nails in each head hoop; each keg shall be weighed and tared, and the tare marked on one of the heads with a marking iron in legible characters.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That every keg containing butter shall be inspected before it be laden on board of any vessel for exportation, by boring a hole through the head, and piercing the butter through with a proper instrument, in order to ascertain the quality thereof; and if any inspector appointed as aforesaid, finds the butter of first quality, he shall brand the keg with the letters S. P. first quality; and if found merchantable, but inferior to the first, he shall brand it S. P. second quality; and if found not merchantable, then the said inspector shall impress and brand a distinct mark of a X. thus (each stroke of the said cross shall be at least two inches long) on one head of every such keg containing butter as aforesaid.

Section IV. (Section IV, P. L.) And be it further enacted

by the authority aforesaid, That every person or persons who shall load on board of any vessel in the river Delaware within this commonwealth, any butter not inspected and marked as merchantable, shall forfeit and pay for every keg so laden contrary to this act, one dollar; and all, and every person or persons who shall export butter as aforesaid, in other or different kind of kegs, than is hereby directed or described, and containing less than fifty pounds of butter, shall forfeit and pay for each and every such offense, one dollar for each keg, one moiety of such fines for the use of the informer, and the other moiety to the inspector for the use of the commonwealth, to be recovered as other debts of equal amount, are by law recoverable.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That the said inspectors shall and may lawfully demand, receive and take the sum of four cents, and no more, for inspecting, examining, branding and plugging each, and every keg; together with such other and further allowance and compensation, as shall and may be reasonable and customary for the expense and trouble of cooperage, and putting the same into good and merchantable order and condition: Provided, it shall and may be lawful to and for the owner or owners of the said butter, his or their agents, to employ any person or persons other than the said inspectors, to perform the cooperage necessary to put the same in good and merchantable order and condition as aforesaid; the expense of inspection to be paid by the purchasers, and the expense of cooperage, if any be necessary, to be paid by the seller.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the ninth section of the act, entitled "A supplement to an act, entitled, 'An act, more effectually to prevent unfair practices in the packing of beef and pork for exportation, and to regulate the exportation of flaxseed, butter and biscuit in kegs,'" passed the twelfth day of March, one thousand seven hundred and eighty-nine,⁽¹⁾ shall be, and the same is hereby repealed.

Approved January 7, 1804. Recorded in L. B. No. 9, 266.
Note (1). Chapter 1395; 13 Statutes at Large, p. 215.