

## CHAPTER II.

*An ACT for the Inspection of Butter intended for exportation.*

Section 1. **B**E 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.

Butter export-  
ed from any  
place on the  
Delaware, af-  
ter the 1st of  
October, 1804,  
to be first in-  
spected by a  
sworn inspec-  
tor.

Who shall have  
power to ap-  
point a deputy.

Sec. 2. *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, the 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,

Quantity of  
butter to be  
contained in  
each keg.

Dimensions &  
quality of the  
kegs.

hoop, each keg shall be weighed and tared, and the tare marked on one of the heads with a marking iron in legible characters.

Manner of inspecting and marking the kegs.

Sec. 3. *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 or 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.

Penalty on loading on board any vessel, and exporting butter not inspected.

Sec. 4. *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 offence, 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.

Appropriation of the fines, & how to be recovered.

Sec. 5. *And be it further enacted by the authority*

*thority 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 purchaser, and the expense of cooperage, if any be necessary, to be paid by the seller.

Inspector's  
compensation.

Sec. 6. *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, shall be, and the same is hereby repealed.

Repeal of part  
of a former  
law.

SIMON SNYDER, *Speaker*  
*of the House of Representatives.*

ROBERT WHITEHILL, *Speaker*  
*of the Senate.*

APPROVED—the seventh day of January, in the year of our Lord one thousand eight hundred and four.

THOMAS M'KEAN, *Governor*  
*of the Commonwealth of Pennsylvania.*  
CHAP.