

and that he will accurately weigh and carefully keep a record of all coal weighed; which affidavit shall be filed in the office of the Clerk of the Circuit Court for the County, and a copy thereof kept conspicuously at the place of weighing, provided that in the event that any person so authorized to take such weight and keep such records shall become incapacitated, the operator may in such emergency appoint some other person, who understands the operation and adjustment of mine scales, who may act in the place and stead of the person authorized until such emergency appointee or some other person may be duly qualified; provided, that immediate action shall be taken to qualify such a person and an immediate report of such emergency action shall be transmitted to the district mine inspector.

An. Code, 1924, sec. 153. 1922, ch. 307, sec. 152.

153. The miners employed in any coal mine in this State shall have power, if they desire, of employing at their own expense a check-weighmaster, who shall have the right to be present and observe the weighing of coal by the weighmaster, to examine and test the scales, to inspect records made by such weighmaster; and be subject to the same qualifications, oath and penalties as such weighmaster.

An. Code, 1924, sec. 154. 1922, ch. 307, sec. 153.

154. The weighmaster shall balance, test and examine the scales each morning before starting to weigh coal; and shall accurately weigh and record the just net weight of such coal, crediting the employee who has sent the same to the surface in tons and hundred-weights computing therefor any majority fraction of a hundred-weight as a whole hundred-weight, and omitting credit of any fraction of a hundred-weight less than one-half a hundred-weight.

An. Code, 1924, sec. 155. 1922, ch. 307, sec. 154.

155. Seventy-six pounds avoirdupois shall constitute one bushel of coal; and two thousand pounds avoirdupois shall constitute one ton of coal.

An. Code, 1924, sec. 156. 1922, ch. 307, sec. 155.

156. The Bureau is hereby made inspector of weights and measures at all mines of this State, and all inspectors thereof are authorized, empowered and directed, under regulation of such Bureau, to conduct frequent inspections of all scales, measuring instruments, cars, and containers, and to determine their condition, accuracy, correct branding, weight, use and operation, to assure the proper use thereof and the competency of any person authorized to use them.

An. Code, 1924, sec. 157. 1922, ch. 307, sec. 156.

157. The operator of every coal mine where miners are paid by measurement, shall provide and maintain at such mine a standard measure, approved by the Bureau, with which all cars or other containers of coal shall be checked and their respective capacities be determined and plainly branded thereon, subject to approval by the Bureau.

An. Code, 1924, sec. 158. 1922, ch. 307, sec. 157.

158. Any person or persons having or using any scale, measure, car, container or other instrument for the purpose of determining the amount