

C H A P
XXII
All flour to be
viewed, &c.

X. AND BE IT FURTHER ENACTED, *by the authority aforesaid*, That, after such view and examination shall be appointed in manner aforesaid, no flour whatsoever shall be shipped off, for exportation or trade from any other place or landing on North-East river, but that all flour from thence intended to be shipped off, shall be brought either by land or by water to the said town, and be there viewed and branded by the officer aforesaid, on penalty of forfeiture of the said flour, or value thereof, to be recovered in any county court of this province, by bill, plaint or information, wherein no affidavit, protection or wager of law shall be allowed, one moiety of which forfeiture to be paid to the informer, the other moiety to be paid to the commissioners, or the major part of them, for the time being, to be applied towards the building, repairing or maintaining the said public wharf and warehouse, and to be accounted for as above said.

If unmerchantable to be marked, &c.

XI. AND BE IT FURTHER ENACTED, That any person or persons bringing flour to the said town to be viewed and examined as aforesaid, which shall prove, on examination thereof, to be unmerchantable, according to the intent and meaning of this act, the said officer shall not brand the same, but cause it to be marked on the head or bulge with the broad arrow, or secure it for a farther examination, if required, which the owner shall not delay above twenty-four hours; nevertheless the said officer shall demand and receive from the owner or owners thereof the same rate and price as if he had put the brand thereon; provided, that when any person or persons shall think him, her or themselves aggrieved, through the judgment or want of skill of the said officer, it shall and may be lawful for him, her or them, to apply to one or other of the said commissioners, who shall, at the charge of the said complainant, issue summons to two or more indifferent persons well skilled in the said manufacture, to review and examine the same, which if they shall pass, and declare to be merchantable, then the said officer shall raze out the broad arrow, and put the brand on the said flour, and repay the said cost, but if on such review, the judgment of the said officer is confirmed, then the said owner or owners of such flour shall, besides the said cost, forfeit and pay one shilling current money per barrel, to be recovered before a single magistrate, and to be paid to the commissioners, to be applied as aforesaid.

And not to be exported, &c.

XII. AND BE IT FURTHER ENACTED, That it shall not be lawful for any person or persons to export the said flour so marked with the broad arrow, nor any other cask or casks of flour not examined and branded as aforesaid, out of North-East river, on pain of forfeiture of five shillings money aforesaid a barrel for every barrel so put on board of any ship or other vessel for such exportation, to be recovered and applied as above said.

To be bought by the long hundred, &c.

XIII. AND BE IT FURTHER ENACTED, That all flour and bread that shall be shipped off from the said town shall be bought and sold by the long hundred, or hundred weight of one hundred and twelve pounds, and that the commissioners shall provide for said officer sufficient weights and scales for that purpose, where any person suspecting the invoice of the weights of flour by them bought, or brought to the said warehouse, may have them justly and truly weighed, (if desired,) for which weighing, and a true invoice or account thereof, the said store-keeper shall be paid one penny currency per barrel, and no more.

Flour, &c. to be tared, &c.

XIV. AND BE IT FURTHER ENACTED, That all flour, bread, and other cask in which any of the country produce aforesaid is contained, or intended to be sold or shipped off, shall be packed in well seasoned casks, and be justly and truly tared on the bulge thereof, on the penalty of one shilling currency; and every barrel or cask that shall appear, on trial, to be tared above four pounds over and above its just and true weight, shall forfeit the sum of five shillings money aforesaid, to be recovered from the owner or seller of the said casks in the manner aforesaid, to the uses aforesaid.

Storage, &c. to be settled, &c.

XV. AND, whereas it is the intention of this law that the storage and wharfage should be most low, and reasonably rated, so as to give encouragement and satisfaction to all concerned, intending only to raise a reasonable and moderate salary or reward, to engage an able and sufficient person to take on him the faithful discharge and management of the said trust, and for the necessary repair and expences, in and about the wharf and store-house aforesaid: And whereas it is at present difficult to ascertain what storage and wharfage for goods would be for that purpose sufficient, therefore it may be necessary that some persons may be trusted at present with the settlement thereof, in the most reasonable manner, to answer the intention above said; BE IT THEREFORE ENACTED, *by the authority aforesaid*, That the commissioners herein appointed, be hereby authorized and empowered to set moderate and reasonable rates of storage and wharfage for all goods, wares and merchandises, that shall be stored in the said store-house or store-houses, or landed and shipped off from the said wharf, and which rates they shall cause the said store-house-keeper to have and keep, to shew to all persons requiring