

C H A P.
LXIII.
Duration.

VI. AND BE IT ENACTED, That this act shall have the same continuance with the act to which it is a supplement.

Continued by 1798, ch. 71, to 30th October, 1805, &c. with the original act, under which the several continuances are noted.

Passed 23d of
Dec. 1792.

C H A P. LXIV.

An ACT to provide for the filling the vacancy in the house of representatives of the congress of the United States, occasioned by the resignation of Joshua Seney, Esquire. Lib. JG. No. 1. fol. 645.

C H A P. LXV.

An ACT to regulate the exportation of potash and pearl-ash. Lib.

JG. No. 1. fol. 646.

Preamble.

WHEREAS potash and pearl-ash are likely to become considerable articles of exportation from this state, and inconveniencies may arise from a want of their being inspected; therefore,

Inspectors to be
appointed, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the commissioners for the town of Baltimore, and the mayor, recorder and aldermen, of George-town, shall be and they are hereby authorized and empowered to appoint skilful and discreet persons to be inspectors of pot and pearl-ash, whose powers and duties shall be as they are herein after described; and the inspectors, so to be appointed, shall be and are hereby empowered to appoint a suitable number of deputies under them; and the said inspectors, and every of their deputies, previously to entering on the execution of their respective offices, shall take an oath, or affirmation, before a magistrate, faithfully and impartially to perform their trusts and duties to the best of their skill and understandings, according to the directions of this act; and in case of death, misbehaviour in office, or inability, it shall be lawful for the said commissioners of Baltimore-town, and the mayor, recorder and aldermen, of George-town, to appoint other inspectors from time to time, as the case shall require; and none of the said inspectors, or their deputies, during their continuance in office, shall directly or indirectly vend, barter or trade, in pot or pearl-ash, under the penalty of one hundred pounds, to be recovered by action of debt, by any person who will sue for the same, the one moiety thereof to the use of the person suing, and the other moiety thereof to be paid to the street or special commissioners of Baltimore-town, or the mayor, recorder and aldermen, of George-town, as the case may be, for the use or improvement of the said towns respectively; and every inspector, or deputy-inspector, being so thereof convicted, shall thenceforth be disabled from holding their respective offices.

Pot and pearl-
ash to be in-
spected, &c.

III. AND BE IT FURTHER ENACTED, *by the authority aforesaid*, That from and after the enacting hereof, no person or persons whatever shall ship, or cause to be shipped, any pot or pearl-ash for exportation out of Baltimore and George-towns, before he or they shall submit the same to the examination of the inspector of the port, or his deputy, from whence the same shall be shipped, or intended to be shipped; and the said inspector, or his deputy, shall cause all pot and pearl-ash, submitted to his examination, to be started out of the cask, and shall carefully inspect and try the same, and if fit for exportation, shall sort it according to its quality into three sorts, and shall pack, or cause to be packed, each sort in separate tight casks, well hooped and coopered, the tare of which shall be previously marked by such inspector, or his deputy, on the head of each cask, and shall also mark thereon, with a branding iron, the name of the port from whence shipped, with the words Potash, and First, Second, or Third Sort, as the case may be.

Allowance to
inspectors, &c.

IV. BE IT FURTHER ENACTED, That the said inspectors, or their deputies, respectively, shall be entitled to receive of the possessor of such pot or pearl-ash, as a full compensation for his services in examining, sorting and repacking the same, coopering, weighing and marking the casks, and delivering a note, by him signed, of the gross, tare and net of each cask, and their respective qualities, the sum of nine-pence for every hundred weight so inspected, to be paid by the person selling the same; provided, that the expence of additional cooperage, or of new casks, when necessary in the opinion of the inspector, or his deputy, shall be paid by the possessor of the pot or pearl-ash, and that such possessor shall be at liberty to employ any other person for that purpose.

In case of dis-
pute, a warrant
to be issued, &c.

V. BE IT FURTHER ENACTED, That if any dispute shall arise between such inspectors, or their deputies, and the possessor of any pot or pearl-ash, concerning the quality, inspection or package thereof, upon application to any magistrate of the city or county where the case may happen, such magistrate shall issue his warrant to three indifferent persons to view and examine the same, and make report thereof, and the said magistrate is hereby empowered and required to give judgment agreeably to the report of the said viewers, or any two of them; and the said inspectors, or their deputies,