

1792.

L A W S of M A R Y L A N D.

CHAP.
LXV.
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 part 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 neat, 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 war-
rant to be is-
sued, &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, shall thereupon proceed to repack the same if judged fit for exportation, and mark the casks according to the directions of such viewers, and for his services therein shall have the same fees as is herein before directed; and if judgment shall be given upon such report in favour of the said inspectors, or their deputies, the said magistrate shall moreover award the sum of three-pence for each hundred weight of the said pot or pearl-ash, with costs, to be paid by the possessor thereof, but if such judgment shall be given against such inspector, or his deputy, the costs, and all reasonable charges, shall be awarded to be paid by such inspector, or his deputy, as the case may be.

Penalty on
shipping pot-
ash, &c. not
inspected, &c.

VI. **And be it further enacted,** That any person or persons whatever, who shall knowingly ship, or cause to be shipped, or who shall receive on board any ship or vessel, for exportation out of this state, any pot or pearl-ash not inspected, marked and branded, in manner before directed, or the marks and brands whereof shall have been altered and counterfeited, or which shall have been condemned as unfit for exportation, shall forfeit and pay the sum of twenty-five pounds for every such offence; and that any person or persons who shall mark or brand any cask or other vessel containing, or intended to contain, pot or pearl-ash, or shall alter or efface any mark or brands made or impressed by such inspector, or his deputy, with design to evade the intent and meaning of this act, shall forfeit and pay the sum of fifty pounds for every such offence, and shall also suffer imprisonment, without bail or mainprize, for the term of three months, and until such fine and the costs of prosecution shall be paid.

Inspector may
enter on board
any ship, &c.

VII. **Be it further enacted,** That each inspector, or his deputy, shall have full power and authority, by virtue of this act, to enter on board any ship or vessel suspected to have received pot or pearl-ash for exportation contrary to the provisions of this act, in order to search for and examine the same; and any per-
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