

SEC. 3. That section forty-four hundred and forty of the Revised Statutes be, and is hereby, amended to read as follows:

"SEC. 4440. Whenever any person applies for authority to be employed as chief mate of ocean or coastwise steam vessels or of sail vessels of over seven hundred tons, or as second or third mate of ocean or coastwise steam vessels, who shall have charge of a watch, or whenever any person applies for authority to be employed as mate of river steamers, the inspectors shall require satisfactory evidence of the knowledge, experience, and skill of the applicant in lading cargo and in handling and stowage of freight, and if for license as chief mate on ocean or coastwise steamers, or of sail vessels of over seven hundred tons, or as second or third mate of ocean or coastwise steamers, who shall have charge of a watch, shall also examine him as to his knowledge and ability in navigation and managing such vessels and all other duties pertaining to his station, and if satisfied of his qualifications and good character they shall grant him a license authorizing him to perform such duties for the term of five years upon the waters upon which he is found qualified to act; but such license shall be suspended or revoked upon satisfactory proof of bad conduct, intemperate habits, unskillfulness, or want of knowledge of the duties of his station or the willful violation of any provision of this title."

License of chief mate.
R. S., sec. 4440, p. 860,
amended.

—examinations, etc.

—suspension of li-
cense.

SEC. 4. That section forty-four hundred and seventeen of the Revised Statutes be, and is hereby, amended by adding thereto the words: "The local inspectors shall, once in every year, at least, or upon application in writing of the master or owner, carefully inspect the hull of each sail vessel of over seven hundred tons and all other vessels and barges of over one hundred tons burden carrying passengers for hire within their respective districts, and shall satisfy themselves that every such vessel so submitted to their inspection is of a structure suitable for the service in which she is to be employed, has suitable accommodations for the crew, and is in a condition to warrant the belief that she may be used in navigation with safety to life."

Inspectors of hulls
of sail vessels.
R. S., sec. 4417, p. 856,
amended.

SEC. 5. That this Act shall take effect on July first, eighteen hundred and ninety-nine.

Effect.

Approved, December 21, 1898.

CHAP. 30.—An Act Regulating the inspection of flour in the District of Columbia.

December 21, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia shall appoint for said District two inspectors of flour, who shall be competent judges of flour; said inspectors to hold said offices two years, unless sooner removed by the said Commissioners.

District of Columbia.
Inspection of flour.
Inspectors.

SEC. 2. That the said inspectors, before entering upon the duties of their office, shall make oath or affirmation before a notary public that without favor, affection, malice, partiality, or respect of person they will diligently and carefully view, examine, and inspect, to the best of their skill and knowledge, all flour required by this Act to be inspected by them; that they will not pass or cause to be passed any barrels or half barrels or sacks of flour which are not in their judgment clean, sweet, and merchantable, according to the directions of this Act; also that they will not charge, ask, or take or receive any other or larger fees for doing their duty as inspectors of flour than are mentioned and directed by this Act; that they will diligently and carefully view and examine all barrels, half barrels, and sacks containing flour, and that they will not mark or pass, or cause to be passed, any barrel, half barrel, or sack of flour, unless such barrel, half barrel, or sack be of the size and quality required as by this Act; and said oaths shall be filed in the office of said Commissioners.

—oath of.

SEC. 3. That all barrels and half barrels containing flour, manufactured within the District of Columbia, or brought to the same for sale, shall be well made, of good, clean material, and tightened with ten or

Barrels, dimensions
of, etc.

twelve hoops, sufficiently nailed with four nails in each chime hoop, and of the following dimensions, namely: The staves of all barrels to be in length not less than twenty-seven inches; the diameter at the head to be seventeen inches; and the staves of all half barrels to be twenty inches in length, and the diameter of the head thirteen inches. Flour barrels weighing not less than sixteen pounds tared or marked on the branded head shall be deemed merchantable.

False packing or mixing.

—penalty.

SEC. 4. That every barrel and half barrel or sack of flour manufactured within the District of Columbia or brought to the same for sale shall, by the manufacturer, be made merchantable and of due fineness, without false packing or mixing; and if there is any false packing or mixture, the manufacturers or persons offering the same for sale or inspection shall forfeit and pay to the District of Columbia a fine of not less than one dollar nor more than five dollars for each and every such barrel and half barrel or sack, to be recovered as other fines and penalties are recovered.

Quantity in barrels and half barrels.

Short weight.

—penalty.

—ascertainment of.

SEC. 5. That every miller or bolter of flour shall put into barrels the quantity of one hundred and ninety-six pounds, and into half barrels the quantity of ninety eight pounds; and if any miller or bolter of flour shall pack any barrel or half barrel with a less quantity of flour than by this Act is required, he shall forfeit, if the deficiency be one pound, a sum not exceeding ten cents, and for every pound above one deficient, twenty-five cents; and said inspectors are hereby required, whenever they, or either of them, have reason to suspect that any barrel or half barrel containing flour is falsely tared, to cause the flour to be started and the barrel or half barrel weighed; and whenever it shall appear that the barrel and half barrel weigh more than they are marked by the miller or owner, the said miller or owner shall forfeit and pay to the said District for each such offense at the rate of ten cents for every pound after the first that the barrel or half barrel may weigh short, and shall moreover pay twenty-five cents for each and every barrel or half barrel, unless on examination the tare should prove correct, then in that case the cost and charges shall be paid by the inspector.

Inspection by boring, etc.

SEC. 6. That each and every barrel and half barrel or sack of flour manufactured in the District or brought to the same for sale, or to be manufactured into bread, shall be subject to the examination of the inspector by borings and searchings with an instrument not exceeding five-eighths of an inch in diameter for barrels and one-fourth of an inch for jute or cotton sacks, to be provided by the inspector for that purpose, or by opening the sacks, or by opening sacked flour to such an extent as the inspector may deem necessary, who shall afterwards plug up the hole in the barrel or half barrel with a round plug, made of soft wood, so as to prevent the entrance of water; and if the inspector shall judge the same to be merchantable according to the directions of this Act, he shall, at the time of the inspection, mark, brand, or stencil on the side of every barrel or half barrel, in letters one-half inch in length, the name "Washington," together with a word or words designating the degree of fineness which he shall, at the time of inspection, determine said flour entitled to, with the exception of the degree of superfine, which he shall mark or brand over the quarter; and the several degrees in quality shall be distinguished as follows: Family, extra, superfine, fine, and first middlings. And for the inspection of each barrel or half barrel of flour the said inspector shall have and receive of the owner or agents of said flour, for each and every barrel and half barrel, one cent and one drawing of flour, and for all sacks at the rate of one cent for one hundred and ninety-six pounds without drawings, except for sampling purposes; and every barrel or half barrel or sack of flour which shall prove on examination thereof to be unmerchantable according to the true intent and meaning of this Act, said inspector shall mark on the head with a broad arrow; and no barrel or half barrel of flour not examined and branded by the inspector, as aforesaid, shall be sold within the District under fine of one dollar for each and every barrel, to be collected as other fines and penalties are collected.

Branding.

—merchantable flour.

—grades.

—compensation of inspector.

—branding unmerchantable flour.

—penalty.

SEC. 7. That the Commissioners of the District of Columbia be, and they are hereby, authorized to appoint three good and competent judges of flour (practical millers, bakers, or flour merchants) as commissioners of flour inspectors, whose duty it shall be on the first day of March, eighteen hundred and ninety-nine, and monthly thereafter, to select the standard for each grade of flour named in the sixth and tenth sections of this Act; and each commissioner shall keep a standard for each grade for the examination of inspectors and for their government in inspection.

Commissioners of flour inspection; duties, etc.

SEC. 8. That when any person shall think himself aggrieved by the judgment of the inspector, it shall be lawful for him within six days to apply to the commissioners of inspection, who shall immediately view and carefully examine the flour in question; and if a majority of the commission declare the quality different from that adjudged by the inspector, the brand of broad arrow shall be erased, and the inspectors shall be required to put such brand as they shall adjudge and determine, the cost of such review to be paid by the inspector; but should the judgment of the inspector be confirmed, then, in that case, the owner shall pay the cost of the review; and each commissioner shall be entitled to receive the sum of five dollars for his services.

Appeal from inspector to commissioners.

-judgment.

-costs.

SEC. 9. That said inspectors be, and they are hereby, authorized to require the cooperage of any wet or light flour which they may inspect, in order to make it merchantable; and no inspector shall purchase, directly or indirectly, any flour other than for his own use, under a penalty of ten dollars for each barrel or half barrel purchased.

Cooperage of wet or light flour.

Inspectors not to purchase.

SEC. 10. That in addition to the grades of flour established by the sixth section of this Act, there are hereby established two grades of rye flour, namely, first and second quality; and it shall be the duty of the inspector to brand or mark under his inspection mark the words "rye flour" on all flour made of this grade and packed in barrels or half barrels.

Rye flour, grades established.

SEC. 11. That any person or persons who shall alter, erase, or deface the mark or brand made on any barrel or half barrel of flour by the inspector, or who shall mark or brand any barrel or half barrel of flour which has not been inspected with any mark or brand similar to or in imitation of that made by the inspector, or, after the inspector shall have passed any barrel or half barrel of flour as merchantable, shall add any mark or brand designating the quality different from that determined upon and made by the inspector, or who shall pack into any barrel or half barrel flour which shall have been branded or marked with the broad arrow, or who shall in any manner pack flour into barrels or half barrels already branded, without erasing therefrom the marks or brands, such person or persons shall be liable to a fine of one dollar for each such offense, to be collected in the name of the District of Columbia in the police court of said District.

Penalty for fraudulent marking or packing.

SEC. 12. That before said inspectors shall enter upon the duties of their office they shall give bond in the penalty of one thousand dollars, with security to be approved by said Commissioners, conditioned for the faithful performance of their duties.

Bond of inspectors.

SEC. 13. That all flour blended in the District of Columbia shall not be liable to a second inspection; but the inspectors of flour shall, free of charge, brand barrels and half barrels or sacks of such flour with a mark designating the grade or quality of the same.

Blended flour, branding of.

SEC. 14. That all laws or parts of laws in conflict with the provisions of this Act, and relating exclusively to the District of Columbia, be, and the same are hereby, repealed.

Repeal. Compiled Stats., D. C., p. 263.

Approved, December 21, 1898.