

taken upon any warrant, or *capias* on presentment; where no bill of indictment is found in consequence thereof, shall be liable to pay or give security for any costs on account of such warrant, presentment or *capias*, but the same shall be charged to and paid by the county, or the public, as aforesaid.

C H A P. XI.

III. This act to continue in force for three years, and until the end of the next session of assembly which shall happen thereafter.

Continuance.

Continued for three years, &c. by the act of 1784, ch. 83.

C H A P. XII.

An ACT to prevent the exportation of bread and flour not merchantable, and for other purposes.

WHEREAS the regulations hitherto made for the inspection of flour require alteration, and there not being any regulations for the prevention of frauds in the export of bread: Therefore,

Preamble.

II. Be it enacted, by the general assembly of Maryland, That the commissioners of Baltimore-town, or the major part of them, shall meet between the first and twentieth day of July next, and between the first and twentieth of July yearly and every year thereafter, during the continuance of this act, and then nominate and appoint a person of good repute, and skilful in the goodness and quality of flour, to be inspector of flour within the said town for the year ensuing.

Commissioners to appoint an inspector, &c.

III. And be it enacted, That every commissioner of the said town, who shall vote for the said officer, shall take the following oath before he shall proceed to the nomination and appointment of the officer aforementioned: "I, A. B. do swear, that I will faithfully, honestly and impartially, nominate and appoint such person to be inspector of flour within the said town of Baltimore, as I think in my judgment and conscience is fit and capable of executing the said office."

Their oath.

IV. And be it enacted, That in case of the death of such officer so appointed, or his refusal or neglect to act, the said commissioners, or the major part of them, shall, as soon as conveniently may be thereafter, meet together and appoint one other such person as aforesaid, in the stead of the person so dead, or refusing or neglecting to act, for the residue of the year; and if the said commissioners shall neglect and omit to nominate and appoint the said officer, then the governor and council may appoint such officer, who shall be qualified agreeable to the directions of this act, and have the like power and authority as if he had been by the said commissioners nominated and appointed.

In case of death, &c. to appoint another, &c.

V. And be it enacted, That all bolted wheat flour, and every cask thereof, brought to the said town for exportation, from and after the first day of August next, shall by the bolters thereof be made merchantable and of due fineness, without any mixture of coarser or other flour.

Flour to be made merchantable, &c.

VI. And be it enacted, That from and after the first day of August next, all flour casks brought to Baltimore-town for exportation, shall be made of good seasoned materials, well made, and tightened with ten hoops, sufficiently nailed with four nails in each chine hoop, and three nails in each upper bilge hoop, and of the following dimensions, viz. The staves to be of the length of twenty-seven inches, but of different diameters at their heads, according to their numbers, that is to say, cask number one shall be of the diameter of eighteen inches and a half at the head, cask number two seventeen inches and a half, and cask number three sixteen inches and a half; that every miller and bolter of flour, and baker of bread, for transportation out of the state, shall provide and have a distinguishable brand-mark, with which he shall brand each and every cask of flour or bread, before the same shall be removed from the place where the same was bolted or baked; and every miller or bolter shall also brand every cask of flour according to the respective diameters above specified, with the said numbers one, two or three, and with the weight respectively, under the penalty of two and sixpence current money for every barrel of flour not hooped and nailed as aforesaid,

Casks to be made of good materials, &c.

and