

1803. — Chapter 54.

[May Sesslon, ch. 54.]

AN ACT TO REGULATE THE MANUFACTURE OF CHOCOLATE IN THIS COMMONWEALTH, TO PREVENT DECEPTION IN THE QUALITY AND EXPORTATION THEREOF, AND TO REPEAL A LAW FOR THAT PURPOSE, PASSED MARCH THE EIGHTH, ONE THOUSAND EIGHT HUNDRED & THREE.

SEC. 1ST. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That all manufacturers of Chocolate within this Commonwealth, shall make each and every cake of chocolate in pans, in which shall be stamped the first letter of their christian name and their surname at large, the name of the town where they reside, with the quality of the chocolate in figures No. 1, No. 2, No. 3, as the case may be, with the letters MASS. for Massachusetts.

Chocolate pans to be stamped.

Qualities and brands prescribed.

SEC. 2D. *Be it further enacted,* That number one chocolate shall be made of cocoa of the first quality, and number two chocolate shall be made of the second quality of cocoa, both of which shall be free from adulteration; number three may be made of the inferior kinds and quality of cocoa; and all the boxes containing chocolate shall be branded on the end thereof with the word chocolate, the name of the manufacturer, the town, and the quality as described and directed for the pans, in the first section of this Act.

Chocolate not made according to this act to be seized.

SEC. 3D. *Be it further enacted,* That all chocolate which shall be manufactured in this Commonwealth, and which shall be offered for sale or found within the same, without being marked in all respects as directed in the foregoing sections of this Act, and also of the quality therein described, the same shall be forfeited and liable to seizure; and if any person shall put on board, or receive on board any vessel or carriage of conveyance, chocolate not marked or branded as aforesaid, with an apparent intent to transport the same out of this Commonwealth, he or they shall forfeit the same, and shall pay a fine equal to the amount and value thereof.

Justices of the peace to issue warrants for seizure.

SEC. 4TH. *Be it further enacted,* That it shall be the duty of any Justice of the Peace, upon any information given of any chocolate put on board any vessel or carriage of conveyance, not marked and branded as required by this Act, to issue his Warrant directed to the Sheriff or

his deputy, or to a Constable, requiring them respectively to make seizure of such chocolate not marked and branded as aforesaid, and to secure the same, in order for trial; and said Officers are hereby respectively required & empowered to execute the same; and all penalties and forfeitures arising by force and virtue of this Act, one moiety thereof shall be for the use of the town where the offence shall be committed, and the other moiety thereof, to him or them who shall inform or sue for the same. This Act to operate, and be in full force, from and after the first day of October next: And the Act passed March the eighth, one thousand eight hundred and three, entitled, “An Act to regulate the manufacture of chocolate in this Commonwealth, and to prevent deception in the quality and exportation thereof, be, and is hereby repealed.

Former act
repealed.

Approved June 22, 1803.

1803. — Chapter 55.

[May Session, ch. 55.]

AN ACT TO PREVENT FRAUD AND DECEPTION IN PACKING OF PICKLED FISH, AND TO REGULATE THE SIZE AND QUALITY OF THE CASKS, AND THE EXPORTATION THEREOF, FROM THIS COMMONWEALTH, AND TO REPEAL ALL LAWS HERETOFORE MADE FOR THIS PURPOSE.

SECT. 1ST. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* that from and after the first day of April next, all Barrels which shall be made or used for the purpose of packing or containing pickled fish, shall be made of sound seasoned white oak, or ash staves, with heading of the same kind, & quality, or white pine heads, sound and well seasoned, and the pine free from sap; the barrels to be well hooped, with at least three hoops on each bilge, and three hoops on each chime, all of which shall be good hoops, of sufficient substance; the barrel staves to be twenty-eight inches in length, and the heads to be seventeen inches between the chimes; and to contain not less than twenty-nine, nor more than thirty Gallons; and all barrels, half barrels and Tierces for packing fish, shall be branded on the side of the Cask with the owner or maker's name; and shall be made in a workmanlike manner, to hold pickle; the half barrels to contain not less than fifteen and half gallons, and the

Style and ma-
terial of barrels
prescribed, &c.