

vessel, shall be deemed sufficient evidence of such illegal shipping or intention to ship for exportation by sea; and any Culler employed by the Supervisor, who shall privily and  
 5 without the knowledge and consent of the Supervisor, or for any hire or gain, and without the same being duly entered on the books of the Supervisor, cull, sort, measure, mark or stamp any article of Lumber, shall,  
 10 on being duly convicted thereof before any court of competent jurisdiction, forfeit and pay a sum not exceeding *one hundred pounds* currency, or be imprisoned for a term not exceeding six calendar months, in the dis-  
 15 cretion of the Court, for each such offence; and the penalties imposed by this section shall be sued for, paid and accounted for under and subject to the provisions of the  
 20 thirty-second section of the said first mentioned Act, except in so far as it is otherwise herein provided.

Penalty on Culler acting as such without the knowledge of the Supervisor.

Penalties how recoverable.

III. And be it enacted, That nothing contained in the said Act, or in this Act shall be held or construed to make it compulsory for  
 25 any article of Lumber to be culled, measured, counted, marked or stamped, under the provisions of the said Act, or of this Act, provided such Lumber be shipped for exportation by sea for account (in good faith,) of  
 30 the actual and *bonâ fide* producer or manufacturer thereof, and provided that before the vessel on board of which such Lumber may have been shipped shall obtain her clearance at the Custom House, an affidavit or affirma-  
 35 tion in writing, be made by the shipper or his agent before the collector or comptroller at the Port of shipment, (either of whom is hereby authorised to receive the same,) that such Lumber has been so shipped for account,  
 40 in good faith, of such shipper, and that he is the actual *bonâ fide* producer or manufacturer thereof; but all other Lumber shipped for exportation by sea, shall be either measured, culled or counted, (at the option of  
 45 parties,) by a licensed Culler, under the con-

Lumber shipped on account of the producer need not be culled, &c

Affidavit required.

All other Lumber must be culled.