

that timber manufactured before the first day of May next, may be deemed merchantable if it has two straight sides.

All timber before  
exportation to be  
surveyed by a  
sworn Surveyor.

III. *And be it further enacted*, that all timber before exportation, shall be surveyed by a sworn Surveyor, who, in ascertaining the contents, shall girth or measure every piece in the middle, and the contents, together with his own mark, number, and purchaser's mark, shall be marked on the butt end of every piece, and he shall furnish the purchaser and seller with one survey bill each, stating separately the number, length, girth or square, and contents of every piece; and such Surveyor shall be entitled to receive, at and after the rate of *six-pence* for every forty cubic feet, to be paid by the purchaser, except in the City and County of Saint John, or River Saint John, and the River and Bay of Miramichi, and the several Branches of said Rivers and Bay, where the Surveyor shall be paid at and after the rate of *four-pence* per ton, to be paid by the purchaser.

Duty of Surveyor  
and his Fees.

What shall be  
deemed merchant-  
able boards,  
planks, &c.

IV. *And be it further enacted*, that all merchantable boards, planks, and scantling, whether for exportation or home consumption, and all clear boards; planks, or scantling, for exportation, shall be square-edged with the saw; all clear boards shall not be less than one inch thick, and merchantable boards not less than seven-eighths of an inch thick; no board or plank shall be deemed merchantable if split at both ends, or have one continued split of more than two feet at one end, that is less than nine inches wide and twelve feet long, and is not sawed of a thickness throughout, and is free from shakes, rotten knots, or worm holes; and purchasers shall not be obliged to take plank with boards, unless by special agreement so to do.