

A BILL

FOR AN ACT PROVIDING FOR THE ADOPTION OF DISTINCTIVE MARK OR MARKS OF OWNERSHIP OF CANS, BOTTLES, CASKS, KEGS, BARRELS, VESSELS OR OTHER RECEPTACLES USED IN THE HANDLING, MANUFACTURE, SALE OR TRANSPORTATION OF DAIRY PRODUCTS, ICE-CREAM, MILK OR CREAM, BY FILING WITH THE SECRETARY OF STATE A DESCRIPTION OF SUCH DISTINCTIVE MARK OR MARKS OF OWNERSHIP, THE USE TO BE MADE OF THE SAME, AND PUBLICATION IN SOME WEEKLY NEWSPAPER IN THE STATE; MAKING IT UNLAWFUL TO USE ANY SUCH CAN, BOTTLE, CASK, KEG, BARREL, VESSEL OR OTHER RECEPTACLE FOR THE HANDLING, MANUFACTURE, SALE OR TRANSPORTATION OF ANY DAIRY PRODUCTS, ICE-CREAM, MILK OR CREAM, IF THE SAME HAVE EVER BEEN USED IN HANDLING ANY FILTHY, UNCLEAN OR UNWHOLESAME PRODUCT OR COMMODITY WHATSOEVER, AND MAKING IT UNLAWFUL FOR ANYONE TO HAVE IN POSSESSION, USE, HANDLE, SHIP, MUTILATE OR DESTROY ANY SUCH CAN, BOTTLE, CASK, KEG, BARREL, VESSEL OR OTHER RECEPTACLE, WITHOUT THE OWNER'S WRITTEN PERMISSION; PROVIDING PENALTIES FOR VIOLATION OF THIS ACT; AND CHARGING THE FOOD AND DAIRY COMMISSIONER WITH THE ENFORCEMENT OF THIS ACT.

Be it Enacted by the General Assembly of the State of Iowa:

SECTION 1. That any person, firm, company, association or corporation engaged in the
2 handling, manufacture, sale or transportation of any dairy products, ice-cream, milk or cream
3 may file with the Secretary of State a description of the distinctive mark or marks of owner-
4 ship of any cans, bottles, casks, kegs, barrels, vessels, or other receptacles used in the handling,
5 manufacture, sale or transportation of such products, stating the use to be made of the same,
6 and cause notice thereof to be given by two consecutive publications in any weekly news-
7 paper published and in general circulation in the State of Iowa.

8 It shall thereupon be unlawful for any person, without the written consent of the owner,
9 to have in possession, use, handle, ship, mutilate, or destroy any such can, bottle, cask, keg,
10 barrel, vessel or other receptacle; and it shall be unlawful for any one to use any can, bottle,
11 cask, keg, barrel, vessel or other receptacle in the handling, manufacture, sale or transporta-

12 tion of any dairy products, ice-cream, milk or cream, if the same have previously been used in
13 the handling of any filthy, unclean or unwholesome product or commodity whatsoever.

14 It shall be unlawful for any one, other than the rightful owner, to deface, remove, destroy or
15 change any such brand, mark or stamp put upon such can, bottle, cask, keg, barrel, vessel, or
16 other receptacle. The brand or distinctive mark of ownership selected and adopted as here-
17 in provided may consist of a name, design, mark or marks, or some particular color of paint
18 or enamel used upon the can, bottle, cask, keg, barrel, vessel or other receptacle, or any part
19 thereof.

SEC. 2. Whoever violates any provisions of this act shall be deemed guilty of a misde-
2 meanor and upon conviction thereof shall be fined not less than twenty-five dollars nor more
3 than one hundred dollars, and shall stand committed until such fines and costs are paid.

SEC. 3. It shall be the duty of the Food and Dairy Commissioner to enforce the provisions
2 of this act.

SEC. 4. This act, being deemed of immediate importance shall take effect and be in force
2 from and after its passage and publication in the Register and Leader and the Des Moines
3 Daily Capital, daily newspapers published in the city of Des Moines, Iowa.