STANDARD CLIMAX BASKETS, BASKETS, OR OTHER CONTAINERS
Act 74 of 1917

AN ACT to fix standards for climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other containers for small fruits, berries, and vegetables, and to punish violations of the same.

History: 1917, Act 74, Eff. Nov. 1, 1917.

The People of the State of Michigan enact:

290.131 Standard climax baskets for fruits and vegetables.

Sec. 1. That standards for climax baskets for grapes and other fruits and vegetables shall be the 2-quart basket, 4-quart basket, and 12-quart basket, respectively.

(a) The standard 2-quart climax basket shall be of the following dimensions: length of bottom piece, 9 1/2 inches; width of bottom piece, 3 1/2 inches; thickness of bottom piece, 3/8 of an inch; height of basket, 3 7/8 inches, outside measurement; top of basket, length 11 inches and width 5 inches, outside measurement. Basket to have a cover 5 by 11 inches, when a cover is used;

(b) The standard 4-quart climax basket shall be of the following dimensions: length of bottom piece, 12 inches; width of bottom piece, 4 1/2 inches; thickness of bottom piece, 3/8 of an inch; height of basket, 4 and 11/16 inches, outside measurement; top of basket, length 14 inches, width 6 1/4 inches, outside measurement. Basket to have cover 6 1/4 inches by 14 inches, when cover is used;

(c) The standard 12-quart climax basket shall be of the following dimensions: length of bottom piece, 16 inches; width of bottom piece, 6 1/2 inches; thickness of bottom piece, 7/16 of an inch; height of basket, 7 and 1/16 inches, outside measurement; top of basket, length 19 inches, width 9 inches, outside measurement. Basket to have cover 9 inches by 19 inches, when cover is used.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5571;—CL 1948, 290.131.

290.132 Standard containers for small fruits, berries and vegetables.

Sec. 2. That the standard basket or other container for small fruits, berries, and vegetables shall be of the following capacities: namely, dry 1/2 pint, dry pint, dry quart, or multiples of the dry quart.

(a) The dry 1/2 pint shall contain 16 and 8/10 cubic inches;

(b) The dry pint shall contain 33 and 6/10 cubic inches;

(c) The dry quart shall contain 67 and 2/10 cubic inches.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5572;—CL 1948, 290.132.

290.133 Violations of act; penalty; foreign shipments.

Sec. 3. That it shall be unlawful to manufacture for shipment, or to sell within the state any climax baskets or other containers for small fruits, berries, or vegetables, whether filled or unfilled, which do not conform to the provisions of this act; and any person guilty of a wilful violation of any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding 25 dollars: Provided, That nothing herein contained shall apply to the manufacture, sale, or shipment of climax baskets, baskets, or other containers for small fruits, berries, and vegetables when intended for export to foreign countries when such climax baskets, baskets, or other containers for small fruits, berries, and vegetables accord with the specifications of the foreign purchasers or comply with the law of the country to which shipment is made or to be made.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5573;—CL 1948, 290.133.

290.134 Examination and test; compliance; determination by department.

Sec. 4. The examination and test of climax baskets, baskets, or other containers for small fruits, berries, and vegetables, for the purpose of determining whether those baskets or other containers comply with the provisions of this act shall be made by the department of agriculture.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5574;—CL 1948, 290.134;—Am. 2002, Act 582, Imd. Eff. Oct. 14, 2002.

290.135 Duty of prosecuting attorney.

Sec. 5. That it shall be the duty of each prosecuting attorney, to whom satisfactory evidence of any violation of the act is presented, to cause appropriate proceedings to be commenced and prosecuted in the proper courts of the state for the enforcement of the penalties as in such case herein provided.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5575;—CL 1948, 290.135.

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290.136 Guaranty relieving dealer from prosecution; liability of guarantor.

Sec. 6. That no dealer shall be prosecuted under the provisions of this act when he can establish a guaranty signed by the manufacturer, wholesaler, jobber, or other party residing within the United States from whom such climax baskets, baskets, or other containers, as defined in this act, were purchased, to the effect that said climax baskets, baskets, or other containers are correct within the meaning of this act. Said guaranty, to afford protection, shall contain the name and address of the party or parties making the sale of climax baskets, baskets, or other containers to such dealer, and in such case said party or parties shall be amenable to the prosecution, fines, and other penalties which would attach in due course to the dealer under the provisions of this act.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5576;—CL 1948, 290.136.

290.137 Effective date.

Sec. 7. That this act shall be in force and effect from and after the first day of November, 1917.

History: 1917, Act 74, Eff. Nov. 1, 1917;—CL 1929, 5577;—CL 1948, 290.137.

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