

dence as to the quality of the lot of fertilizer from which said sample was taken.

SEC. 8. All inspection fees received by the State Chemist under section 2 of this act shall be paid into the treasury of the Maryland Agricultural College, as directed by the trustees thereof, to pay for the cost of the analyses, inspection, sampling and other expenses required by this act.

SEC. 9. Any purchaser of fertilizer who shall be injured or defrauded by the contents of the bag, barrel or other package or fertilizer in bulk not conforming in quantity or quality to the marks, labels or statements on or accompanying the same, or who shall purchase fertilizer branded "pure bone" when the same is adulterated with oyster shell or other foreign matter, even if the analysis corresponds to the guaranteed analysis on the package, may receive from the seller or sellers thereof in an action of debt an amount equal to the purchase money and cost of suit; and in case the purchase is made of an agent or any person or persons residing out of the limits of the State of Maryland, or company or corporation whose principal place of business is out of the State, the purchaser may at his or her option proceed by attachment, as now provided for by the law in case of non-resident and absconding debtors, against any property, right or credits of any person or persons, company or corporation furnishing said fertilizer when such property rights or credits can be found within the limits of the State of Maryland; provided the purchaser of any fertilizer shall not be deemed to be defrauded by a shortage in one or two of the constituents of said fertilizer not to exceed one-fifth of the amount guaranteed, if the shortage is accompanied by an excess of other constituent or constituents of double the commercial value; and provided further, that if the shortage does not exceed 20 per cent. of the amount guaranteed, otherwise the purchaser may receive as damages twice the amount of value of such shortage.

SEC. 10. Any manufacturer, dealer, agent or other person who shall adulterate, add to or take anything from any fertilizer sold or offered for sale within this State, shall be deemed guilty of a misdemeanor and shall, upon conviction thereof in any Court having jurisdiction, be punished by a fine not to exceed two hundred dollars (\$200.00) and imprisonment in jail not exceeding six months, or by fine and imprisonment, at the discretion of the Court before whom he shall be tried.

SEC. 11. This act shall not apply to substances and materials sold in bulk to manufacturers or manipulators of fer-