

be legibly marked or stenciled thereon; and it shall be the duty of the inspector to retain for inspection every hogshead of tobacco not so marked or stenciled until the name of the owner thereof shall have been ascertained and placed thereon.

1904, art. 48, sec. 45. 1888, art. 48, sec. 46. 1886, ch. 101, sec. 30 B.

44. It shall be the duty of the several inspectors of tobacco to carefully return all bundles of tobacco, other than samples which may be drawn in sampling, and all bundles which may be displaced in uncasing tobacco to the hogshead from which the same were drawn or displaced; and any inspector of tobacco who shall knowingly violate the provisions of this section shall be deemed guilty of misconduct in office, and shall be liable to removal therefrom.

Ibid. sec. 47. 1888, art. 48, sec. 48. 1864, ch. 346, sec. 41. 1870, ch. 291.
1888, ch. 156.

45. It shall and may be lawful for any grower or owner of tobacco grown in this State to sell the same either in the State or out of it, in hogsheads of any size or weight, or in boxes, or in any other kind or style of package, without being compelled to have the same inspected by the State inspectors, and without being compelled to place the same in the State warehouses for any purpose whatsoever, or to pay any charge for outage, storage or any other charge thereon, to the State or any of its constituted officers.

This section prior to the act of 1888, ch. 156, and the charge for outage prescribed thereby, held to be constitutional. This and other sections of this article held to be inspection laws, and the characteristics of inspection laws considered. *Turner v. State*, 55 Md. 263 (affirmed in 107 U. S. 38). And see *Patapsco Guano Co. v. Board of Agriculture*, 52 Fed. 697.

Ibid. sec. 48. 1888, art. 48, sec. 49. 1888, ch. 156, sec. 3.

46. If any grower or owner of tobacco grown in this State shall desire to store such tobacco in any of the State tobacco warehouses, without having the same inspected by the State inspectors, and without the same being subject to the laws relating to inspections of tobacco, he may do so upon paying storage therefor at the rate of twenty-five cents per hogshead per month, or fractional part of a month, for the first two months that said tobacco shall remain in said warehouses, and fifteen cents per month or fractional part of a month for every succeeding month that said tobacco shall remain in said warehouses; but no charge for outage shall be made upon said tobacco, and all money received from said storage shall be credited to the warehouse receipts of the warehouse in which said tobacco shall be stored, but no tobacco stored in said warehouses under the provisions of this section shall be inspected in said warehouses by any private inspector; and the said tobacco may at any time be removed from said warehouse by the owner upon payment of the storage in the same manner as if said warehouse was a private warehouse.