

any justice of the peace be fined a sum not less than ten dollars (\$10) nor more than one hundred dollars (\$100) and costs of prosecution for each and every offense, and stand committed until such fine and costs are paid, and the fines so collected shall be paid to the trustees of the said college and be added to the funds herein provided for carrying out the provisions of this sub-title.

1904, art. 48, sec. 61. 1898, ch. 289, sec. 59 A.

59. All trees, plants, vines, shrubs, buds or cuttings, commonly known as nursery stock, grown or handled by each and every nurseryman within this State, and subject to the attacks of the aforesaid insects or diseases, shall be fumigated by the nurseryman owning the same, with hydrocyanic acid gas in buildings or enclosures inspected and approved by the aforesaid State officers under their direction.

Ibid. sec. 62. 1896, ch. 290, sec. 58. 1898, ch. 289, sec. 60.

60. When any trees, plants, shrubs, vines, buds or cuttings commonly known as nursery stock are shipped into this State from any other State or territory, or the District of Columbia to any nurseryman, broker, dealer, agent or other person in this State, every carload, bale, box or package thereof shall be plainly labeled on the outside with the name of the consignor, the name of the consignee, and a certificate showing that the contents have been inspected by a qualified State or government officer, and that the trees, plants, vines, shrubs or cuttings therein contained are apparently free from the insects and diseases herein provided for. Whenever any trees, plants, vines, shrubs, buds or cuttings are shipped into this State from any other State or territory, or the District of Columbia, without such certificate plainly fixed on the outside of each carload, box, bale or package, the agent of the transportation company, firm or person receiving same shall not deliver said nursery stock to the consignee or agent representing the consignor, and said agent of the transportation company, firm or person shall notify the state entomologist or state pathologist at the Maryland Agricultural College, and said state officer receiving such notification shall immediately notify any justice of the peace of this State to issue a summons for the consignee, and the agent or consignor, if he be known, of such carload, bale, box, or package of nursery stock, to appear before him on a certain day to be named therein, to show why such trees, plants, vines, shrubs, buds or cuttings should not be seized as being in violation of the provisions of this sub-title, and on trial thereof, if said justice be satisfied that the provisions of this sub-title have been violated, said justice shall order said agent or consignee to return such carload, box, bale or package of trees, plants, shrubs, vines, buds or cuttings immediately to the shipper or consignor unless said consignee or agent of the consignor at his expense shall forthwith have said nursery stock examined by the state entomologist and the state pathologist of this State, and said officers certify to such justice of the peace that said nursery stock is apparently free from the insects and dis-