

## ARTICLE LXI.

### MANURES AND FERTILIZERS.

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| <ol style="list-style-type: none"> <li>1. Meaning of the terms "fertilizer" —"brand." "State chemist."</li> <li>2. Conditions upon which fertilizers may be sold.</li> <li>3. Penalty for failure to comply with these conditions.</li> <li>4. Unlicensed dealers shall send names to agricultural college; also names of brands; penalty for failure.</li> <li>5. College to analyze samples and send result to dealers.</li> </ol> | <ol style="list-style-type: none"> <li>6. Manner of procuring and sending samples; analysis; penalty.</li> <li>7. Disposition of proceeds from licenses; proviso.</li> <li>8. Purchaser defrauded by labels may recover.</li> <li>9. Penalty for using trade mark of another or adulterating fertilizers.</li> <li>10. Cases to which this article does not apply.</li> <li>11. State's attorneys to prosecute for all violations of this article.</li> </ol> |
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1904, art. 61, sec. 1. 1890, ch. 387, sec. 1. 1894, ch. 397.

1. The term "fertilizer" as used in this article shall be held to mean any commercial fertilizer or any article, substance or mixture sold, offered or exposed for sale for manurial purposes within this State of which the selling price shall be more than ten dollars per ton of two thousand pounds. The term "brand" shall be held to mean the name under which the commercial fertilizer is sold, together with the statement of the percentage of valuable ingredients contained therein. The term "state chemist" shall mean the professor in charge of the chemical department of the Maryland Agriculture College who shall be *ex officio* state chemist.

Cited but not construed in *Snowden v. State*, 69 Md. 210.

*Ibid.* sec. 2. 1890, ch. 387, sec. 2. 1894, ch. 397.

2. Before any fertilizer is sold, offered or exposed for sale within the State the following conditions must be complied with: (1) The importer, manufacturer, manipulator, dealer or agent shall take out a license for the sale of fertilizer, which license shall be rated upon the number of brands contemplated to be sold at the rate of fifteen dollars for each brand, said license to be prepared and furnished by the comptroller of the treasury and to be issued at any time, to be good until the first day of February following; provided, that when any such importer, manufacturer or manipulator shall have taken out a license as herein provided it shall not be necessary for any other person as his agent or representative to take out a license to sell the fertilizers provided for by the party who has taken out such license. (2) Every bag, barrel or package of fertilizer and every parcel or lot if sold in bulk