

Court for the county in which such nuisance shall exist, or to the Judge of the Circuit Court of Baltimore City, as the case may be, in term, time or vacation, for an injunction to restrain and prevent such nuisance no matter by whom or what authority committed. They shall have the power to enter upon and inspect private property in regard to the presence of nuisances, cases of infectious and contagious diseases and to determine the cause and source of diseases; to make rules and regulations not inconsistent with law regulating the character and location of plumbing, drainage, water supply, disposal of sewage, garbage or other waste material and offensive trades; the sanitary condition of streets, alleys, outhouses, cesspools and all sanitary features connected therewith; no rule or regulation, however, to carry a higher penalty than one hundred dollars for each offense and all such rules and regulation to bear the seal of the State Board of Health and be attested by its secretary and be published not less than three times in some daily newspaper published in the city of Baltimore, such rules and regulations not to be effective until thirty days after their publication.

This section referred to in holding that a bill filed by county commissioners of Baltimore County to enjoin Baltimore City from dumping garbage, etc., made out a case for the relief prayed; demurrer; nuisance. *Baltimore v. Board of Health*, 139 Md. 216.

See sec. 32.

An. Code, 1924, sec. 4. 1912, sec. 2A. 1914, ch. 675.

3. The State Board of Health by any member thereof shall have power to administer oaths, certify to official acts, issue subpoenas, compel the attendance of witnesses and production of papers, books, documents and testimony. In case of the failure of any person to comply with any subpoena lawfully issued, or on refusal of any witness to testify to any matter regarding which he may be lawfully interrogated, it shall be the duty of the Circuit Court of any county or the judge thereof, or of either of the Circuit Courts of Baltimore City or the judges thereof, on application of any member of the State Board of Health, to compel obedience by attachment proceedings for contempt. Every witness who shall appear before the Board by its orders shall receive for his attendance the fees now provided for witnesses in civil cases in courts of record, which shall be audited and paid by the State in the same manner as other expenses are audited and paid upon the presentation of properly verified vouchers. But no witness subpoenaed at the instance of parties other than the Board shall be entitled to compensation from the State for attendance or travel unless the Board shall certify that his or her testimony was material to the matter investigated. Fees paid under this section shall be charged to the general appropriation for the State Board of Health. The State Board of Health may, in any investigation, cause depositions of witnesses residing within or without the State to be taken in the manner prescribed by the law for like depositions in civil actions in courts of record.

An. Code, 1924, sec. 5. 1912, sec. 3. 1904, sec. 3. 1888, sec. 3. 1880, ch. 438, sec. 4.

4. The said board shall meet quarterly in the city of Baltimore and at such other times and places as they shall appoint, a majority to be a quorum for the transaction of business; they shall elect one of their number to be president of the board and adopt all needful rules and regulations subject to the provisions of this article; they shall organize, as far as practicable, in every city, village and legislative district in this State, local boards or advisory committees to serve without pay, to assist the board in the proper