

(c) A tolerance or variation of five per centum on size shall be allowed in all classes, but such five per centum shall not be in addition to the variations or tolerances for defects provided in grades "Fancy," "A" and "B."

An. Code, 1924, sec. 35. 1912, sec. 32. 1916, ch. 627, sec. 4.

35. (a) Every closed package containing apples grown in the State of Maryland which is sold, offered or exposed for sale, or packed for sale, or transported for sale by any person shall bear upon the outside of one end in plain letters and figures the name and address of the packer or the person by whose authority the apples were packed and the package marked, the true name of the variety, the grade or class of the apples therein contained and the minimum size of the fruit in the packages. If the true name of the variety shall not be known to the packer or the person by whose authority the package is packed or branded, then such variety shall be designated as "variety unknown." Every package of apples which is repacked shall bear the name and address of the repacker or the name of the person by whose authority it is repacked in place of that of the original packer.

(b) The brands or marks as prescribed by this sub-title shall be in block letters and figures of size of not less than thirty-six point Gothic.

(c) It shall be unlawful for any person within the State to sell, offer or expose for sale, or pack for sale, or transport for sale apples which are adulterated or misbranded within the meaning of this sub-title.

An. Code, 1924, sec. 36. 1912, sec. 33. 1916, ch. 627, sec. 5.

36. For the purposes of this sub-title apples packed in a closed package shall be deemed to be misbranded.

(a) If the package shall fail to bear the statements required by this sub-title.

(b) If the package shall be falsely branded or shall bear any statement, design or device regarding such apples which is false or misleading, or if the package bears any statement, design, or device indicating that the apples contained therein are a given Maryland "standard grade," or "cull grade," or "orchard run class," and said apples when packed or repacked do not conform to the requirements of such grade.

An. Code, 1924, sec. 37. 1912, sec. 34. 1916, ch. 627, sec. 6.

37. For the purposes of this sub-title apples packed in closed packages shall be deemed to be adulterated if their quality or grade when packed or repacked does not conform to the marks upon the package.

An. Code, 1924, sec. 38. 1912, sec. 35. 1916, ch. 627, sec. 7.

38. It shall be unlawful for any person, unless he regrades and repacks the apples, to erase the original size, grade or variety of apples branded upon the package and in its place substitute a size, grade or variety-name different from the one marked upon the barrel by the packer of the apples.

An. Code, 1924, sec. 39. 1912, sec. 36. 1916, ch. 627, sec. 8.

39. No person shall pack, or shall sell, or offer, expose, or have in his possession for sale any apples packed in any package in which the face or shown surface gives a false representation of the contents of such package; and it shall be considered a false representation when more than fifteen