

shall be made during the fiscal year ending September first, eighteen hundred and ninety-eight.

Tree and Fruit Inspectors.—The Yellows.

1892, ch. 639.

66. It shall be unlawful for any person to keep, or allow to be and remain on his lands or premises, in the State of Maryland, any peach, almond, apricot or nectarine tree infected with the contagious disease known as the yellows, or to offer for sale, or shipment, or to sell or ship to others any such trees, or the fruit thereof in any form; and any person convicted before any justice of the peace of selling or shipping said trees or the fruit thereof in any form, knowing the same to be so diseased, shall be fined a sum not exceeding ten dollars and costs, and upon failure to pay the same shall be confined in the county jail for a term not exceeding thirty days; provided, the provisions of this sub-title shall not apply to Washington county.

Ibid.

67. The trees and fruit so infected shall be subject to destruction as public nuisance, as hereinafter provided; and no damages shall be awarded in any court of this State, or by any justice of the peace thereof, against any person or persons for entering upon lands or premises and destroying such diseased trees and fruit if done in accordance with the provisions of this sub-title; and it shall be the duty of every person as soon as he becomes aware of the existence of such disease in any tree or fruit owned by him to forthwith destroy by burning the same, or cause it to be destroyed by burning.

Ibid.

68. It shall be the duty of the county commissioners of the various counties, on the application of three or more citizens of said county, to appoint each year three competent peach growers for each election district of the several counties, or for such of said election districts as said commissioners may deem fit, to act as "Tree and Fruit Inspectors," who shall hold said office during the year following their appointment, or during the pleasure of said county commissioners.