

Costs—how
paid.

the petitioner, the said goods shall be returned to said petitioner by said examiner, and the costs shall be taxed and paid as in criminal cases, but if the decision is in favor of the examiner, said goods shall be destroyed by said examiner, and the costs of the proceedings shall be paid by the petitioner. The state's attorney of the several counties and Baltimore city shall appear on behalf of said examiner in said proceedings.

Condition to
do business.

SEC. 4. *And be it enacted*, That all persons, firms, joint stock companies or corporations who use shell oysters for packing as hermetically sealed "Cove Oysters," as a condition upon which they shall be permitted by the state to carry on said business, shall render a sworn statement at the end of each month to the comptroller of the state treasury of the number of bushels of such oysters so used, and at the same time pay into the state treasury one-tenth (1-10) of one cent per bushel for each and every bushel of such oysters used for said purpose, to constitute a fund to be called the "Oyster Packers' Fund," from which the said persons so as aforesaid appointed examiners shall be paid the salary and allowances hereinafter provided, if and so long as the same may be sufficient for that purpose.

Make sworn
statement.

Salary.

SEC. 5. *And be it enacted*, That the said examiners shall, at the end of each month, make a sworn statement to the comptroller of the treasury of the amount of expense, not personal, necessarily incurred in the discharge of their duties under this act, and the comptroller of the treasury shall thereupon draw his warrant on the treasury to the order of said examiner for the payment of the same, together with one hundred and twenty-five dollars as monthly salary of such examiner, provided there be in the treasury funds to the credit of the fund aforesaid sufficient to pay the same.

Effective.

SEC. 6. *And be it enacted*, That this act shall take effect from September the first, eighteen hundred and eighty-four.

Approved April 8, 1884.