

turing, compounding, preparing and furnishing for sale any such commercial fertilizer, the purchaser thereof may, at his or her option, proceed by attachment, as now provided for by law in cases of non-resident and absconding debtors, against any property, rights or credit of any person, persons, company or corporation selling, manufacturing, preparing, compounding or furnishing said fertilizer, when such property, rights or credits can be found within the limits of the State of Maryland.

SEC. 9. *And be it enacted*, That any manufacturer, dealer, agent or other person or persons who shall adulterate, add to or take anything from any fertilizer, sold or offered for sale within this State, or who shall use the brand or trade-mark of any manufacturer or dealer other than his own, shall be deemed guilty of a misdemeanor, and shall, under conviction thereof in any court having jurisdiction, be punished by a fine not exceeding two hundred dollars (\$200) and imprisonment in jail not exceeding six months, or by fine and imprisonment, at the discretion of the court before whom he shall be tried.

Adulterating
fertilizers.

Penalty.

SEC. 10. *And be it enacted*, That this act shall not affect parties importing, manufacturing or manipulating fertilizer for their own use if not sold or disposed of; and it shall not apply to substances and materials sold in bulk to manufacturers or manipulators of fertilizer, and nothing in this act shall prevent the buyer and seller from making contracts in reference to the price to be paid dependent upon the composition or quality of the fertilizer contracted for; but no arrangement or agreement, verbal or written, made by or between any seller and buyer of fertilizer in this State, for the purpose of exonerating the seller or manufacturer from liability for any violation of any of the provisions of this act, shall exempt any person from such liability.

Cases in
which this
act does not
apply.

SEC. 11. *And be it enacted*, That it shall be the duty of all State's attorneys to prosecute all persons accused of violating this act, or any of the provisions of this act, or of the act to which this is a supplement.

Duties of
State's
attorneys.

SEC. 12. *And be it enacted*, That this act shall take effect on the first day of May, in the year eighteen hundred and ninety-four.

Effective.

Approved April 6, 1894.