

maintaining yards used for the sale, storage or handling of coal or coke in said county, shall maintain scales of suitable capacity within or adjacent to said yards. Any violation of the provisions of this section shall be a misdemeanor and shall be punishable by a fine of not more than \$10.00 for each and every day that said violation shall continue.

38B. Every person, firm or corporation dealing in or selling mineral coal or coke within Howard County shall cause all coal or coke so sold to be weighed upon the scales maintained in accordance with the provisions of the preceding section. Any violation of the provisions of this section shall be a misdemeanor and shall be punishable by a fine not exceeding \$25.00 for each and every cart, wagon or other load of said coal or coke sold without such weighing.

38C. It shall be the duty of the Sheriff, the Deputy Sheriffs, constables, and other police officers of Howard County on demand of the purchaser made prior to the unloading of the cart, wagon or other vehicle in which coal or coke is delivered to said purchaser, or whenever such sheriff, deputy sheriff, constable or other police officer has reason to believe that any cart, wagon or other vehicle containing coal or coke contains a less weight than that stated upon the card or ticket hereinafter in the next succeeding section provided for, to take such cart, wagon or other vehicle to the nearest or most convenient State, city or available private or public scale and have it weighed; and it shall be the duty of the party so weighing to give a written certificate of the weight. No additional charge shall be made for hauling coal or coke to any scales to be weighed. Any violation of the provisions of this section and any refusal of any driver or owner of any cart, wagon or other vehicle to take such cart or other vehicle to such scales to be weighed as aforesaid, and any delivery or attempt to deliver a weight of coal or coke less than that indicated upon the face of the card or ticket hereinafter in the next succeeding section provided for shall be a misdemeanor, and shall be punishable by a fine not exceeding the sum of \$50.00 for each and every offense; provided, however, that in all weighings made under the provisions of this section, three per centum of net weight shall be allowed for variation of scales, and provided further that whenever such weighing is made upon a private scale, and said load is found to be under weight, the seller of such coal or coke shall be notified before said load is dumped, and shall have the right to demand that said coal or coke shall be reweighed upon a State or city scale.