

in the judgment of the State Forester, the burning will serve a useful purpose, but is likely to endanger adjacent woodlands, he shall, if he deems it practicable, submit a plan for conducting the desired operation in such a manner as to assure protection to life and property, together with an estimate to include a separate statement as to the cost of supervision if performed by the State Department of Forestry and to be submitted to the organization or persons from whom the application originated.

48. No plan for safely burning inflammable materials shall become operative under the preceding Section of this sub-title until such plan has been approved by the organization or person making the application and until the said organization or person guarantees to the State Department of Forestry the cost of supervising the work, in which the said organization or person may stipulate a maximum amount that it or he will guarantee. Upon proper assurance that such a guarantee has been given, and that the burning is desired, the State Forester shall direct a Forest Warden or other authorized agent of the State Department of Forestry, to complete arrangements for safely performing the desired burning operation in cooperation with the organization, or person guaranteeing the cost of the work. The Forest Warden shall proceed with the work in accordance with the plan approved by the State Forester, at such time and in such manner as in the judgment of the Forest Warden will be most practicable, but in executing such plans he shall work under the direction of the State Forester. If, in the opinion of the Forest Warden in charge of the burning operation, at any time during the progress of the work, there is a possibility of endangering forests, brushlands, forest products, improvements or other property, he shall immediately suspend the use of fire, taking all necessary action in extinguishing the remaining embers, sparks, or glowing coals and placing an adequate number of watchmen on the area until the fire is entirely safe. Upon the arrangement for additional means for safety or the occurrence of more favorable weather conditions of such a nature that the burning operation will no longer be a danger, the Forest Warden shall resume the work in accordance with the plan of the State Forester. Nothing in this Act shall be construed as imposing any liability upon the Department of Forestry or its duly authorized agents for acts performed, or damages resulting from the setting of fire.

49. For his services in making examinations as provided in Section 47 of this Article, the Forest Warden shall be paid by the State Department of Forestry upon presentation of his account with vouchers approved by the State Forester;