

MAINE STATE LEGISLATURE

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SEVENTY-FIFTH LEGISLATURE

SENATE

NO. 68

In Senate, Feb. 2, 1911.

Introduced in House Feb. 1, 1911, by Mr. Libby of Oakland and on motion of Mr. Hill of Penobscot was laid on table for printing pending reference.

W. C. HANSON, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to amend and unify the laws regulating the sale of agricultural seeds, commercial feeding stuffs, commercial fertilizers, drugs, foods, fungicides and insecticides.

Be it enacted by the People of the State of Maine, as follows:

Section 1. It shall be unlawful for any person within this state to manufacture, sell, distribute, transport, offer or expose for sale, distribution, or transportation, any article of agricultural seed, commercial feeding stuff, commercial fertilizer, drug, food, fungicide or insecticide which is adulterated or misbranded within the meaning of this act.

Sect. 2. The term "agricultural seed" as used in this Act shall be held to include the seeds of alfalfa, barley, Canadian

3 blue grass, Kentucky blue grass, brome grass, buckwheat,
4 alsike clove, crimson clover, red clover, medium clover, white
5 clover, field corn, Kaffir corn, meadow fescue, flax, millet,
6 Hungarian oats, orchard grass, rape, redtop, rye, sorghum,
7 timothy and wheat.

The term “commercial feeding stuff” as used herein, shall
9 be held to include all articles of food used for feeding live
10 stock, and poultry, except hays and straws, the whole seeds,
11 and the unmixed meals made directly from the entire grains
12 of wheat, rye, barley, oats, Indian corn, buckwheat, flax seed
13 and broom corn.

The term “commercial fertilizer” as used herein, shall be
15 held to include all materials used for fertilizing purposes, the
16 price of which exceeds \$10 a ton.

The term “drug” as used herein, shall be held to include all
18 medicines and preparations recognized in the United States
19 Pharmacopœia or National Formulary for internal or exter-
20 nal use, and any substance or mixture of substances intended
21 to be used for the cure, mitigation, or prevention of disease
22 of man or other animals.

The term “food” as used herein, shall be held to include all
24 articles, whether simple, mixed or compound, used for food,
25 drink, confectionery, or condiment by man or other animals.

The term “fungicide” as used herein, shall be held to include
27 any substance or mixture of substances intended to be used
28 for preventing, destroying, repelling, or mitigating any and

29 all fungi that may infest vegetation, or be present in any en-
30 vironment whatsoever.

The term "insecticide" as used herein, shall include Paris
32 green, lead arsenate, and any substance or mixture of sub-
33 stances intended to be used for preventing, destroying, re-
34 pelling, or mitigating any insect which may infest vegetation,
35 man or other animals, or houses, or be present in any environ-
36 ment whatsoever.

Sect. 3. Every lot or package of agricultural seed which is
2 sold, distributed, transported, offered or exposed for sale,
3 distribution, or transportation for seed, in the state by any
4 person shall have affixed in a conspicuous place on the outside
5 thereof, a plainly written or printed statement clearly and
6 truly giving the name thereof and its minimum percentage of
7 purity and freedom from foreign matter.

Sect. 4. Every lot or package of commercial feeding stuff,
2 which is manufactured, sold, distributed, transported, offered
3 or exposed for sale, distribution or transportation in the state
4 by any person, shall have affixed in a conspicuous place on the
5 outside thereof, a plainly printed statement, clearly and truly
6 giving the number of net pounds in the package; the name,
7 brand or trademark under which the article is sold; the name
8 and principal address of the manufacturer or shipper; a
9 chemical analysis stating the maximum percentage of crude
10 fibre, the minimum percentage of crude fat, and the minimum
11 percentage of crude protein (allowing 1 per cent. of nitrogen
12 to equal $6\frac{1}{4}$ per cent. of protein) which it contains, all three

13 constituents to be determined by the methods adopted by the
14 Association of Official Agricultural Chemists; if the feeding
15 stuff is a compound feed, the name of each ingredient con-
16 tained therein; and if artificially colored, the name of the ma-
17 terial used for that purpose. If the feeding stuff is sold in
18 bulk or put up in packages belonging to the purchaser, the
19 seller shall upon the request of the purchaser furnish him
20 with a copy of the statements named in this section.

Sect. 5. Any person who shall manufacture, sell, distribute,
2 transport, offer or expose for sale, distribution or transporta-
3 tion, in the state, any commercial feeding stuff shall before
4 so doing file with the Director of the Maine Agricultural
5 Experiment Station for each and every commercial feeding
6 stuff bearing a distinguishing name or trademark, a certified
7 copy of the statements required by Section 4. Said certified
8 copy shall be accompanied when said Director shall so re-
9 quest, by a sealed package containing not less than one pound
10 of the commercial feeding stuff. The person who shall file
11 said certificate shall pay annually to the Director of the
12 Maine Agricultural Experiment Station a registration fee of
13 ten dollars, this fee to be assessed on any brand offered for
14 sale, distribution or transportation in the state. Provided,
15 however, that a brand of commercial feeding stuff may be re-
16 gistered for the following year without the payment of the
17 fee upon the establishment by the person who paid said fee
18 that the total sales within the state during the year for which

19 said fee was paid did not exceed fifty tons. Whenever any
20 person shall have filed such certificate and paid such registra-
21 tion fee, no other person shall be required to file such state-
22 ment or pay such fee.

Sect. 6. Every lot or package of commercial fertilizer,
2 which is manufactured, sold, distributed, transported, offered
3 or exposed for sale, distribution or transportation in the state
4 by any person shall have affixed in a conspicuous place on the
5 outside thereof a plainly printed statement clearly and truly
6 giving the number of net pounds in the package; the name or
7 trademark under which the article is sold; the name and
8 principal address of the manufacturer or shipper; the specific
9 name of each ingredient used in its manufacture; and a
10 chemical analysis stating the minimum percentage of nitro-
11 gen, or its equivalent in ammonia in available form, of potash
12 soluble in water, of phosphoric acid in available form, soluble
13 and reverted, and of total phosphoric acid, the constituents to
14 be determined by the methods adopted by the Association of
15 Official Agricultural Chemists. If the fertilizer is sold in
16 bulk or put up in packages belonging to the purchaser, the
17 seller shall, upon request of the purchaser, furnish the pur-
18 chaser with a copy of the statements named in this section.

Sect. 7. Any person who shall manufacture, sell, distribute,
2 transport, offer or expose for sale, distribution or transporta-
3 tion in the state any commercial fertilizer shall before so do-
4 ing file with the Director of the Maine Agricultural Experi-
5 ment Station for each and every fertilizer bearing a distin-

6 guishing name or trademark, a certified copy of the state-
7 ments named in Section 6. Said certified copy shall be ac-
8 companied when said Director shall so request by a sealed
9 package containing not less than two pounds of the commer-
10 cial fertilizer. The person who shall file said certificate shall
11 pay annually to the Director of the Maine Agricultural Ex-
12 periment Station a registration fee as follows: Ten dollars
13 each for the nitrogen and the phosphoric acid and five dollars
14 for the potash, contained or said to be contained in the fer-
15 tilizer, this fee to be assessed on any brand offered for sale,
16 distribution or transportation in the state. Whenever any
17 person shall have filed said certificate and paid said registra-
18 tion fee, no other person shall be required to file such state-
19 ment or pay such fee.

Sect. 8. Every lot or package of a fungicide or an insecti-
2 cide which is manufactured, sold, distributed, transported,
3 offered or exposed for sale, distribution or transportation in
4 the state by any person, shall have affixed in a conspicuous
5 place on the outside thereof a plainly printed statement clear-
6 ly and truly stating the number of net pounds in the package,
7 the name or trademark under which the article is sold, the
8 name and address of the manufacturer or shipper, and a
9 chemical analysis stating the minimum percentage of total
10 arsenic and the maximum percentage of water soluble arsenic
11 which it contains, the constituents to be determined by the
12 methods adopted by the Association of Official Agricultural
13 Chemists.

Sect. 9. Any person who shall manufacture, sell, distribute, 2 transport, offer or expose for sale, distribution or transporta- 3 tion in the state any fungicide or insecticide shall before so 4 doing file with the Director of the Maine Agricultural Ex- 5 periment Station for each and every fungicide or insecticide 6 bearing a distinguishing name or trademark, a certified copy 7 of the statements made in Section 8. Said certified copy shall 8 be accompanied when said Director shall so request by a 9 sealed package containing not less than one pound of the 10 fungicide or insecticide. The person who shall file such cer- 11 tificate shall pay annually to the Director of the Maine Agri- 12 cultural Experiment Station, a registration fee of ten dollars, 13 this fee to be assessed on any brand offered for sale, distribu- 14 tion or transportation in the state. Whenever any person 15 shall have filed said certificate and paid said registration fee, 16 no other person shall be required to file such statement or 17 pay such fee.

Sect. 10. The Director of the Maine Agricultural Experi- 2 ment Station shall have power to refuse to register any com- 3 mercial feeding stuff, commercial fertilizer, bearing a name, 4 brand or trademark which is misleading or deceptive or which 5 would tend to mislead or deceive as to the materials of which 6 it is composed, and in the case of commercial feeding stuff 7 or commercial fertilizer when the specific name of each and 8 all of the ingredients used in its manufacture are not stated. 9 He shall also have power to cancel the registration of any 10 feeding stuff, commercial fertilizer, fungicide or insecticide

11 that he deems to be manufactured, sold, distributed, trans-
12 ported, offered or exposed for sale, distribution or transporta-
13 tion in violation of any of the provisions of this act. The
14 registration of each brand of commercial feeding stuff, com-
15 mercial fertilizer, fungicide or insecticide, shall terminate on
16 the thirty-first day of December of each year.

Sect. 11. For the purpose of this act an article shall be
2 deemed to be adulterated:

In case of agricultural seed:

First. If its purity falls below its accompanying guaranty.

Second. If it contains the seed of any poisonous plant.

In case of commercial feeding stuff:

First. If its weight, composition, quality, strength or purity
8 do not conform in each particular to the claims made upon
9 the affixed guaranty.

Second. If it be colored, coated, or stained in a manner
11 whereby damage or inferiority is concealed.

Third. If it contains any poisonous or deleterious ingre-
13 dients which may render such article injurious to the health
14 of live stock or poultry.

Fourth. If any milling or manufactured offals or any for-
16 eign substance whatever have been added to any whole or
17 ground grain or other commercial feeding stuff, unless the
18 true composition, mixture or adulteration is plainly marked
19 or indicated upon the container thereof.

In case of commercial fertilizer:

First. If its weight, composition, quality, strength or purity
22 do not conform in each particular to the claims made upon
23 the affixed guaranty.

Second. If it contains any materials deleterious to growing
25 plants.

In case of drug :

First. If when a drug is sold under or by a name recog-
28 nized in the United States Pharmacopœia or National Formu-
29 lary, it differs from the standard of strength, quality or
30 purity, as laid down in the United States Pharmacopœia, or
31 Natural Formulary official at the time of investigation, or as
32 fixed by the Director of the Maine Agricultural Experiment
33 Station: Provided, that no drug defined in the United States
34 Pharmacopœia, the National Formulary or by said Director
35 shall be deemed to be adulterated under this provision, if the
36 standard of strength, quality, or purity be plainly stated, as
37 so to be understood by the non-professional person, upon the
38 bottle, box or other container thereof, although the standard
39 may differ from that laid down in the United States Pharma-
40 copœia, National Formulary, or that fixed by said Director.

Second. If its strength or purity differs from the pro-
42 fessed standard or quality under which it is sold.

In case of confectionery :

If it contains terra alba, barytes, talc, chrome yellow, or
45 other mineral substances, or poisonous color or flavor, or
46 other ingredients deleterious or detrimental to health, or any

47 vinous, malt, or spirituous liquor or compound, or narcotic
48 drug.

In case of food :

First. If any substance has been mixed and packed with it
51 so as to reduce or lower or injuriously affect its quality or
52 strength.

Second. If any substance has been substituted wholly or in
54 part for the article.

Third. If any valuable constituents of the article have been
56 wholly or in part abstracted.

Fourth. If it be mixed, colored, powdered, coated, or
58 stained in a manner whereby damage or inferiority is con-
59 cealed.

Fifth. If it contain any added poisonous or other added
61 deleterious ingredient which may render such article injurious
62 to health.

Sixth. If it consists in whole or in part of a filthy, decom-
64 posed, or putrid animal or vegetable substance, or any portion
65 of an animal unfit for food, whether manufactured or not, or
66 if it is the product of a diseased animal, or one that had died
67 otherwise than by slaughter.

Seventh. If in the manufacture, sale, distribution, trans-
69 portation, or in the offering or exposing for sale, distribution
70 or transportation, it is not at all times securely protected from
71 filth, flies, dust or other contamination, or other unclean, un-
72 healthful or unsanitary conditions.

Eighth. If it does not conform to the standards of strength,
74 quality and purity, now or hereafter to be established by stat-
75 ute or fixed by the Director of the Maine Agricultural Ex-
76 periment Station: Provided, that a food shall not be deemed
77 to be adulterated under this provision if the standard of
78 strength, quality or purity be plainly stated, so as to be under-
79 stood by the non-professional person, upon the container
80 thereof, although the standard may differ from that estab-
81 lished by statute or fixed by said Director.

Ninth. If its strength or quality or purity fall below the
83 professed standard or quality under which it is sold.

In case of fungicide or insecticide:

In the case of Paris green:—

First. If it does not contain at least fifty per centum of
87 arsenious oxide (As_2O_3).

Second. If it contains arsenic in water-soluble forms
89 equivalent to more than three and one-half per centum of
90 arsenious oxide (As_2O_3).

Third. If any substance has been mixed and packed with
92 it so as to reduce or lower or injuriously affect its quality or
93 strength.

In the case of lead arsenate:

First. If it contains more than fifty per centum of water.

Second. If it contains total arsenic equivalent to less than
97 twelve and one-half per centum of arsenic oxide (As_2O_5).

Third. If it contains arsenic in water-soluble forms equiv-
99 alent to more than seventy-five one-hundredths per centum of
100 arsenic oxide (As_2O_5).

Fourth. If any substances have been mixed and packed
102 with it so as to reduce, lower, or injuriously affect its quality
103 or strength: Provided, however, that extra water may be
104 added to lead arsenate if the resulting mixture is labeled lead
105 arsenate and water, the percentage of extra water being
106 plainly and correctly stated on the label.

In the case of fungicide or insecticide other than Paris green
108 and lead arsenate:

First. If its strength or purity fall below the professed
110 standard or quality under which it is sold.

Second. If any substance has been substituted wholly or in
112 part for the article.

Third. If any valuable constituent of the article has been
114 wholly or in part abstracted.

Fourth. If it is intended for use on vegetation and shall
116 contain any substance or substances injurious to such vege-
117 tation.

Sect. 12. The term "misbranded" as used herein, shall
2 apply to all articles of agricultural seed, commercial feeding
3 stuff, commercial fertilizer, drug, food, fungicide and in-
4 secticide, the package or label of which shall bear any state-
5 ment, design, or device regarding such article, or the ingre-
6 dients or substances contained therein which shall be false or
7 misleading in any particular, or which is falsely branded in
8 any particular.

For the purpose of this act an article shall also be deemed
10 to be misbranded:

In case of agricultural seed:

If any lot or package fail to bear all the statements required
13 by Section 3.

In case of commercial feeding stuff:

First. If any package fails to bear all of the statements
16 required by Section 4.

Second. If the printed statements required by Section 4 to
18 be affixed to the package differ from the statements required
19 by Section 5.

Third. If any brand is manufactured, transported, distrib-
21 uted, sold, offered or exposed for sale, distribution, or trans-
22 portation upon which the registration fee required by Section
23 5 has not been paid.

In case of commercial fertilizer:

First. If any package fail to bear all the statements re-
26 quired by Section 6.

Second. If the printed statements required by Section 6 to
28 be affixed to the package differ from the statement required
29 by Section 7.

Third. If any brand is manufactured, distributed, trans-
31 ported, sold, offered or exposed for sale, distribution or
32 transportation upon which the registration fee required by
33 Section 7 has not been paid.

In case of drug:

First. If it be an imitation of or offered for sale under the
36 name of another article.

Second. If the contents of the package as originally put up
38 shall have been removed, in whole or in part, and other con-
39 tents shall have been placed in such package, or, except in the
40 case of a physician's prescription compounded by a physician
41 or a registered pharmacist, if the package fail to bear a state-
42 ment on the label of the quantity or proportion of any alcohol,
43 morphine, opium, cocaine, heroin, alpha or beta eucaine,
44 chloroform, cannabis indica, chloral hydrate or acetanilide or
45 any derivative or any preparation of any such substances
46 contained therein.

In case of food :

First. If it be an imitation of or offered for sale under the
49 distinctive name of another article.

Second. If the contents of the package as originally put up
51 shall have been removed in whole or in part and other con-
52 tents shall have been placed in such package, or if it fail to
53 bear a statement on the label of the quantity or proportion of
54 each and any added coloring matter, preservative, chemical or
55 drug contained therein.

Third. If in package form, the net quantity of the contents
57 are not plainly, correctly and conspicuously stated on the out-
58 side of the package in terms of weight, measure, or numerical
59 count.

Fourth. If the package containing it or its label shall bear
61 any statement, design, or device regarding the ingredients
62 or the substances contained therein, which statement, design,
63 or device shall be false or misleading in any particular :

64 Provided, that an article of food which does not contain any
65 added poisonous or deleterious ingredients shall not be
66 deemed to be adulterated or misbranded in the following
67 cases :

First. In the case of mixtures or compounds which may be
69 now or from time to time hereafter known as articles of food,
70 under their own distinctive names, and not an imitation of or
71 offered for sale under the distinctive name of another article,
72 if the name be accompanied on the same label or brand with a
73 statement of the place where said article has been manufac-
74 tured or produced.

Second. In the case of articles labeled, branded, or tagged
76 so as to plainly indicate that they are compounds, imitations,
77 or blends, and the word 'compound,' 'imitation,' or 'blend,' as
78 the case may be, is plainly stated on the package in which it
79 is offered for sale: Provided, that the term 'blend' as used
80 herein shall be construed to mean a mixture of like sub-
81 stances, not excluding harmless coloring or flavoring ingre-
82 dients used for the purpose of coloring and flavoring only,
83 and whose presence is declared upon the label. And provided
84 further, that nothing in this act shall be construed as requir-
85 ing or compelling proprietors or manufacturers of proprie-
86 tary goods which contain no unwholesome added ingredient
87 to disclose their trade formulas except in so far as the pro-
88 visions of this act may require to secure freedom from adult-
89 eration or misbranding.

In case of fungicide and insecticide :

First. If any lot or package fail to bear all the statements
92 required by Section 8.

Second. If the printed statements required by Section 8 to
94 be affixed to the lot or package differ from the statements
95 required by Section 9.

Third. If any brand is manufactured, transported, dis-
97 tributed, sold or offered or exposed for sale, distribution or
98 transportation upon which the registration fee required by
99 Section 9 has not been paid.

Fourth. If it be an imitation of or offered for sale under
101 the name of another article.

Fifth. If it be labeled or branded so as to deceive or mis-
103 lead the purchaser, or if the contents of the package as
104 originally put up shall have been removed in whole or in
105 part, and other contents shall have been placed in such
106 packages.

Sixth. If it consists partially or completely of an inert
108 substance or substances which do not prevent, destroy, repel,
109 or mitigate insects or fungi and does not have the percentage
110 amount of such inert ingredients plainly and correctly stated
111 on the label.

Sect. 13. The Director of the Maine Agricultural Ex-
2 periment Station shall make uniform rules and regulations
3 for carrying out the provisions of this act. The said Di-
4 rector may also fix standards of purity, quality or strength
5 when such standards are not specified or fixed by law and
6 shall publish them, together with such other information con-

7 cerning articles of agricultural seed, commercial feeding
8 stuff, commercial fertilizer, drug, food, fungicide and in-
9 secticide as he may deem to be of public benefit.

Sect. 14. The Director of the Maine Agricultural Experi-
2 ment Station shall annually analyze, or cause to be analyzed,
3 samples of articles of agricultural seed, commercial feeding
4 stuff, commercial fertilizer, drug, food, fungicide and in-
5 secticide, at such time and to such extent as said Director
6 may determine. And said Director, in person or by deputy,
7 shall have free access, ingress and egress at all reasonable
8 hours to any place or any building wherein articles of agri-
9 cultural seed, commercial feeding stuff, commercial fertilizer,
10 drug, food, fungicide or insecticide are manufactured,
11 stored, transported, sold, offered or exposed for sale. He
12 shall also have power, in person or by deputy, to open any
13 case, package or other container, and may, upon tendering
14 the market price, take samples for analysis. The results of
15 all analyses of articles of agricultural seed, commercial feed-
16 ing stuff, commercial fertilizer, drug, food, fungicide and
17 insecticide made by said Director shall be published by him
18 in the bulletins or reports of the Experiment Station, to-
19 gether with the names of the persons from whom the sam-
20 ples were obtained, the names of the manufacturers thereof,
21 and such additional information as to him may seem ad-
22 visable.

Sect. 15. When the said Director becomes cognizant of the
2 violation of any of the provisions of this act he shall cause

3 notice of such fact, together with a copy of the findings, to
4 be given to the person from whom the sample was obtained,
5 and the person whose name appears upon the label. The
6 persons so notified shall be given an opportunity to be heard
7 under such rules and regulations as may be prescribed by said
8 Director. Notices shall specify the date, hour and place of
9 the hearing.

Sect. 16. Any person who adulterates or misbrands within
2 the meaning of this act, any article of agricultural seed, com-
3 mercial feeding stuff, commercial fertilizer, drug, food,
4 fungicide or insecticide, or any person who manufactures,
5 sells, distributes, transports, offers or exposes for sale, dis-
6 tribution, or transportation any article of agricultural seed,
7 commercial feeding stuff, commercial fertilizer, drug, food,
8 fungicide or insecticide in violation of any of the provisions
9 of this act, shall be punished by a fine not exceeding one
10 hundred dollars for the first offense, and by a fine not exceed-
11 ing two hundred dollars for each subsequent offense.

Sect. 17. No person shall be prosecuted under the pro-
2 visions of this act when he can establish proof of purchase
3 and a guaranty signed by the person, residing in the United
4 States, from whom the purchase was made, to the effect that
5 the article in question is not adulterated or misbranded with-
6 in the meaning of this act.

Sect. 18. The word "person" as used in this act shall be
2 construed to import both the plural and the singular, as the
3 case demands, and shall include corporations, companies, so-

4 cieties and associations. When construing and enforcing the
5 provisions of this act, the act, omission, or failure of any
6 officer, agent, or other person acting for or employed by any
7 corporation, company, society, or association, within the
8 scope of his employment or office, shall in every case be also
9 deemed to be the act, omission, or failure of such corporation,
10 company, society, or association as well as that of the person.

Sect. 19. The Director of the Maine Agricultural Experi-
2 ment Station shall diligently enforce all of the provisions of
3 this act, and, in this connection, he shall be entitled to have
4 and receive the advice, counsel and assistance of the attorney
5 general and of the attorney for the state in the several
6 counties.

The said Director, in his discretion, may recover the pen-
8 alties for the violation of the provisions of this act in an
9 action on the case in his own name, the venue to be as in other
10 civil actions, and the plaintiff prevailing in any such action
11 shall recover full costs; or he may prosecute violators by
12 complaint or indictment in the name of the State, and such
13 prosecution may be commenced in the county in which the
14 offense was committed, or in any adjoining county. All fines
15 received under this act by County Treasurers shall be paid by
16 them to the Director of the Maine Agricultural Experiment
17 Station.

All money received by the Director of the Maine Agri-
19 cultural Experiment Station under this act shall be paid by
20 him to the Treasurer of the Maine Agricultural Experiment

21 Station and shall be expended in carrying out the provisions
22 of this act.

 Trial justices and municipal and police courts are hereby
24 invested with original jurisdiction, concurrent with the su-
25 preme judicial and superior courts, to hear, determine, enter
26 and by appropriate process enforce judgment in actions com-
27 menced for the recovery of the penalties aforesaid, and to
28 try, and, upon conviction, to punish, for offenses against the
29 provisions of this act.

 Sect. 20. Every certificate duly signed and acknowledged
2 by the Director of the Maine Agricultural Experiment Sta-
3 tion, relating to the collection and analysis of any sample of
4 agricultural seed, commercial feeding stuff, commercial fer-
5 tilizer, drug, food, fungicide, or insecticide shall be presump-
6 tive evidence of the facts therein stated.

 Sect. 21. Sections sixteen to thirty-three inclusive of
2 Chapter thirty-nine of the Revised Statutes, and all amend-
3 ments and additions thereto, Chapter sixty-six of the Public
4 Laws of nineteen hundred and five, Chapter one hundred and
5 twenty-four of the Public Laws of nineteen hundred and
6 seven and all other acts or parts of acts inconsistent herewith,
7 are hereby repealed.