

enforced; and any violation or neglect, or refusal to comply with any rule or regulation of the said Board under Sections 94 to 97, both inclusive, shall be deemed a misdemeanor and shall be punished by a fine not exceeding fifty dollars or imprisonment in the County Jail not exceeding thirty days, or both fine and imprisonment in the discretion of the Court.

1916, ch. 243, sec. 98.

98. Upon complaint made in writing by the State Board of Health, or its Executive Officer, before any Justice of the Peace, charging the commission of an offense against the provisions of said Sections 94 to 97, both inclusive, it shall be the duty of the State's Attorney of the county or town, in which such offense is committed, to prosecute the offender.

See notes to this section in volume 1 of the Annotated Code.

99. Repealed. (Act 1916, ch. 242.)

100. Repealed. (Act 1916, ch. 242.)

101. Repealed. (Act 1916, ch. 242.)

#### Nuisances.

1917, ch. 36.

106A. Whenever the State Board of Health, its officers or agents, upon investigation, shall find that the contents from any surface privy, privy-pit, water-closet, or cesspool overflows or leaks from said surface privy, privy-pit, water-closet, or cesspool, or shall find any surface privy, privy-pit, water-closet, or cesspool on any premises in this State, which is not fly-tight and water-tight, and shall also find on said premises the disease of cholera, typhoid or typhus fever, hookworm, dysentery or parasitic disease of the bowels, then such premises, surface privy, privy-pit, water-closet or cesspool, as the case may be, shall be deemed in a state of nuisance and liable to summary abatement by the State Board of Health.

1917, ch. 36.

106B. Before proceeding to the summary abatement of any nuisance as described in Section 106A, the State Board of Health, its officers and agents, shall cause to be served an order on the owner of the premises, where such nuisance exists, or if such owner cannot be found, then on the occupant or tenant, or if the premises be unoccupied and the owner cannot be found, then said order to be attached to the property, requiring the abatement of said nuisance within not less than twenty-four hours nor more than five days from the date and hour of the service of said order, and in such order the State Board of Health, its officers and agents, shall set forth what work, materials and things shall be necessary to abate such nuisance.